# **Summary of Contents**

## Volume 1

## PART I. INTRODUCTION

Chapter 1. Historical Background

- Chapter 2. A Canadian Law of Restitution
- Chapter 3. General Principles

## PART II. REMEDIES

- Chapter 4. Common Law Remedies
- Chapter 5. Equitable Remedies
- Chapter 6. Tracing at Law
- Chapter 7. Tracing in Equity
- Chapter 8. Subrogation
- Chapter 9. Contribution and Indemnity

## PART III. THE RIGHT TO RESTITUTION

## TOPIC A. MISTAKE

- Chapter 10. Money Paid Under a Mistake of Fact
- Chapter 11. Money Paid Under a Mistake of Law
- Chapter 12. Other Benefits Conferred by Mistake

## TOPIC B. INEFFECTIVE TRANSACTIONS

- Chapter 13. Informality
- Chapter 14. Incapacity
- Chapter 15. Illegality
- Chapter 16. Want of Authority
- Chapter 17. Mistake, Misunderstanding and Uncertainty
- Chapter 18. Frustration
- Chapter 19. Discharge for Breach

© 2025 Thomson Reuters, Rel. 1, 7/2025

Contents-1

THE LAW OF RESTITUTION

Chapter 20. Misrepresentation

Chapter 21. Contracts and Gifts Which Do Not Materialize

## Volume 2

# PART III. THE RIGHT TO RESTITUTION (CONTINUED)

## TOPIC C. PUBLIC AUTHORITIES

Chapter 22. Restitution from Public Authorities

## TOPIC D. PROFIT FROM WRONGDOING

- Chapter 23. Criminal and Quasi-Criminal Acts
- Chapter 24. Waiver of Tort
- Chapter 25. Breach of Contract
- Chapter 26. Compulsion
- Chapter 27. Breach of Fiduciary Duty
- Chapter 28. Breach of Confidence
- Chapter 29. Unconscionable Transactions
- Chapter 30. Other Equitable Wrongdoing

## TOPIC E. OFFICIOUSNESS

- Chapter 31. Necessitous Intervention: The Altruistic Intermeddler
- Chapter 32. Compulsory Discharge of Another's Liability
- Chapter 33. The Self-Serving Intermeddler

## TOPIC F. PETTKUS V. BECKER AND ITS PROGENY

Chapter 34. Property Disputes Between Cohabitants

## TOPIC G. BENEFITS ACQUIRED FROM THIRD PARTIES

- Chapter 35. Restitution of Benefits Conferred Upon the Defendant by a Third Party
- Chapter 36. Benefits Wrongfully Acquired by a Third Party Before Transfer to the Defendant

Contents - 2

Summary of Contents

Appendix Appendix SLL. Selected Legal Literature Table of Added Cases Table of Cases Index

© 2025 Thomson Reuters, Rel. 1, 7/2025

Contents-3