

# Annetts V Australian Stations

**Rick Bigwood**

**Politics, Policy and Private Law** Jodi Gardner, Amy Goymour, Janet O'Sullivan, Sarah Worthington, 2023-12-14 This is a landmark and ambitious research project looking at private law through the policy prism undertaken by a team of acknowledged experts in their fields. The majority of existing literature diminishes the impact of policy in the development of legal principles, impeding a deeper understanding of it. Part of a two-part study, this first volume explores tort law, property law and equity. Both studies engage with modern challenges and technical developments that now inform private law, with chapters looking at the Grenfell disaster, compensation of medical injuries post COVID-19, the gig economy and co-ownership. They also explore traditional private law areas through a novel lens, such as psychological injury and the impact of fairness and/or equality obligations. They highlight the similarities and differences across many aspects of private law, allowing for a richer analysis across all the strands of private law.

Divergences in Private Law Andrew Robertson, Michael Tilbury, 2016-01-28 This book is a study of doctrinal and methodological divergence in the common law of obligations. It explores particular departures from the common law mainstream and the causes and effects of those departures. Some divergences can be justified on the basis of a need to adapt the common law of contract, torts, equity and restitution to local circumstances, or to bring them into conformity with local values. More commonly, however, doctrinal or methodological divergence simply reflects different approaches to common problems, or different views as to what justice or policy requires in particular circumstances. In some instances divergent methodologies lead to substantially the same results, while in others particular causes of action, defences, immunities or remedies recognised in one jurisdiction but not another undoubtedly produce different outcomes. Such cases raise interesting questions as to whether ultimate appellate courts should be slow to abandon principles that remain well accepted throughout the common law world, or cautious about taking a uniquely divergent path. The chapters in this book were originally presented at the Seventh Biennial Conference on the Law of Obligations held in Hong Kong in July 2014. A separate collection, entitled *The Common Law of Obligations: Divergence and Unity* (ISBN: 9781782256564), is also being published.

*Causing Psychiatric and Emotional Harm* Harvey Teff, 2008-12-18 Though mental harm can be profoundly disabling, the law imposes strict limits on who can recover damages for it. In the absence of physical injury, compensation is not normally

available for negligently caused mental suffering, however severe, unless it constitutes a 'recognisable psychiatric illness'. Claimants whose mental trauma stems from injury caused to someone else are subject to arbitrary restrictive liability rules that dispense with established legal principles and cannot be reconciled with scientific advances. The book traces the history of civil liability for mental harm up to the present day. It is argued that the reluctance to provide redress reflects an enduring suspicion of intangible injury and undue fear of proliferating claims. The scale and legal ramifications of the Hillsborough disaster; the emergence of claims arising from work-related stress, and other new categories of claims based mainly on prior relationships between the parties, have all added to a 'floodgates fear' that has intensified due to popular perceptions of a 'compensation culture'. The book contrasts the limited scope for liability under English law with developments in several other jurisdictions. It is argued that statutory reform is needed to achieve greater legal coherence and to provide a remedy that tracks the impact and severity of harm and is not confined to psychiatric disorders. A new legal framework is offered, rooted in reasonable foreseeability of mental or emotional harm, with a liability threshold of 'moderate severity'. To allay concerns about proliferating claims, modifications to the compensatory regime for personal injury are proposed.

Great Australian Dissents Andrew Lynch, 2016-09-08 This book identifies, analyses and celebrates the significant and influential dissenting judicial opinions in Australian legal history.

**Contemporary Australian Tort Law** Joanna Kyriakakis, Tina Popa, Francine Rochford, Natalia Szablewska, Xiaobo Zhao, Jason Taliadoros, Darren O'Donovan, Lowell Bautista, 2024-01-16 Tort law is a dynamic area of Australian law, offering individuals the opportunity to seek legal remedies when their interests are infringed. Contemporary Australian Tort Law introduces the fundamentals of tort law in Australia today in an accessible, student-friendly way. This edition retains the logical coverage of key aspects of tort law and has been thoroughly updated to cover recent case law and legal developments. The chapter on defamation has been comprehensively updated to reflect recent amendments to uniform legislation and its application in common law. Self-assessment tools throughout the text encourage students to test and apply their knowledge of key concepts. These features include case questions and review questions throughout each chapter, as well as longer end-of-chapter hypothetical problems which consolidate students' application of key concepts to realistic contemporary scenarios. Written by a team of teaching experts, Contemporary Australian Tort Law is an engaging resource for students new to studying tort law.

**Western Australian Reports** Western Australia. Supreme Court, 2004

**The Australian Law Journal Reports** Australia. High Court, 2003

*The Law of Torts* Philip H. Osborne, 2011 The Law of Torts by Philip Osborne is an indispensable resource for practitioners, judges, and students seeking a concise and accessible introduction to the principles of tort law in Canada, the social policies underlying the law, and current trends in judicial decision-making. The book reviews the foundations,

characteristics, and objectives of tort law generally with specific discussion of the central concepts of negligence, intentional torts, strict liability and vicarious liability, nuisance, and defamation. It provides insightful analysis of the relationships between tort law and other branches of private law, including contract law and restitution, and public law, particularly the Charter of Rights and Freedoms. The fourth edition includes new sections dealing with negligent investigations, malicious prosecution and Crown prosecutors, responsible communication on a matter of public interest, reportage, and cyber-defamation. The Canadian law of torts is described as it was on 1 January 2011.

*The Commonwealth Law Reports* Australia. High Court,2003

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*Victoria University of Wellington Law Review* ,2004

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The Australian Digest ,1999

**The Criminal Law Quarterly** ,2008

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**The Permanent New Zealand Court of Appeal** Rick Bigwood,2009-04-30 The essays were first produced for a one-day conference hosted by the Legal Research Foundation at Parliament Buildings, Wellington, New Zealand, in March 2008--Preface.

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