



# Conscience, Equity and the Court of Chancery in Early Modern England

*Dennis R. Klinck*

Download now

[Click here](#) if your download doesn't start automatically

# Conscience, Equity and the Court of Chancery in Early Modern England

*Dennis R. Klinck*

## **Conscience, Equity and the Court of Chancery in Early Modern England** Dennis R. Klinck

Judicial equity developed in England during the medieval period, providing an alternative access to justice for cases that the rigid structures of the common law could not accommodate. Where the common law was constrained by precedent and strict procedural and substantive rules, equity relied on principles of natural justice - or 'conscience' - to decide cases and right wrongs. Overseen by the Lord Chancellor, equity became one of the twin pillars of the English legal system with the Court of Chancery playing an ever greater role in the legal life of the nation. Yet, whilst the Chancery was commonly - and still sometimes is - referred to as a 'court of conscience', there is remarkably little consensus about what this actually means, or indeed whose conscience is under discussion. This study tackles the difficult subject of the place of conscience in the development of English equity during a crucial period of legal history. Addressing the notion of conscience as a juristic principle in the Court of Chancery during the sixteenth and seventeenth centuries, the book explores how the concept was understood and how it figured in legal judgment. Drawing upon both legal and broader cultural materials, it explains how that understanding differed from modern notions and how it might have been more consistent with criteria we commonly associate with objective legal judgement than the modern, more 'subjective', concept of conscience. The study culminates with an examination of the chancellorship of Lord Nottingham (1673-82), who, because of his efforts to transform equity from a jurisdiction associated with discretion into one based on rules, is conventionally regarded as the father of modern, 'systematic' equity. From a broader perspective, this study can be seen as a contribution to the enduring discussion of the relationship between 'formal' accounts of law, which see it as systems of rules, and less formal accounts, which try to make room for intuitive moral or prudential reasoning.

 [Download Conscience, Equity and the Court of Chancery in Ea ...pdf](#)

 [Read Online Conscience, Equity and the Court of Chancery in ...pdf](#)

## **Download and Read Free Online Conscience, Equity and the Court of Chancery in Early Modern England Dennis R. Klinck**

---

### **From reader reviews:**

#### **Agnes Henson:**

Nowadays reading books become more than want or need but also work as a life style. This reading behavior give you lot of advantages. Advantages you got of course the knowledge even the information inside the book which improve your knowledge and information. The knowledge you get based on what kind of reserve you read, if you want have more knowledge just go with knowledge books but if you want feel happy read one having theme for entertaining including comic or novel. Often the Conscience, Equity and the Court of Chancery in Early Modern England is kind of publication which is giving the reader unforeseen experience.

#### **Leif Etter:**

Reading can called imagination hangout, why? Because if you are reading a book particularly book entitled Conscience, Equity and the Court of Chancery in Early Modern England your brain will drift away trough every dimension, wandering in each aspect that maybe unfamiliar for but surely can become your mind friends. Imaging every word written in a reserve then become one type conclusion and explanation that will maybe you never get before. The Conscience, Equity and the Court of Chancery in Early Modern England giving you yet another experience more than blown away your thoughts but also giving you useful info for your better life on this era. So now let us demonstrate the relaxing pattern at this point is your body and mind is going to be pleased when you are finished reading through it, like winning a game. Do you want to try this extraordinary spending spare time activity?

#### **Marjorie Ishee:**

Are you kind of hectic person, only have 10 or 15 minute in your morning to upgrading your mind ability or thinking skill also analytical thinking? Then you are receiving problem with the book in comparison with can satisfy your small amount of time to read it because pretty much everything time you only find publication that need more time to be learn. Conscience, Equity and the Court of Chancery in Early Modern England can be your answer mainly because it can be read by anyone who have those short spare time problems.

#### **Maria Swensen:**

You may spend your free time to see this book this book. This Conscience, Equity and the Court of Chancery in Early Modern England is simple to develop you can read it in the park your car, in the beach, train and soon. If you did not have got much space to bring the printed book, you can buy the e-book. It is make you quicker to read it. You can save typically the book in your smart phone. So there are a lot of benefits that you will get when you buy this book.

**Download and Read Online Conscience, Equity and the Court of  
Chancery in Early Modern England Dennis R. Klinck  
#I9KVOFPTRCZ**

## **Read Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck for online ebook**

Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck Free PDF d0wnl0ad, audio books, books to read, good books to read, cheap books, good books, online books, books online, book reviews epub, read books online, books to read online, online library, greatbooks to read, PDF best books to read, top books to read Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck books to read online.

### **Online Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck ebook PDF download**

### **Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck Doc**

Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck Mobipocket

Conscience, Equity and the Court of Chancery in Early Modern England by Dennis R. Klinck EPub