

# The Law of Obligations

## Connections & Boundaries



THE UNIVERSITY OF  
MELBOURNE

**The University of Melbourne**  
**21-22 February 2002**

## Thursday 21 February

8.45am **Welcome**

Professor Michael Crommelin,  
Dean, Faculty of Law,  
University of Melbourne

9.00am **Session 1**

Chair: Professor Charles Rickett,  
University of Auckland

**Remedies and the Classification of Obligations**

Professor Michael Tilbury, University of  
Zimbabwe and University of Melbourne

**The Alignment of Causes of Action and Measures of Relief**

Associate Professor Mitchell McInnes,  
University of Western Ontario

**The Impact of Legislation on the Law of Obligations via Remedies**

Mr David Wright, Adelaide University

10.45am Morning Tea

11.15am **Session 2**

Chair: Dr Simon Evans, University of Melbourne

**Re-conceptualising the Express Trust: Property or Obligation?**

Professor Patrick Parkinson,  
University of Sydney

**Integrating Property and Obligations**

Dr Robert Chambers, University of Alberta

**Contract Rights as Property Rights**

Mr Ralph Cunnington, University of Durham

1pm Lunch

2.00pm **Session 3**

Chair: Professor Michael Tilbury, University of  
Zimbabwe and University of Melbourne

**Tort Law as Regulation**

Professor Peter Cane, Australian National  
University

**Connecting Damages and Liability Rules: Problems for Risk Management Devices**

Professor John Carter, University of Sydney

3.15pm Afternoon Tea

3.45pm **Session 4**

**Parallel Session I**

Chair: Professor John Carter, University of Sydney

**Voluntary Obligations, Promises and Contracts**

Assistant Professor Michael Pratt,  
University of Alberta

**The Boundaries of Contract**

Dr Andrew Robertson, University of Melbourne

**A Coherent Law of Estoppel?**

Assistant Professor Jason Neyers, University of  
Western Ontario

**Parallel Session II**

Chair: Mr Jonathan Gill, Centre for Media,  
Communications & Information Technology Law

**Conflicts of Interest, Conflicts of Duties and the Information Professional**

Associate Professor John Glover, Monash  
University

**Contract and Confidentiality**

Associate Professor Megan Richardson, University  
of Melbourne

**Monetary Remedies for Breach of Confidence in Media Cases**

Dr Normann Witzleb, University of Western Australia

6.30pm **Book Launch**

*Principles of Contract Law*  
by Heffey, Paterson & Robertson  
University House

LAWBOOK CO.  
A THOMSON COMPANY

7.30pm **Conference Dinner**

University House

This conference will provide a unique forum for the discussion of private law issues, particularly those crossing the boundaries between the traditional categories of contract, tort, equity and restitution.

The conference will form part of a series of events to mark the opening of the new Law School building at the University of Melbourne.

# Friday 22 February

## 9.00am **Session 1**

Chair: Professor Michael Bryan,  
University of Melbourne

### **Unjust Enrichment: Repeating the Same Mistake?**

Mr Steve Hedley, Christ's College,  
University of Cambridge

### **Disgorgement for Unjust Enrichment?**

Professor Ross Grantham &  
Professor Charles Rickett, University of Auckland

### **Restitution, Damages & Money Awards**

Dr James Edelman, St Edmund Hall,  
University of Oxford

10.45am Morning Tea

## 11.15am **Session 2**

Chair: Professor Harold Luntz,  
University of Melbourne

### **Measure of Compensatory Damages: Normal Expectancies and Entitled Results**

Professor Jane Stapleton,  
Australian National University

### **Causation, Remoteness and Comparative Fault in Common Law and Equitable Obligations**

Ms Barbara McDonald, University of Sydney

## 12.25pm **Session 3**

Chair: Dr Andrew Robertson,  
University of Melbourne

### **Further Adventures on the Snail Trail: Contract, Torts, and Justice**

Professor Allan Hutchinson, Osgoode Hall Law  
School, York University

1pm Lunch

## 2.00pm **Session 4**

Chair: Mr Steve Hedley, Christ's College,  
University of Cambridge

### **Unconscionability within a Restitutionary Framework**

Professor Michael Bryan, University of Melbourne

### **Concentrating on the "Other": Classifying Obligations and the Categories of Consent, Wrongs, Unjust Enrichment/Restitution, and Others**

