Tort law Questions with Correct Answers Rated A+

Bernstein of Leigh (Baron) v Skyviews & General Ltd [1978] QB 479 - ✓ D was a business which used aircraft to take aerial photographs of people's homes without their permission. D then offered to sell those photographs to the homeowners. Liable to the homeowners in the tort of trespass to land? Held: rights of an owner to the airspace above their property are restricted to such height as is necessary for the ordinary use and enjoyment of their land.

Adams v Ursell [1913] 1 Ch 269 - 🗸 🗸 A fish and chip shop was responsible for the smell of deep fried food in a residential street. Neighbour claimed the tort of nuisance to have it closed down. Held: the interests of ordinary residents trumped those of the owner of the business and its customers.

Nettleship v Weston [1971] 2 QB 691 - A learner driver crashed into a lamp post injuring the only passenger, a family friend, who was teaching her to drive. The passenger had control of the gearstick and handbrake and the learner driver was steering the car. Passenger sued the learner driver in the tort of negligence. For reasons of consistence and clarity all road users must adhere to the same standard of care irrespective of driving experience, so learner driving found liable in the tort of negligence. Policy consideration: insurance is compulsory for all motorist, so compensation is available for the passenger.

M'Alister (or Donoghue) v Stevenson [1932] AC 562 (HL) - 🗸 the concept of a duty of care was expanded in a way which addressed the development of (then) modern packaging and distribution methods for consumer goods. Before that the courts had not recognised that a duty to take reasonable care in the manufacturing of products could extend beyond contractual relationships.

slander - 🗸 🗸 There is a need to prove damage; the protected interest is that of reputation; and the wrongdoing consists of spoken words or gestures which are defamatory (i.e. untrue and with the effect of lowering the reputation of the victim)

Product liability under the Consumer Protection Act 1987 - ✓ This is a statutory tort; there is a need to prove damage; the protected interests are personal (death and personal injury) and property (damage to property); the liability is strict and the wrongdoing concerns a defective product.

Tort Law Questions And Answers

Karen Dyer, John Hodgson

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theoretical writing on private law Together they range across the distinction between torts and other wrongs the moral significance of outcomes the nature and role of corrective and distributive justice the justification Unravelling Tort and Crime Matthew Dyson, 2014-07-17 Tort law and criminal law are closely bound together but their relationship rarely receives sustained and rigorous scrutiny This is the first significant project in England and Wales to address that shortcoming Building on growing interest amongst both academics and practitioners in the relationship between tort and crime it draws together leading experts to chart the field and explore key points of interest It uses a range of perspectives from legal theory doctrine legal history and comparative law to address some of the most important and interesting links between tort and crime Examples include how the illegality defence operates to avoid stultification of the law the difference between criminal and civil causation how the Motor Insurers Bureau not only insures but acts to enforce laws and alter behaviour and why civil law only very rarely restores specific property but the criminal law does it daily **Q&A Torts** Birju Kotecha,2014-12-05 Routledge Q As give you the tools to practice and refine your exam technique showing you how to apply your knowledge to maximum effect in an exam situation Each book contains up to fifty essay and problem based questions on the most commonly examined topics complete with expert quidance and fully worked model answers These books provide you with the skills you need for your exams by Helping you to be prepared each title in the series has an introduction presenting carefully tailored advice on how to approach assessment for your subject Showing you what examiners are looking for each question is annotated with both a short overview on how to approach your answer as well as footnoted commentary that demonstrate how model answers meet marking criteria Offering pointers on how to gain marks as well as what common errors could lose them Aim Higher and Common Pitfalls offer crucial guidance throughout Helping you to understand and remember the law diagrams for each answer work to illuminate difficult legal principles and provide overviews of how model answers are structured Books in the series are also supported by a Companion Website that offers online essay writing tutorials podcasts Tort Law Sue Hodge, 2004 bonus Q As and multiple choice questions to help you focus your revision more effectively Introduction 1 Trespass to the person 2 Negligence the duty of care 3 Negligence breach of duty causation and damage 4 Negligence and dangerous premises 5 Negligence defences remedies and policy issues 6 Torts protecting land 7 Strict liability 8 Vicarious liability for the acts of others 9 Protecting reputation 10 Breach of statutory duty 11 Defences and remedies generally 12 Tort law in context 13 General questions on tort law 14 Sources of tort law 15 Key skills 16 Examinations and assessment **Responsibility and Fault** Antony M. Honoré, 1999-06-01 These highly original essays develop themes implicit in Herbert Hart and the author's Causation in the Law 2nd ed 1985 Why should we be held responsible for the harm we cause Honor proposes a theory of responsibility outcome responsibility according to which to be responsible it is sufficient to have intervened in the world To act and to be responsible is to assume certain risks so that responsibility can be a matter of luck rather than fault or merit Whether responsibility carries with it moral blame or legal

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