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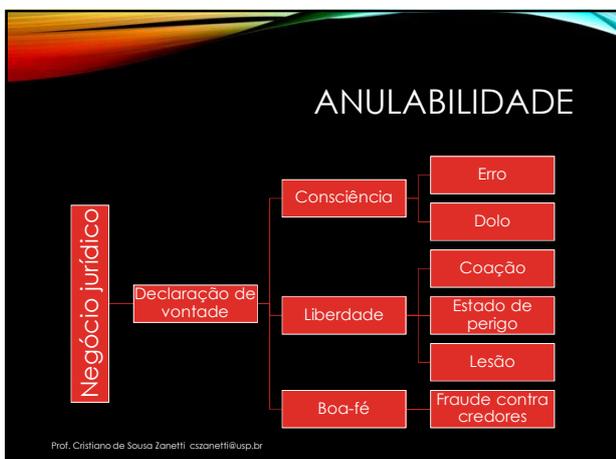
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**DEFEITOS**

<b>Consentimento</b> <ul style="list-style-type: none"><li>Erro</li><li>Dolo</li><li>Coação</li><li>Estado de perigo</li><li>Lesão</li></ul>	<b>Sociais</b> <ul style="list-style-type: none"><li>Fraude contra credores</li><li>Simulação</li></ul>
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**ERRO**  
Defeito do consentimento

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**CONCEITO**

“O erro implica uma avaliação falsa da realidade” (MENEZES CORDEIRO, António. *Tratado de Direito Civil*, t. II, 4ª ed., Lisboa, Almedina, 2014, p. 835).

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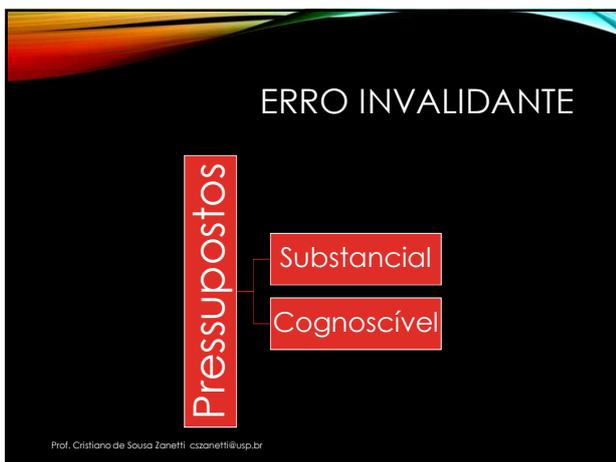
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## ERRO SUBSTANCIAL

Necessariamente substancial	Potencialmente substancial
Natureza do negócio	Identidade ou qualidade da pessoa
Objeto da declaração	
Qualidade do objeto da declaração	Direito
Motivo determinante declarado	

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## ERRO COGNOSCÍVEL

Erro passível de ser percebido pelo declaratório que se porta de acordo com a diligência ordinária, tendo em vista as circunstâncias em que o negócio foi celebrado.

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## ENUNCIADO CEJ - 2002

12 – Art. 138: Na sistemática do art. 138, é irrelevante ser ou não escusável o erro, porque o dispositivo adota o princípio da confiança.

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