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The postal rule What is the postal rule? What are the facts of Adams v Lindsell? Adams v Lindsell (Postal Acceptance Rule)

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Acceptance by telex and email.

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relationship with wider society\"  
Contracts - Mailbox Rule  
(Acceptances)

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Jim Parsons Breaks Down His  
Career, from 'The Big Bang  
Theory' to 'Young Sheldon' |  
Vanity Fair  
The US Postal Service  
And Voting By Mail Entores Ltd v

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Miles Far East Corporation [1955]  
| Contract Law Postal Rule | Law  
Case Summary ~~ADAMS VS~~  
~~LINDSELL~~ Holwell Securities v  
Hughes 1974 Case Summary  
~~Book 'em: Feds threaten small~~  
~~publisher with six figure fines~~  
~~over obsolete law~~ Contract Law

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For Beginners - Formation of

contract (Part 2 of 7) - Offers

explained How Does Media Mail

Work? (USPS) | How to sell and ship books directly to customers

Prayers that Rout Demons by

John Eckhardt w/ softer

background music How To Use



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Postal Rule | Law Case Summary  
Contract Law in Two Hours~~

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~~THE DIGITAL AGE~~  
~~GUIDELINES TO ANSWER~~

~~PROBLEM BASED QUESTION~~

~~POSTAL RULE Offer and~~

~~Acceptance in Contract Law The~~

Postal Acceptance Rule In

(Yamaguchi, 2004) According to

Adams v Lindsell [1818] and

Henthorn v Fraser [1892], the

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postal rule was stated as “Where the circumstances are such that it must have been within the contemplation of the parties that, according to the ordinary usages of mankind, the post might be used as a means of communicating the acceptance of

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an offer, the acceptance is complete as it is posted."

Postal Rule of Acceptance -  
LawTeacher.net

1.0 POSTAL ACCEPTANCE RULE

The postal rule is first created in Adam v Lindsell 1818. The court

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The Digital Age had to decide the contract formation period by mail. Two parties will communicate by post which the acceptance time could not be determined. This is because that mailing often last for few days and both parties could not [...]

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The Postal Acceptance Rule - Free Essay Example ...

postal acceptance rule an offer is accepted when the acceptance is posted. This means that a binding contract is formed and, accordingly, the person who

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made the offer cannot sell to another without being liable in damages for breach of contract.

Postal acceptance rule legal definition of postal ...

Four main justifications of Postal Acceptance Rule i. 'Ad infinitum'

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Justification Postal rule had existed almost for 200 years and the post had been creating problems for people which the courts are obliged to solve them logically. Why it had been creating so many problems for people and that we will be



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Postal Rule of Acceptance -  
PHDessay.com

The postal rule is exclusion to the general rule, which dictates that acceptance is effectual on receipt. The rationale behind the

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The postal rule is that it encourages contracting by parties at a distance by making the person in the position of giving an acceptance just as protected as if the contract was being completed face to face.

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The Postal Acceptance Rule in  
Contract Law - Free Essay ...

The posting rule is an exception to the general rule of contract law in common law countries that acceptance of an offer takes place when communicated. Under the posting rule, that acceptance

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takes effect when a letter is posted. In plain English, the "meeting of the minds" necessary to contract formation occurs at the exact moment word of acceptance is sent via post by the person accepting it, rather than when that acceptance is received

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by the person who offered the contract. The rules of cont

Posting rule - Wikipedia

The postal rule is an exception to the general rule that contract acceptance must be communicated directly to the

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offeror and acceptance is only effective when the offeror receives that acceptance. The acceptance is actually effective as soon as the offeree mails the acceptance, according to Cornell University Law School.

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What Is the Postal Rule in Contract Law?

The still ongoing argument is that the postal rule only applies when the offer contemplates acceptance by non-instantaneous means of communication. In conclusion, and increased

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reliance on electronic communications, it is perhaps time the postal rule was restated for the 21st century.

