CONTENTS

	Acl	knowledgments page ix
	Tal	ble of cases x
	Tal	ble of statutes and treaties xix
1	Int	roduction 1
2	Pre	eventing unjust enrichment 11
	A	Between moral principles and open-ended discretion 12
	В	The positivist trap of unjustified enrichment 18
		Unjust enrichment as a framework and an
		invitation 25
3	Mi	stakes 37
	A	Correcting involuntariness 40
		Minimizing social costs 52
		Mistaken payments 64
	D	Improper tax payments 74
	E	Noncash benefits 80
	F	Improvements of property 82
4	Ot]	her-regarding conferrals of benefits 86
	A	Good samaritans, involuntary bailees, and maritime salvors 89
	В	Autonomy and beneficial interventions 95
	C	Altruism and restitution 101
	D	The significance of the intervention's success 108
	E	The benefactor's claim for remuneration 112
	F	The benefactor's claim to compensation
		for losses 117
5	Sel	f-interested conferrals of benefits 123
	A	Tormented boundaries 125

	 B Restitution from free-riders 130 C On subjective devaluation 139 	
	 D On conflicts of interests and contractual background 148 E Third-party effects 152 	
	F The governments' subrogation claims 155	
6	Restitution in contexts of informal intimacy A Unjust enrichment between cohabitants B Restitution for the supply of necessaries C Rescission of gifts due to undue influence D The scope of the law of informal liberal community 20)2
7	Wrongful enrichments 210 A The distributive foundation of restitutionary claims 213 B Restitutionary damages as rectification 217 C The benefits and costs of corrective justice 221 D Joint infringements 231 E Breach of fiduciary duties 234 F Misappropriation of body parts 240 G Gains from slave labor 246	
8	Restitution in a contractual context 260 A Restitutionary recovery for breach of contract 261 B Losing contracts 282 C Leapfrogging contracts 289	
9	Restitution in bankruptcy 297 A The constructive trust as a trump 299 B Critiques 302 C Apologies 311 D The lesson of constructive trusts 322	
10	Reasons for restitution 328	
	Bibliography 332 Index 366	