Content:

13 et seq.

*Ut res magis valeat quam pereat* - ("Let the thing stand rather than fall"). It must be presumed that the draftsman intends every word to bear a meaning: to be something which "stands", so as to be neither repetitious nor redundant. And if a particular clause appears on the face of it to be either of these things then the Court must seek to give it a meaning which avoids such a conclusion.

[...]

A person who consents to run the risk of injury cannot maintain an action in tort against the person who causes that injury. *Volenti non fit injuria* ("Where there is consent there is no injury"). This is a principle of general application.

Referring Principles:

- I.1.6 - No damage claim in case of consent
- IV.5.3 - Interpretation in favor of effectiveness of contract