

THE INSTITUTE OF COMMERCIAL MANAGEMENT

## SUBJECT SYLLABUS



## THE LAW OF TORT

28 MARCH 2006

**What is Tort?:**

- Negligence
- Duty
- Breach of Duty
- Statutory Duty
- Human Rights Act 1998

**Deliberate Harm to the Person:**

- Assault & Battery
- Harassment
- False Imprisonment
- Invasion of Privacy

**Negligent Harm to the Person:**

- Duty
- Breach of Duty

**Negligence:**

- Property & Economic Loss

**Deliberate Infliction of Economic Loss****Land Use & the Environment:**

- Trespass to Land
- Private Nuisance
- Public Nuisance
- Strict Liability
- Liability for Animals

**Protection of Reputation:**

- Liability
- Defamation
- Absolute Defences
- Qualified Defences
- Other Torts

**Parties & Liability for Others:**

- Vicarious Liability
- Joint & Several Liability
- Contribution

**Remedies:**

- Injunctions
- Types of Damage
- Compensatory Damages
- Personal Injury Damages

**Defences & Other Factors Limiting Damages:**

- Consent
- Exclusion of Liability
- Contributory Negligence
- Illegality
- Limitation
- Necessity

**Reading List****Main Text:**

Tort – S Hedley (Butterworth Tolly)

**Alternative Text & Further Reading:**

Tort – Giliker & Beckwith – (Sweet & Maxwell)

**Cases****Wrong & Damage Distinguished:**

Mayor of Bradford v Pickles [1895]  
 Scott v Shepherd [1773]  
 The Wagon Mound [1961]  
 Hughes v Lord Advocate [1963]  
 Limpus v London Omnibus Company [1862]  
 Honeywell & Stein v Larkin Brothers [1934]  
 Rylands v Fletcher [1868]  
 ICI v Shinwell [1965]  
 Morris v Murray [1990]  
 Cutler v United Dairies [1933]  
 Stanley v Powell [1891]  
 O'Connell v Jackson [1971]

**Negligence:**

Donoghue v Stevenson [1932]  
 Caparo Industries Public Limited Company v Dickman [1990]  
 Muirhead v Industrial Tank Specialists Limited [1986]  
 Allock & Others v Chief Constable of South Yorkshire Police [1991]  
 Paris v Stepney Borough Council [1951]  
 Chaudry v Prabhakar [1989]

**Defamation:**

Yousouppoff v MGM Pictures Limited [1934]  
 Hulton v Jones [1910]  
 Osborn v Thos. Boulter [1930]

**Nuisance:**

Christie v Davey [1893]  
 Halsey v Esso Petroleum [1961]  
 Allen v Gulf Oil Refinery Limited [1981]

**Conversion:**

Oakley v Lister [1931]