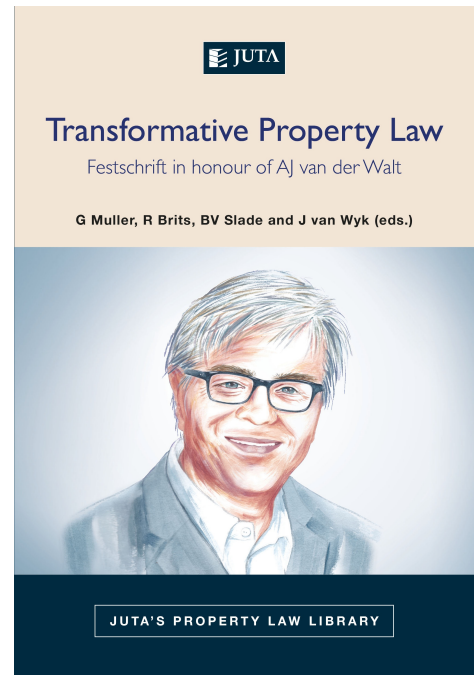


Transformative Property Law

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About this Publication:

Transformative Property Law honours Professor AJ Van der Walt (1956–2016) – scholar, mentor, and teacher. As the first incumbent of the DST/NRF South African Research Chair in Property Law his primary research goal was to develop the theoretical foundations for the transformation of property law in post-apartheid South Africa.

Covering topics that are at the forefront of global thinking on property law, *Transformative Property Law* consists of 20 essays by a combination of senior and young scholars from South Africa, the United States of America, the United Kingdom, Ireland, the Netherlands, Belgium, and Zimbabwe. The essays focus on the themes that Professor Van der Walt developed during the first 10 years of the research chair, namely:

- (a) the single system of law and subsidiarity principles;
- (b) the marginality principle;
- (c) the development of the common law of property;
- (d) constitutional property law; and
- (e) property theory.

This volume also includes a list of all Professor Van der Walt's research outputs and a list of all the Masters and Doctoral students that he supervised during his career.

Contents Include:

- Move along to where? Property in service of democracy – *Timothy M. Mulvaney* and *Joseph William Singer*
- The marginality of property in expropriation law: A comparative assessment – *Bradley V. Slade* and *Rachael Walsh*
- Race and property – *Gregory S. Alexander*
- Section 21 of the Insolvency Act and the final Constitution's property clause: Revisiting *Harksen v Lane NO* – *Reghard Brits*
- Tenure security and the reform of servitude law – *S Viljoen* and *J Strydom*
- A constitutional vision for property: *Shoprite Checkers* and beyond – *Frank I. Michelman* and *Ernst J. Marais*
- The proprietary consequences of estoppel in light of section 25(1): Testing Van der Walt's hypotheses – *Zsa-Zsa Boggenpoel* and *Clireesh Cloete*
- Property, sharing and identity: Applying André van der Walt's theory of property and social justice in Northern Ireland – *Lorna Fox O'Mahony*
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- Squatting in the Low Countries: On the conflict between ownership and housing – *Vincent Sagaert* and *Koen Swinnen*
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- The development of the social function of ownership: Exploring the pioneering efforts of Otto von Gierke and Léon Duguit – *Lars van Vliet* and *Agustín Parise*
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Of Interest and Benefit to:

- Subject specialists
- Researchers
- Advanced students
- Practitioners
- The judiciary