

## Davidson's - Rules of Drafting

# 1

Before a draft is begun the whole design should be conceived.

# 2

Nothing should be omitted or admitted at random.

# 3

A necessary result should never be stated.

# 4

Statements of Negotiation should be avoided.

# 5

The order of the draft should be logical.

# 6

The ordinary and accustomed forms of instruments & technical language should be employed

# 7

Language should be, to the utmost possible extent, precise and accurate that is, every phrase should have a clear meaning and all the phrases should be connected together as to give rise to no ambiguity.

# 8

While the precedent should not be followed mechanically, at the same time, as long as the precedent is not contrary to or inconsistent with the object to be achieved it should be followed verbatim.

# Drafting Rules Principles

**Ronan Cormacain**



## **Drafting Rules Principles:**

The Form of Legislation and the Rule of Law Ronan Cormacain, 2022-12-22 What does the rule of law mean in practical terms for the way that legislation is prepared drafted and presented It is a cornerstone of the UK legal order and requires certain things from the legal system such as that the law must be intelligible predictable and accessible This book examines what those requirements mean for the form that legislation must take Using the rule of law as the starting point the author uses deductive reasoning to determine what flows from this in terms of the form of legislation Each element of the rule of law is analysed to establish principles about the form that legislation ought to take and the book examines how each principle can be given concrete effect The originality lies in the nexus between the rule of law and the form of legislation Much has been written about the nature and content of the rule of law but relatively little has been devoted to jurisprudence the theory and practice of legislation This book now draws these two subjects together in a detailed and innovative way **The**

**International Law Commission's Draft Articles on State Responsibility** Shabtai Rosenne, 2025-01-20 **UNIDROIT Principles on Digital Assets and Private Law** Carmen Pastor Sempere, David Amable Morán Bovio, 2026-03-23 This open access book presents the Unidroit Principles on Digital Assets and Private Law DAPL with comprehensive context and expert perspectives The first part introduces the DAPL framework its development and future prospects featuring contributions on its formation and influence Key figures including Professor Hideki Kanda and Professor Steven Weise discuss major issues and highlights followed by a Q A with Professor Edwin Smith on integrating digital assets into the U S UCC The Right of Control section includes practical exercises and explores its central role in DAPL s evolution concluding with an application to verified carbon credits The following parts offer detailed reflections on each of the 19 Principles Each reflection follows a consistent structure the Principle s text commentary illustrative examples and explanations all grounded in official Unidroit documents The book clarifies the rationale aims and drafting process behind each Principle showing their relevance and alignment with international standards This resource is invaluable for lawmakers judges lawyers entrepreneurs and students seeking clear guidance on interpreting and applying the DAPL Principles to digital assets law This work was financed within the framework of the Prometeo 2023 project of the Regional Ministry of Innovation Universities Science and Digital Society CIPROM 2022 26 Present and future of the regulation of cryptoassets in the EU LegalCripto whose principal investigator is Mar a del Carmen Pastor Sempere The basic ideas contained herein were presented in the author s paper with the same title given on November 13 2024 at the IV International Congress on Unidroit Principles on Digital Assets and Private Law Context Content Perspectives organized also by BAES Research Group of the University of Alicante on November 13 and 14 2024 The International Law Commission's Draft Articles on State Responsibility United Nations. International Law Commission, 1991-05-29 This volume contains a consolidated reproduction of Part One articles 1 to 35 of the Draft Article on State Responsibility and their important Commentaries prepared by the International Law Commission in the period ending

in 1980 These articles deal with the origin of international responsibility including general principles the act of State breach of an international obligation and circumstances precluding wrongfulness They were drawn up on the basis of eight reports submitted by the Special Rapporteur Professor now Judge Roberto Ago An introduction written by Shabtai Rosenne traces the history of the official codification of the topic of State Responsibility since the League of Nations first broached the matter in 1924 State Responsibility is central to the daily practice of international law and its systematic treatment is central to the codification process The International Law Commission is continuing work on the topic In the meantime the articles of Part One now concentrated for the first time in a single volume are the major starting point for this work This volume will be of great value to practitioners teachers and students of international law Shabtai Rosenne was a member of the International Law Commission from 1962 to 1971 when the basic decisions regarding the approach to the current phase of the work were taken

