

USES RECENT CASES & DIAGRAMS TO ILLUSTRATE KEY CONCEPTS



Written by Mitchell McInnes, Canada's leading authority on the law of unjust enrichment, this book was designed to introduce judges, lawyers, and students to this subject area.

Fundamental Principles of Canadian Unjust Enrichment Mitchell McInnes

This new publication provides a succinct statement of the principles and rules that govern restitutionary liability and focuses on the law of unjust enrichment that is practised in Canadian courts today. Consistent with the manner in which the Canadian legal system formulates and resolves restitutionary claims, the book is divided into four parts:

- **Part I: Basic Principles** opens with an introductory chapter and then devotes separate chapters to the governing principle's three essential elements: enrichment, corresponding deprivation, and absence of juristic reason
- **Part II: Juristic Reasons** looks in more depth at the circumstances in which enrichments will be considered "unjust" and hence reversible
- **Part III: Defences** and **Part IV: Restitution** contain single chapters that address issues that arise once a court has recognized a *prima facie* right to unjust enrichment

Topics covered include non-purposive transfers; donative intent; contract; disposition of law; defences and Bars; remedial constructive trusts; the civilian-inspired test of injustice; and much more.

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