Dr Joachim Dietrich, Australian National University

### **Damages in the Restitution Measure in Contract and Tort**

Mr Eoin O'Dell, Trinity College, University of Dublin

3.45pm Afternoon Tea

## 4.15pm **Session 5**

### **Parallel Session I**

Chair: Associate Professor Fred Ellinghaus,  
University of Melbourne

### **Contracts, Relationships & Regulation: The Distinction Between Private & Public**

Ms Mary Keyes & Ms Kylie Burns, Griffith University

### **Good Faith, Neighbourhood & the Duty to Renegotiate a Contract**

Ms Jeannie Marie Paterson, Monash University

### **Parallel Session II**

Chair: Professor Peter Cane, Australian National  
University

### **Against Tort Imperialism**

Dr Allan Beever, University of Auckland

### **Physical Damage in Negligence**

Dr Christian Witting, University of Nottingham

5.30pm **Post-conference Drinks**

**Venue: Melbourne Law School, 185 Pelham Street, Carlton**

## Accommodation

Subject to availability at the time of booking. Reservations should be made directly to accommodation venues. Please quote conference name to ensure you are charged at the special government rate as shown.

All venues listed are 10-15 minutes walking distance from the conference venue at Melbourne Law School, 185 Pelham Street, Carlton.

### Rydges Carlton

701 Swanston Street, Carlton 3053

Tel: +61 3 9347 7811

Toll Free: 1800 333 001

Fax: +61 3 9347 8225

Email: [reservations\\_carlton@rydges.com](mailto:reservations_carlton@rydges.com)

Website: <http://www.rydges.com.au>

Rate: Standard Room \$130 per night

### The Clock Tower

Shop 27, 255 Drummond Street, Carlton 3053

Tel: +61 3 9349 9700

Toll Free: 1800 062 966

Fax: +61 3 9349 2542

Email: [cca@hyperlink.net.au](mailto:cca@hyperlink.net.au)

Website: <http://www.clocktower.com.au>

Rate: Standard Room \$132 per night

### International House

241 Royal Parade, Parkville 3052

Tel: +61 3 9345 7576

Fax: +61 3 9349 1761

Email: [guest@ihouse.unimelb.edu.au](mailto:guest@ihouse.unimelb.edu.au)

Website: <http://www.ihouse.unimelb.edu.au>

Rate: Guest room (double with ensuite) \$60 per night

## Travel

We are pleased to have chosen [Qantas](#) as the official airline for our conference. A special conference fare has been negotiated for delegates, offering a discount of up to 45% off the full economy airfare (excluding taxes and subject to seat availability in group class). Please quote Association Profile Number **2958100** and the destination and date of conference when making your reservation. The discount is available for domestic travel within Australia only and is subject to payment and ticketing conditions. The Qantas telephone number for this offer is **Toll Free 1 800 684 880**.

International participants can contact their local Qantas office for the best available fare of the day.

## Contact Details

### Conference Conveners

The conference conveners are Dr Andrew Robertson and Professor Michael Bryan.

Inquiries relating to the academic program should be directed to:

Andrew Robertson  
Faculty of Law  
The University of Melbourne  
Vic 3010  
Australia

Tel: +61 3 8344 0379

Email: [a.robertson@unimelb.edu.au](mailto:a.robertson@unimelb.edu.au)

### General Enquiries

Paris Paliouras  
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# Registration Form

## The Law of Obligations: Connections & Boundaries

21-22 February 2002

Tax Invoice  
The University of Melbourne  
ABN: 84002705224

Surname		Title (Mr/Ms/Mrs/Dr/Prof)	
Given Names		Position	
Organisation			
Mailing address			
	Country		Postcode
Telephone		Fax	
Email			

Please print

### Costs

Please indicate type of registration. All prices are GST inclusive and in Australian dollars.

- Conference Registration Fee                      \$220  
 One-day Registration Fee\*                              \$110                      \* Please nominate day you will attend.

Thursday     Friday

- Conference Dinner    \$66

Special dietary requirements for dinner

### Payment

I enclose a cheque for \$\_\_\_\_ payable to "University of Melbourne, Faculty of Law" or

please debit  Bankcard     Visa     Mastercard

Card number      Expiry Date \_\_\_\_/\_\_\_\_

Cardholder's Name	Signature
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**Refunds:** A cancellation fee of 20% of the conference fee applies to all cancellations received after 14 February 2002.

### Mail to:

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