

Take Care: Headings Can Affect Contract Interpretation

As a general practice, section headings should be used to identify the general subject matter of each contract provision, making it easier for the reader, writes **Julie Brook** for **CEBblog**.

“Section headings are very useful for ease of reference. They enable the reader to skim an agreement when searching for a particular provision or group of provisions,” she explains. “But headings can be a trap for the unwary—courts have used them to interpret the parties’ intent when a provision is ambiguous or misleading.”

She offers some advice on how the contract drafter can avoid the unintended consequences of headings.

Read the article.