**A Handbook of Drafting Rules and Principles** Howard C. Nelson, John Robert Hood, 1976

**Principles of Judicial Administration** William Franklin Willoughby, 1929

**Unification and Harmonization of International Commercial Law** Morten Fogt, 2012-07-18 In theory the numerous existing formal instruments designed to unify or harmonize international commercial law should achieve the implied and desired end result resolution of the legal uncertainty and lack of predictability in the legal position of traders However it is well known that they fall far short of such an outcome This innovative book based on a conference held at the University of Aarhus in October 2009 offers deeply considered authoritative responses to important practical questions that have still not been answered comprehensively and that need to be answered for the efficient conduct of international commerce and for the future development of international commercial law These questions include Can clearly preferred methods of unification and harmonization be identified What are the benefits of achieving unification and harmonization by means of party autonomy and contract practice Is it necessary first to harmonize some aspects of private international law Which aspects of unification and harmonization should be formal and which can remain informal How should formal and informal measures interact What conflicts are likely to arise and what resolutions are available Should tensions be seen as inevitable positive and necessary Which of several international instruments are applicable and what order of priority should apply Sixteen different nationalities are represented allowing for fruitful discussion across all major legal systems Prominent scholars and experienced practitioners offer deeply informed insights into how to navigate the complex field of international commercial law with its multiplicity of instruments and how to resolve or neutralize the possible defects of various different means of unification and harmonization of international commercial law These insights and proposals are sure to be welcomed by interested academics practitioners judges arbitrators and businessmen throughout the world at global regional and local levels

*Precontractual Liability in European Private Law* John Cartwright, Martijn Hesselink, 2008 This volume outlines European perspectives on the liability which may follow a break off of precontractual negotiations

*Seventy Years of the International Law Commission* The United

Nations,2020-10-12 Seventy Years of the International Law Commission Drawing a Balance for the Future brings together voices from academia and practice to celebrate and critically evaluate the work of the United Nations International Law Commission ILC over the past seventy years The edited volume draws on the events commemorating the seventieth anniversary of the Commission which took place in New York and Geneva in May and July 2018 At a time when multilateral law making has become increasingly challenging the edited volume appraises the role of one the most important driving forces behind the codification of international law and discusses the ILC s future contribution to the development of international law

Restatement of the Law of Torts : Tentative Draft No. 1-18 American Law Institute,1929 **The Post Magazine and Insurance Monitor** ,1924 Tort Law in Portugal Nuno Manuel Pinto Oliveira,André Gonçalo Dias Pereira,2020-07-21 Derived from the renowned multi volume International Encyclopaedia of Laws this book provides ready access to how the legal dimension of prevention against harm and loss allocation is treated in Portugal This traditional branch of law not only tackles questions which concern every lawyer whatever his legal expertise but also concerns each person s most fundamental rights on a worldwide scale Following a general introduction that probes the distinction between tort and crime and the relationship between tort and contract the monograph describes how the concepts of fault and unlawfulness and of duty of care and negligence are dealt with in both the legislature and the courts The book then proceeds to cover specific cases of liability such as professional liability liability of public bodies abuse of rights injury to reputation and privacy vicarious liability liability of parents and teachers liability for handicapped persons product liability environmental liability and liability connected with road and traffic accidents Principles of causation grounds of justification limitations on recovery assessment of damages and compensation and the role of private insurance and social security are all closely considered Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable resource for lawyers Portugal Academics and researchers will also welcome this very useful guide and will appreciate its value not only as a contribution to comparative law but also as a stimulus to harmonization of the rules on tort

**Intellectual Property and Private International Law** Josef Drexl,Annette Kur,2005-02-23 This book sets out visions for a system of international and regional jurisdiction that is adapted to the supranational character of IP rights

**Principles of Labor Legislation** John Rogers Commons,John Bertram Andrews,1920 Report of the ... Conference International Law Association. Conference,1927 The association s Report of the executive council 1913 15 includes papers prepared for a proposed 1914 conference at the Hague **Journal of the American Judicature Society** American Judicature Society,1917 Journal of the American Judicature Society ,1920 The Albany Law Journal ,1890 ... International codification of the rules relating to seamen's articles of agreement International Labour Office,International Labour Organization,1926 **The Australasian Insurance & Banking Record** ,1926

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