

The Role of Precedent in the Construction and Implication of Terms in Contracts by Dr John Eldridge, Serle Court, UK

via Zoom | Thursday 20 January 2022 | 4.00 PM TO 5.15 PM (SGT)

SYNOPSIS

This seminar will explore the interaction between the processes by which statements of intention are construed or terms are implied. The vehicle for the exploration will be the decision in *Devani v Wells*, in which the Supreme Court of the United Kingdom held that the processes led to the same conclusion in relation to an alleged oral contract to pay commission to an estate agent. 'Construction' was used to deduce agreement to an essential term from a conversation during which the parties remained silent on the matter. The same term was then implied on a factual basis. It will be suggested that this reasoning is unconvincing on both issues. Given the Court's reasoning, it should have concluded that the essential term omitted during the conversation was a term implied in law.

This seminar is based on a paper which Dr Eldridge co-authored with Professors John Carter and Elisabeth Peden which was published in 2021 in the *Journal of Contract Law*.

ABOUT THE SPEAKER



Dr John Eldridge is a barrister at Serle Court, where he is building a broad commercial chancery practice. Previously, he was successively Lecturer and Senior Lecturer at the University of Sydney Law School. He is an editor of three books and the author of over twenty publications in leading academic journals in Britain and Australia. His academic work has been cited by the Supreme Court of Victoria and the Singapore Court of Appeal.

PROGRAMME

- 3.45 PM** Login in by Zoom Participants
- 4.00 PM** Welcome Remarks
Associate Professor Kely Loi
Co-Director, Asian Law Institute
NUS Law
- 4.05 PM** Presentation by
Dr John Eldridge, Serle Court, UK
- 5.05 PM** Q&A
- 5.15 PM** End of Webinar

REGISTRATION

Registration is compulsory
Visit <https://bit.ly/3plDkfd> or
Scan the QR Code to register
by Monday 17 January 2022, Noon



CONTACT PERSON

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Public CPD Points: 1
Practice Area: Corporate/Commercial
Training Level: Foundation

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes logging in at the start of the webinar and logging out at the conclusion of the webinar in the manner required by the organiser, and not being away from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.