

# Donoghue Vs Stevenson Case Summary

**Christian A. Witting**

**"The Paisley Snail"** Chuck Garrows,1996 A look at the 1932 Donoghue vs. Stevenson landmark ruling and the ramifications it has played in legal systems around the world.

*The Snail and the Ginger Beer* Matthew Chapman,2010 On an August evening in 1928 May Donoghue entered a café in Paisley. The circumstances of her visit made legal history. A ginger beer was ordered for Mrs Donoghue who famously complained that, to her surprise and shock, a decomposed snail had tumbled from the bottle into her glass. Mrs Donoghue sued for the nervous shock she claimed to have suffered as a result. The question whether she had a case in law against the manufacturer of the ginger beer was argued as far as the House of Lords. It is hard to overstate the importance of the decision in Donoghue v Stevenson. It represents, perhaps, the greatest contribution made by English and Scottish lawyers to the development of the common law. This case made it clear that, even without a contract between the parties, a duty of care is owed by 'A' to take reasonable care to avoid acts or omissions which could reasonably be foreseen as likely to cause injury to his neighbour: 'B'. This concept, developed by the great jurist Lord Atkin, has become known by the universal shorthand, 'the neighbour principle'. Who, Lord Atkin asked rhetorically, is 'in law' my neighbour? This case provides the answer. This book tells the full story and provides vivid biographical sketches of the protagonists and of the great lawyers who were involved in the case. It sets the case in its historical context and re-evaluates the evidence. The constitutional importance of the case is also dealt with; the blow it struck for a moral approach to the law which departed from a rigid doctrine of precedent. Finally, the book investigates the influence of Donoghue v Stevenson across the common law world: from the USA to the countries of what is now the Commonwealth.

**Casebook on Torts** Richard Kidner,2012-06-28 Richard Kidner's established 'Casebook on Torts' is an essential casebook for students of tort law. The case selection for this book has been based upon the standard cases, and the extracts outline the reasoning behind each case decision.

Principles of Tort Law Rachael Mulheron,2020-10-22 This book does what it 'says on the tin' - stating the corpus of tort law as a body of principles. Undertaken for the first time in English tort law, this book describes the law of tort concisely, accessibly, and accurately, and with both depth and detail.

**Atiyah's Accidents, Compensation and the Law** Peter Cane,2006 A classic treatment of the law relating to

compensation for personal injuries, this edition discusses the relevant legal rules as well as the social, political and economic issues underlying the law.

**The Law of Misstatements** Kit Barker, Ross Grantham, Warren Swain, 2015-08-27 2013 was the 50th anniversary of the House of Lords' landmark decision in *Hedley Byrne v Heller*. This international collection of essays brings together leading experts from five of the most important jurisdictions in which the case has been received (the United Kingdom, the United States, New Zealand, Canada and Australia) to reappraise its implications from a number of complementary perspectives—historical, theoretical, conceptual, doctrinal and comparative. It explores modern developments in the law of misstatement in each of the jurisdictions; examines the case's profound effects on the conceptual apparatus of the law of negligence more generally; explores the intersections between misstatement liabilities in contract, tort, equity and under statutory consumer protection provisions; and critically assesses the ways in which advisor liabilities have come to be limited and distributed under systems of 'joint and several' and 'proportionate' liability respectively. Inspired by *Hedley Byrne*, the purpose of the collection is to reflect on the case's echoes, effects and analogues throughout the private law and to provide a platform for thinking about the ways in which liabilities for misstatement and pure economic loss should be modelled in the modern day.

Liability of Corporate Groups and Networks Christian A. Witting, 2018-01-11 Discusses the nature of corporate groups and networks, and provides arguments for rules extending liability beyond insolvent entities.

*A Theory of Strict Liability* Richard Allen Epstein, 1980 Errata slip inserted. Bibliography: p. 137-140.

