Frustration is used as a defence for a claim for breach. A frustrating event is supervening, unforeseeable event ... implied ratification to those transactions and an implied grant of authority for future transactions of a similar nature.

accept liability on the transactions as negotiated. This does not mean that the representations made.*

be a representation that the agent has authority...in his particular trade or profession e.g. company directors/secretaries

is the ability to mitigate, but losses resulting from failure to mitigate is not recoverable.

IMPLICATIONS

An agency by estoppel may be inferred by virtue of a position held by an agent e.g. an agent may have implied authority to do what is usual or customary for an agent in his particular trade or profession, e.g. company directors/secretaries. (iii) Injunction (requires a party to do or refrain from doing specific acts)

The act now applies unless excluded.*S1(2)

Injunction (requires a party to do or refrain from doing specific acts)