Relevance of the postal rule of acceptance

3.1 The postal rule Where it is



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agreed that the parties will use the post as a means of communication the postal rule will apply. The postal rule states that where a letter is properly addressed and stamped the acceptance takes place when the letter is placed in the post box.

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The leading authority that established the postal rule is:

Postal Rule - Rules And Processes For Various Legal ...

A rule of contract law that makes an exception to the general rule that an acceptance is only

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created when communicated directly to the offeror. An acceptance is binding and the contract is said to be perfected when the acceptor places this acceptance in the mail box for return mail even if, in fact, it never reaches the offeror.

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Postal Rule Definition -  
Duhaime.org

The postal acceptance rule, also called the mailbox rule, is a contract law regarding the mailing of acceptance or offer letters through the postal system. The

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rule states that when the letter is mailed, the person assumes that acceptance is deemed to occur, meaning the letter will reach its destination.

Advantages of the postal acceptance rule

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The Digital Age is communicated through post or telegram, it is deemed the offer has been accepted once the letter of acceptance has been posted Adams v Lindsell(1818), the letter or telegram must be correctly addressed and stamped and

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posted for this rule to be effective. The postal rule can be overturned where the offer stipulates that the acceptance must be received in a certain manner.

Postal Rule Is a Historical Ruling -

*Page 31/90*

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LawTeacher.net  
The Postal Rule says that acceptance takes effect the moment the letter of acceptance is posted (dropped into the postbox or handed over to the mail person collecting the mail).



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The Postal Rule |  
thelegalarguments

The postal rule provides certainty for the acceptor as he knows that there is a binding contract as soon as he posts his letter of acceptance. The offeror can create certainty for himself by

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stipulating that he must receive acceptance before it is binding or setting other such limits.

bits of law | Contract | Formation |  
Acceptance: Postal Rule  
Adams v Lindsell (1818) 1 B & Ald  
681, is an English contract case

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regarded as the first case towards the establishment of the "postal rule" for acceptance of an offer. Ordinarily, any form of acceptance must be communicated expressly to an offeror ; however, it was found that where a letter of acceptance

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Is posted, an offer is accepted "in course of post".

Adams v Lindsell - Wikipedia

THE POSTAL RULE OF

ACCEPTANCE A formation of a contract requires an agreement, it follows that, in order for such

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Agreement to be reached, there must be an offer made by one party which is accepted by the other. An acceptance is that, a final and unqualified expression of assent to the terms of an offer.

THE POSTAL RULE OF

*Page 37/90*

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ACCEPTANCE - The Lawyers & Jurists

The postal rule - Acceptance sent through the post When does an acceptance sent through the post become effective? The answer to this question determines where and when the contract is formed,

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The Digital Age and allows to answer to three important questions : Did the offeree miss the deadline proposed by the offeror to accept the offer?

The postal rule – Acceptance sent through the post, 01/11 ...

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This is known as the postal rule – a letter of acceptance takes effect when it is posted. Quote “if the defendants were not bound by their offer until the answer was received, then the plaintiffs would not be bound until they had received word that the



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defendants had received their acceptance, and this could go on indefinitely.

Seminar paper from the year  
2015 in the subject Law - Media,

*Page 41/90*

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The Digital Age  
Multimedia Law, Copyright, grade:  
1,0, University of Applied  
Sciences Osnabrück, course:  
Contract Law, language: English,  
abstract: This paper seeks to  
answer the question, if, and if so,  
how, the postal rule can be  
applied to modern technologies,

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The e-mail in particular. Since a contract is an important part of every day life and has an essential role in economical transactions, this is a question that has to be discussed. The two principal elements of a contract, offer and acceptance, have to be

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The Digital Age acceptance. Over the course of years since the rule was introduced in the early 19th century, technology and ways of communication have change. Nowadays offer and acceptance are communicated more and more electronically besides the

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The Digital Age of written letters. Therefore, complications have arisen in applying the postal rule. One such complication is how the postal rule can be, and if it should be, applied to the forming of contracts via e-mail. The courts have not yet decided if this is the

