

JERSEY / JUDGMENT

Fogarty v. St. Martin's Cottage

[2016] 2 JLR 246 (05 October 2016)

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[2016] 2 JLR 246 [New search] [Help] Fogarty v. St. Martin's Cottage 2016 (2) JLR 246 (05 October 2016) Land Law-servitudes-dominant and servient tenements-destination de pÃˆre de famille-on division of single property into two separate properties, assumed that properties have necessary rights over each other to maintain use previously enjoyed-if boundary contract between two properties creates new encroachment of part of respondent's property over appellant's, logical consequence that contract involved transfer of land from respondent to appellant-respondent's property to continue to be enjoyed as previously-implied servitude permitting encroachments The document you wish to view is available to registered users or can be purchased as a PDF. To purchase this document in PDF format or alternatively to Register to purchase membership go to the Jersey Law website via this link: 2016 (2) JLR 246 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII URL: <https://www.bailii.org/je/cases/JLR/2016/JLR162246.html>

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