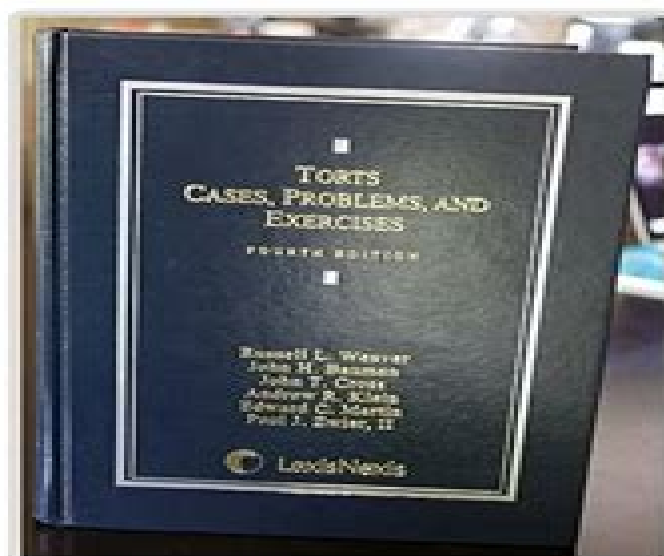


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Papayannis,2015-11-19 This discussion of causal uncertainty in tort liability adopts a comparative approach in order to highlight the important normative epistemological and procedural implications of the various proposed solutions Occupying a middle ground between the legal perspective and the philosophical views that are at stake when it comes to the resolution of tort law cases in a context of causal uncertainty the arguments will be of great interest to legal scholars legal philosophers and advanced tort law students *Fitness Professional's Handbook* Edward T. Howley,Dixie L. Thompson,2022-06-02

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included with this ebook but may be purchased separately *Netherlands Yearbook of International Law 2016* Martin Kuijer, Wouter Werner, 2017-12-13 International law holds a paradoxical position with territory Most rules of international law are traditionally based on the notion of State territory and territoriality still significantly shapes our contemporary legal system At the same time new developments have challenged territory as the main organising principle in international relations Three trends in particular have affected the role of territoriality in international law the move towards functional regimes the rise of cosmopolitan projects claiming to transgress state boundaries and the development of technologies resulting in the need to address intangible non territorial phenomena Yet notwithstanding some profound changes it remains impossible to think of international law without a territorial locus If international law is undergoing changes this implies a reconfiguration of territory but not a move beyond it The Netherlands Yearbook of International Law was first published in 1970 It offers a forum for the publication of scholarly articles of a conceptual nature in a varying thematic area of public international law *Forensic Epidemiology* Michael Freeman, Maurice P. Zeegers, 2016-03-10 It is an inescapable fact that causation both generally in populations and specifically in individuals cannot be observed Rather causation is determined when it can be inferred that the risk of an observed injury or disease from a plausible cause is greater than the risk from other plausible causes While many causal evaluations performed in forensic medicine are simplified by the fact that the circumstances surrounding the onset of an injury or disease clearly rules out competing causes eg a death following a fall there are many cases that present a more complicated picture It is these types of investigations in which an analysis of comparative levels of risk from competing causes is needed to arrive at a reliable and accurate determination of the most likely cause that forensic epidemiology FE is directed at In Forensic Epidemiology the authors present the legal and scientific theories underlying the methods by which risk is used in the investigation of individual causation Methods and principles from epidemiology are combined with those from a multitude of other disciplines including general medicine pharmacology forensic pathology biostatistics and biomechanics inter alia as a basis for investigating the plausibility of injury and disease exposures and mechanisms The ultimate determination of the probability of causation PC results from an assessment of the strength of association of the investigated relationship in the individual based on a comparison between the risk of disease or injury from the investigated exposure versus the risk of the same disease or injury occurring at the same point in time in the individual but absent the exposure The principles and methods described in Forensic Epidemiology will be of interest to those who work and study in the fields of forensic medicine epidemiology and the law Historical perspective on how epidemiologic evidence of causation has been used in courts in the US and Europe Theory and science underlying the use of risk to assess individual causation Primer on epidemiologic methods and various measures used to arrive at individualized comparative risk assessments and PC The use of statistical methods applied to publicly available data for ad hoc analysis of PC applicable to the specific circumstances of a case Background on complementary disciplines including forensic pathology

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Reports of Cases Argued and Determined in the Superior Court, Appellate Division, Chancery Division, Law Division of the State of New Jersey New Jersey. Superior Court, 2013

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Illegality after Patel v Mirza Sarah Green, Alan Bogg, 2018-06-14 In Patel v Mirza 2016 UKSC 42 nine justices of the Supreme Court of England and Wales decided in favour of a restitutionary award in response to an unjust enrichment despite the illegal transaction on which that enrichment was based Whilst the result was reached unanimously the reasoning could be said to have divided the Court Lord Toulson Lady Hale Lord Kerr Lord Wilson Lord Hodge and Lord Neuberger favoured a discretionary approach but their mode of reasoning was described as revolutionary by Lord Sumption at 261 who outlined in contrast a more rule based means of dealing with the issue a method with which Lord Mance and Lord Clarke broadly agreed The decision is detailed and complex and its implications for several areas of the law are considerable Significantly the reliance principle from Tinsley v Milligan 1994 1 AC 340 has been discarded as has the rule in Parkinson v College of Ambulance Ltd 1925 KB 1 Patel v Mirza therefore can fairly be described as one of the most important judgments in general private law for a generation and it can be expected to have ramifications for the application of the illegality doctrine across a wide range of disciplinary areas Unless there is legislative intervention which does not seem likely at the present time Patel v Mirza is set to be of enduring significance This collection will provide a crucial set of theoretical and practical perspectives on the illegality defence in English private law All of the authors are well established in their respective fields The timing of the book means that it will be unusually well placed as the go to work on this subject for legal practitioners and for scholars

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