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case. Modern technologies like the e-mail are not the first to question if the postal rule applies to them. Over the last 200 years different ways of communication were developed, changing the speed and efficiency of exchanging information. From the

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The Telegraph in 1837 to the Telephone in 1876, the Telex in 1933 to the Fax in 1963, the jurisdiction had to decide if the postal rule has any relevance to these new technologies and how an acceptance will be treated if it is communicated with these



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methods. By analysing the decisions courts made regarding these technologies, there could be a reference how the e-mail could and should be treated. First, it is to be understood what the postal rule of acceptance is and why it was introduced, and what

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Impact recent developments could have. After analysing the history, reasons and problems that the postal rule brought in context of different ways of communication and especially the e-mail, a clearer picture of the appliance of the postal rule

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The Digital Age. In the 19th century the postal rule provided a solution for a then real problem, transmitting acceptance by post was connected to some uncertainties and risks and still is to some degree. Today, many of these risks are minimized and

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The Digital Age offer faster and more reliable ways of communication.

Research Paper (undergraduate) from the year 2015 in the subject Law - Civil / Private / Trade / Anti Trust Law / Business Law, grade:

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1,0, University of Applied  
Sciences Osnabrück (Fakultät  
Wirtschafts- und  
Sozialwissenschaften), course:  
Contract Law, language: English,  
abstract: "What can be more  
palpably absurd than the  
prospect held out of locomotives

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travelling twice as fast as stagecoaches? Just as well, people could fire themselves with a firework." In the early 19th century people believed the technological progress has arrived its maximum, but their predictions were wrong.

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Locomotives became high-speed trains and the stagecoaches disappeared from the post system. The post, which used to take several weeks, arrives after a few days and modern communication systems like fax, telephone and email were

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The Digital Age established. Yet the contract laws of this times and a rule such as the postal rule are still legally binding and therefore the modern systems and especially email have to be integrated into the legal system. The purpose of this term paper is to critically discuss



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The arguments for and against the question, does the postal rule apply to email? In the first chapter the general formation of a contract is noted as well as the history and application of the postal rule are explained.

Accordingly in the second chapter

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The process of communication by email is described and the different arguments for and against the main question are critically discussed. Finally the conclusion of the term paper is collectively assessed. Because there exist modern

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communication systems like fax, telephone and email, the connection between the postal rule and these modern communication systems is frequently discussed in many scientific publications. The textbooks from Mindy Chen-

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Wishart (2012), Contract Law, and  
Richard Stone (2008), The  
modern Law of Contract, give a  
good overview of the topic. For  
the discussion i.a. the articles  
from Valerie Watnick (2004), The  
Electronic Formation of Contracts  
and the Common Law "Mailbox

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Rule", and Sharon Christensen (2001), Formation of Contracts by Email – Is it Just the Same as the Post?, are significant.

Master's Thesis from the year 2008 in the subject Law - Comparative Legal Systems,

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The Digital Age, grade: 72 % -  
Distinction, Bournemouth  
University (Law Academic  
Department), language: English,  
abstract: Approximately eight  
years ago, an electronic invention  
called the Internet has initiated a  
phenomenon of exuberant

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fascination and economic upturn of individuals and businesses at the same time. The steady increasing amount of online users presents a beneficial medium through which commercial entities can advertise and sell their commodities without

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The Digital Age. Potential consumers have borderless access to products at competitive prices independent of regional distances. Consequently, it is simply to ask the question "How do people contract over the Internet and are the familiar



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The Common Law principles applicable?" This question is in particular in such an extent controversial and important to resolve, since there is no English court which has dealt with this subject so far. As the traditional contract law has been developed

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The Digital Age and modified due to new and unfamiliar communication means over centuries, it may be that the existing principles are hardly applicable and insufficient to determine the formation of an electronic contract. Though, it is also imaginable that courts may

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easily alter the contract law rules to an appropriate extent as they already did with other communication methods. This dissertation is concerned with the demanding topic of formation of contracts in the area of electronic commerce. It tackles legal issues

