

CONDITIONS



☐ BREACH

☐ INNOCENT / INJURED PARTY

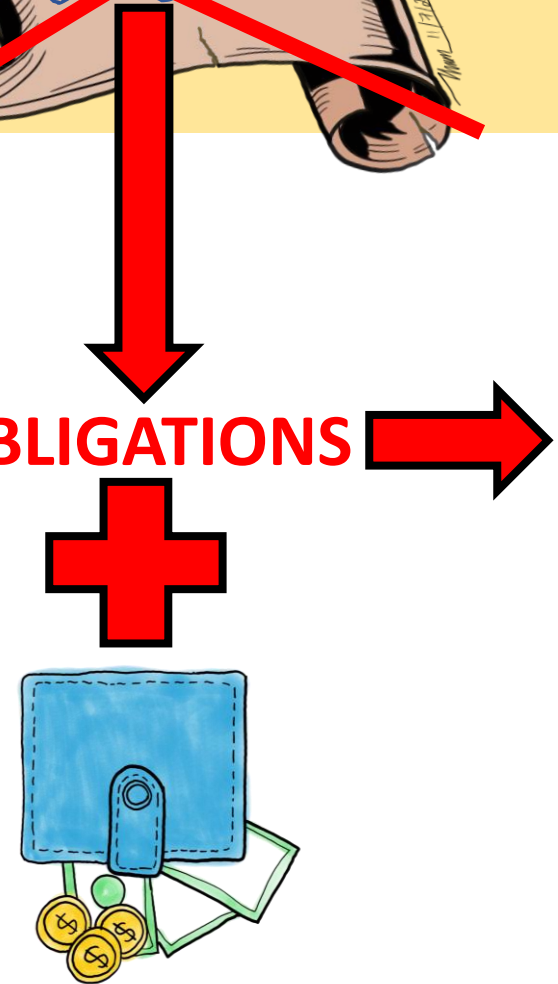
☐ MAY **DISCHARGE** CONTRACTUAL **OBLIGATIONS**

☐ **CLAIM DAMAGES**

☐ FROM CONTRACT BREAKER

☐ Relevant case law is

Poussard v Spiers



INNOMiNATE TERMS



- ☐ TERM WITH NO NAME
- ☐ DEPENDS ON **SEVERITY OF BREACH**
- ☐ **TEST: BREACH DEPRIVE**
innocent /injured party
SUBSTANTIALLY WHOLE BENEFIT
OF CONTRACT? **YES**
- ☐ Relevant case law is Hong Kong Fir Shipping v Kawasaki KK

**SERIOUS BREACH
SET ASIDE
CONTRACT &
DAMAGES**

