

UNIFICATION OF TORT LAW: STRICT LIABILITY

B.A. Koch and H. Koziol (Eds.)

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Unification Of Tort Law Strict Liability Principles Of European Tort Law Set

Mauro Bussani, Franz Werro



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Unification of Tort Law, 2002 **The Europeanisation of English Tort Law** Paula Giliker, 2014-12-01 Tort law is often regarded as the clearest example of traditional common law reasoning Yet in the past 40 years the common law of England and Wales has been subject to European influences as a result of the introduction of the European Communities Act 1972 and more recently the implementation of the Human Rights Act 1998 in October 2000 EU Directives have led to changes to the law relating to product liability health and safety in the workplace and defamation while Francovich liability introduces a new tort imposing State liability for breach of EU law The 1998 Act has led to developments in privacy law and made the courts reconsider their approach to public authority liability and freedom of expression in defamation law This book explores how English tort law has changed as a result of Europeanisation broadly defined as the influence of European Union and European human rights law It also analyses how this influence has impacted on traditional common law reasoning Has Europeanisation led to changes to the common law legal tradition or has the latter proved more resistant to change than might have been expected *Tort Liability of Public Authorities in European Laws* Giacinto della Cananea, Roberto Caranta, 2020-12-15 This series argues that there is a common administrative core to European legal systems that can be better understood in comparative terms This volume examines government liability in tort using case studies to explore different government responses Part I sets the stage for the project and the parameters followed by the scholars involved Part II expands on the legal systems chosen for comparison setting up their general tort procedures Part III presents case studies from Austria the European Union France Germany Hungary Italy Poland Romania Spain Switzerland and the United Kingdom Each case study has a theoretical response detailing what would happen should that case occur within each country's borders Part IV compares and contrasts the information provided in Part III It examines both the commonalities and the distinctive traits of these legal systems with a view to understand the nature of their common core This volume is an essential tool for anyone involved in administrative and constitutional law and government liability in tort **Unification of Tort Law** Francesco Donato Busnelli, 2003-01-01 Covers various European countries Israel South Africa and the United States *Unification of Tort Law* W. H. van Boom, 2005-01-01 Covers various European countries Israel South Africa and the United States **Unification of Tort Law: Strict Liability** Bernhard Koch, 2002-03-04 The foundations of tort law in European legal systems differ considerably A group of tort law experts the European Group on Tort Law systematically researches the most fundamental questions underlying the various tort law systems Their work is contained in this series of books which seeks a common law of Europe without the need to lay these principles down in formal legal texts such as a European civil code *The Oxford Handbook of Comparative Law* Mathias Reimann, Reinhard Zimmermann, 2019-03-26 This fully revised and updated second edition of The Oxford Handbook of Comparative Law provides a wide ranging and diverse critical survey of comparative law at the beginning of the twenty first century It summarizes and evaluates a discipline that is

time honoured but not easily understood in all its dimensions In the current era of globalization this discipline is more relevant than ever both on the academic and on the practical level The Handbook is divided into three main sections Section I surveys how comparative law has developed and where it stands today in various parts of the world This includes not only traditional model jurisdictions such as France Germany and the United States but also other regions like Eastern Europe East Asia and Latin America Section II then discusses the major approaches to comparative law its methods goals and its relationship with other fields such as legal history economics and linguistics Finally section III deals with the status of comparative studies in over a dozen subject matter areas including the major categories of private economic public and criminal law The Handbook contains forty eight chapters written by experts from around the world The aim of each chapter is to provide an accessible original and critical account of the current state of comparative law in its respective area which will help to shape the agenda in the years to come Each chapter also includes a short bibliography referencing the definitive works in the field

Pure Economic Loss Vernon Valentine Palmer, Mauro Bussani, 2008-10-03 Pure economic loss is one of the most discussed problems in the fields of tort and contract This book takes a comparative approach to the subject exploring the principles policies and rules governing tortious liability for pure economic loss in a number of countries across the world including the USA Canada Japan South Africa and Denmark

Civil Liability for Bunker Oil Pollution Damage Dan Malika Gunasekera, 2010 This book deals with the liability conventions brought into existence by the International Maritime Organization and concentrates on the newly adopted instrument dealing with bunker oil pollution as an area of great concern for every stakeholder involved in shipping business The work covers a wide spectrum ranging from the Convention itself to its scope of application liable and aggrieved parties jurisdiction requirements of liability and admissibility of claims defences and exoneration from liability It addresses many areas of interest and of importance to international and national legal advisors lawyers law students and anyone interested in the relevant field such as shipowners charterers shipbrokers ship personnel and associated contractors and sub contractors

