While courts are very willing to award orders compelling the defendant to pay the agreed price, orders compelling non-monetary performance (for specific performance or injunctions) are rarely given because of the many ‘bars’ to such awards. The law also controls the parties’ agreed remedies. This chapter addresses the following questions: (1) To what extent does (and should) the law grant specific enforcement of contract? (2) How can parties control the consequences of breach and prevent under-compensation? (3) To what extent does (and should) the law permit the parties to agree on the remedies for breach? (4) What considerations influence the answers to questions 1–3?
14. Specific and agreed remedies

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