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In an environment of various forms of commercial and non-commercial activities using electronic means. As the fields of electronic commerce and practicing business online are constantly increasing all over the globe, legal issues of complex

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The Digital Age content are steadily challenging traditional law principles, courts, lawyers and legal scholars to develop governing laws and adequate solutions. The dissertation faces and investigates how existi

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In this new edition, Dr Blount continues his scholarly and very valuable contribution to this emerging area of the law. The significance of a text like this, that synthesises the law and

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The Digital Age categorises issues that arise in an area vital to our daily lives, cannot be understated. From the foreword to the first edition by In his forward to the book, the Honourable Justice Steven Rares J. This book identifies issues of contract law that are uniquely

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problematic for electronic contracts, such as whether clicking an "I agree" box is really an acceptance of the terms of a contract, whether acceptance of an offer by email or text message attracts the postal acceptance



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rule, whether notice of terms can be given by hyperlink, and whether a term of "fit for purpose" (tm) can be implied at common law for the download of software. In addition to considering the when, where and how of electronic contract

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formation and the incorporation  
and vitiation of webpage terms,  
the book analyses a large number  
of important common law  
appellate and superior court  
decisions to predict the likely law  
of electronic contracts for all  
common law jurisdictions,

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The Digital Age. Expanded to cover the new developments in this area this second edition includes a new chapter on international conventions and model laws. This book will be of immeasurable assistance to legal practitioners litigating and

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drafting electronic contracts, as well as to practitioners, academics, and students interested in the legal problems arising from the new information technologies. Features oÂeo Detailed and scholarly coverage of the topic oÂeo Applies a

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Comparative approach oÂeo  
Author considers over 150  
common law electronic contract  
cases at appellate level Related  
Titles Seddon and Ellinghaus,  
Cheshire and FifootoÂeÂ(tm)s  
Law of Contract, 10th ed 2012  
George et al, Social Media and

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A year ago, the "Draft Common Frame of Reference" was published for the first time in an interim outline edition. Now we proudly present the final outline edition of the DCFR. - revision of

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The already published text to take account of the public discussion - major new topics covered - an additional section on the principles underlying the model rules - revised and expanded list of definitions The six-volume full edition of the DCFR including all

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comments and notes will be  
published in October 2009.

Routledge-Cavendish Lawcards  
are your complete, pocket-sized  
guides to key examinable areas



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of the undergraduate law  
curriculum and the CPE/GDL.

Their concise text, user-friendly  
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them an ideal revision aid.

Helping you to identify,  
understand and commit to  
memory the salient points of each

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revised with all the most  
important recent legal  
developments, Routledge-  
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New revision checklists help you to consolidate the key issues within each topic Colour coded highlighting really makes cases and legislation stand out New tables of cases and legislation make for easy reference Boxed

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case notes pick out the cases that are most likely to come up in exams More diagrams and flowcharts clarify and condense complex and important topics "â€¦these spiral-bound beautiesâ€¦are an excellent starting point for any enthusiastic

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reviser. The books are concise and get right down to the nitty-gritty of each topic." Lex Magazine Routledge-Cavendish Lawcards are now supported by a Companion Website at [www.routledge.com/textbooks/xx](http://www.routledge.com/textbooks/xx)  
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The Internet has lead to a revolution in how commerce is carried out. Whilst ecommerce is a new field of expertise, there are still general legal principles that

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apply to all transactions. This book looks at the changes for business brought about by ecommerce and the resulting legal framework. It examines legal issues that have to be addressed when making sales of goods over the Internet: contract

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Law, contractual terms, capacity and authorisation, and trade practices. The Report explains the legal principles behind new ecommerce terms such as "shrinkwrap", "webwrap" and "cyberstuffing". It discusses terms such as "merchantable quality"



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and "s 52 of the TPA" in the context of ecommerce. The Report provides a current summary of case law developments in the ecommerce field as it applies to sales of goods and also looks at the implications of the legal principles

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to practical situations such as  
web site design, advertising,  
domain names, and linking and  
framing.

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