

Conference: Construction Law: Shaping New Developments into Solution-Focused Answers for your Clients

Topic: Force Majeure

How far can you push the court with force majeure arguments, e.g. war, lockdowns, labour shortages, pandemics?

Cases

- **Matsoukis v Priestman Co [1915] 1 KB 681 Bailhache J**
- **Lebeaupin v Richard Crispin & Co [1920] 2 K.B. 714 McCardie J**

“force majeure events were “circumstances independent of the will of man, and which it is not in his power to control”

a close attention to the words which precede or follow it, with due regard to the nature and general terms of the contract .

- **Ford & Sons (Oldham) Ltd v Henry Leetham & Sons Ltd (1915) 21 Com**
- **P. J. Van der Zijden Wildhandel N.V. v Tucker & Cross Ltd [1975] 2 Lloyd's Rep. 240**
- **Rileys Sports Bars (2014) Ltd (in administration) v CGW Snooker LLP [2022] CSOH 4**
URL: https://www.bailii.org/scot/cases/ScotCS/2022/2022_CSOh_4.html
- **The Football Association Premier League Ltd v PPLive Sports International Ltd [2022] EWHC 38 (Comm)**
URL: <https://www.bailii.org/ew/cases/EWHC/Comm/2022/38.html>
- **MUR Shipping BV v RTI Ltd [2022] EWHC 467 (Comm)**
URL: <https://www.bailii.org/ew/cases/EWHC/Comm/2022/467.html>
- **Vitol SA v Genser Energy Ghana Ltd [2022] EWHC 1812 (Comm)**
URL: <https://www.bailii.org/ew/cases/EWHC/Comm/2022/1812.html>
- **2 Entertain Video Ltd & Ors v Sony DADC Europe Ltd [2020] EWHC 972 (TCC)**
URL: <https://www.bailii.org/ew/cases/EWHC/TCC/2020/972.html>

Publications

Frustration and Force Majeure - G.H. Treitel 1994