Unification of Tort Law: Damages Francesco Donato Busnelli, 2001-01-17 The foundations of tort law in various European legal systems differ considerably Until now there has not been an attempt to harmonise the entire field of tort law in a consistent manner To rectify this a group of tort lawyers has proposed to address the fundamental questions underlying every tort law system The result is this important series of books which searches for a common law of Europe without the necessity yet to lay these principles down in formal legal texts such as a European civil code Identifying the most relevant factors in establishing liability as wrongfulness causation damage fault and the area of strict liability the authors concentrate on the tort liability factor under discussion in each volume combining theoretical abstract analysis with the discussion of concrete cases Each author gives an overview of the particular tort liability factor under his or her national legal system primarily by working out the concept and its importance in establishing liability and then applies the analysis to actual cases The subsequent

conclusions aim at the coordination of the results and other important factors In summary each volume tries to make clear what common ground pertaining to each tort liability factor underlies all the legal systems concerned with respect to the law of tort Each volume also provides the academic and practitioner with the fundamental issues relating to that factor underlying the law of tort in the countries covered

Il contratto Pasquale Fava, 2012

New Directions in Comparative Law Antonina Bakardjieva Engelbrekt, Joakim Nergelius, 2009 This in depth book explores the changing role of comparative law in an era of Europeanisation and globalisation It explains how national law coexists and interacts with supranational and international law and how legal rules are produced by a variety of institutions alongside and beyond the nation state The book combines both theoretical and practically oriented contributions in the areas of law and development comparative constitutional law as well as comparative private and economic law It offers a plurality of perspectives on the theory and methods of comparative law as a legal discipline but also on comparative law when concretely applied in projects of legal aid harmonisation of law and legal reform Offering a multi disciplinary perspective this book will appeal to researchers and policymakers in international organisations It will also serve as a valuable resource for advanced level courses on comparative law and on law reform and legal aid

Unification of Tort Law Francesco Donato Busnelli, 2003 Covers various European countries Israel South Africa and the United States

Unification of Tort Law Ulrich Magnus, W. H. van Boom, 2004-01-01 The European Group on Tort Law aims for the formulation of common European principles on tort law Towards that end they have undertaken a comparative examination of tort law in Europe and elsewhere This is the eighth volume to result from their researches concentrating on the issue of contributory negligence The legal principles of contributory

A Factual Assessment of the Draft Common Frame of Reference Luisa Anatoniolli, Francesca Fiorentini, 2010-12-23 This book contains a case based assessment of the Draft Common Frame of Reference carried out by the Common Core Evaluating Group which gathers a number of well established and younger scholars coming from Eastern and Western countries of the European Union using the working method of the research project The Common Core of European Private Law www.common-core.org The aim of the assessment is to test how the Draft Common Frame of Reference could work when applied in different national legal systems To this end a number of factual situations i e hypothetical cases have been drafted by the authors and solved through the application of both national rules and rules of the DCFR Thereby similarities and differences in the outcome of the cases have been analysed together with difficulties if any in the application of the Principles of European Law The Common Core assessment has been carried out as part of the Joint Network of European Private Law Project CoPECL financed by the EU Commission

European Private Law: Foreword Mauro Bussani, Franz Werro, 2009

Unification of Tort Law W. V. H. Rogers, W. H. van Boom, 2004-01-01 Covers various European countries Israel South Africa and the United States

European Tort Law Cees van Dam, 2013-03-22 The new edition of European Tort Law provides an extensive revision and update of the only English language handbook in this

constantly evolving area The coverage in the new edition has been expanded with material on the latest developments in legislation legal literature and the case law of the European Court of Human Rights the Court of Justice of the European Union and the highest courts in France Germany and England The first part of the book Systems of Liability provides chapters on the state of tort law in France Germany and England and the European Union A concluding chapter gives an overall view of the European field linking the variety of rules with cultural diversity examining the consequences for European harmonization and emphasizing the importance of a European policy discourse The second part Requirements for Liability analyses and compares the classic requirements for liability in a comparative and supranational perspective rights and protected interests intention and negligence breach of statutory duty stricter rules of liability causation damage damages and contributory negligence It also discusses the role of tort law in protecting human rights against violations by the state and by multinational corporations The final part Categories of Liability assesses how national and supranational rules are applied in a number of categories such as in liability for motor vehicles defective products and defective premises in liability for children employees and subsidiaries as well as in cases of nuisance environmental liability and liability of public bodies

Unification of Tort Law: Wrongfulness Francesco Donato Busnelli, 1998-11-18 Covers various European countries and South Africa **The Boundaries of Strict Liability in European Tort Law** Franz Werro, Vernon V. Palmer, 2004

Unveiling the Power of Verbal Beauty: An Emotional Sojourn through **Unification Of Tort Law Strict Liability Principles Of European Tort Law Set**

In a global inundated with monitors and the cacophony of quick communication, the profound power and emotional resonance of verbal artistry frequently disappear into obscurity, eclipsed by the constant barrage of sound and distractions. However, located within the musical pages of **Unification Of Tort Law Strict Liability Principles Of European Tort Law Set**, a fascinating work of literary splendor that pulses with fresh feelings, lies an unique journey waiting to be embarked upon. Composed by way of a virtuoso wordsmith, this enchanting opus courses viewers on a psychological odyssey, lightly exposing the latent possible and profound influence stuck within the delicate internet of language. Within the heart-wrenching expanse of this evocative examination, we will embark upon an introspective exploration of the book is main themes, dissect its captivating publishing design, and immerse ourselves in the indelible effect it leaves upon the depths of readers souls.

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