**The Common Law** Oliver Wendell Holmes, 2022-09-15 DigiCat Publishing presents to you this special edition of *The Common Law* by Oliver Wendell Holmes. DigiCat Publishing considers every written word to be a legacy of humankind. Every DigiCat book has been carefully reproduced for republishing in a new modern format. The books are available in print, as well as ebooks. DigiCat hopes you will treat this work with the acknowledgment and passion it deserves as a classic of world literature.

**Tort Law** Mark Lunney, Ken Oliphant, 2008 Each section begins with a clear overview of the key points of the law, before fully explaining and illustrating the topic through substantial case extracts and further commentary.—BOOK JACKET.

*Law of Torts* Bryan M E McMahon, William Binchy, 2015-04-23 This is the eagerly awaited new edition of *Law of Torts*, the complete Irish tort law reference book. For this, the contents have been extensively revised since the last edition was published in 2000. Key developments are detailed and relevant recent case law is examined. This book is essential for both legal practitioners and people studying Irish law. Recent important legislation examined in the book includes: Criminal Law (Defence and the Dwelling) Act 2011, Civil Law (Miscellaneous Provisions) Act 2011, Defamation Act 2009, Consumer Protection Act 2007, Civil Liability and Courts Act 2004 and Personal Injuries Assessment Board Act 2003. Key developments and case law are examined in areas such as pure economic loss, limitations and purchase of financial products, vicarious

liability for sexual assaults, damages, privacy, defamation, psychiatric injury, liability of public authorities, employers' liability, professional negligence, defective buildings and products and occupiers' liability. First published in 1980, *Law of Torts* has long been a cornerstone work in Irish law, indeed in the foreword to the first edition Judge Brian Walshe noted that the book represented a challenge to the 'unquestioned assumption that English text-books would satisfy all needs.' This new addition will only add to the book's long-established merit and value.

**Markesinis and Deakin's Tort Law** Simon F. Deakin, Angus Charles Johnston, Basil Markesinis, 2008 Fully updated to cover developments including the Protection from Harassment Act 1997, the Human Rights Act, *Regina vs. Ireland*, and *Regina vs. Burstow*, this book provides comprehensive commentary on tort law. The authors provide a variety of comparative and economic perspectives upon the area.

**Street on Torts** Christian A. Witting, 2015 *Street on Torts* provides a scholarly and incisive treatment of the law of torts with a focus upon key concepts and clear explanations. This book builds upon the learning of its previous, celebrated authors and, nearly 60 years after publication of the first edition, is considered a classic exposition of the law of torts.

*Review of the Law of Negligence* Australia. Review into the Law of Negligence, Australia. Treasury. Law of Negligence Review Panel, David Andrew Ipp, 2002 Review of the law of negligence: September 2002 report: cat no. 0215864.

*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.

*The Cambridge Companion to Legal Positivism* Torben Spaak, Patricia Mindus, 2021-02-04 The book brings together 33 state-of-the-art chapters on the import and the pros and cons of legal positivism.

**Winfield and Jolowicz on Tort** W. V. H. Rogers, Percy Henry Winfield, John Anthony Jolowicz, 2006 The authors focus on English law but cover significant developments in Commonwealth countries, and, where appropriate, European systems of tort law. They offer an understanding of the purpose of tort law and also detail the rules and principles that make up tort law and explain how the law has developed.

Landmark Cases in the Law of Contract Charles Mitchell, Paul Mitchell, 2008-05-30 *Landmark Cases in the Law of Contract* offers twelve original essays by leading contract scholars. As with the essays in the companion volume, *Landmark Cases in the Law of Restitution* (Hart, 2006) each essay takes as its focus a particular leading case, and analyses that case in its historical or theoretical context. The cases range from the early eighteenth- to the late twentieth-centuries, and deal with an array of contractual doctrines. Some of the essays call for their case to be stripped of its landmark status, whilst others argue that it has more to offer than we have previously appreciated. The particular historical context of these landmark cases, as revealed by the authors, often shows that our current assumptions about the case and what it stands for are either mistaken, or require radical modification. The book also explores several common themes which are fundamental to the

development of the law of contract: for instance, the influence of commercial expectations, appeals to 'reason' and the significance of particular judicial ideologies and techniques.

**Hold Me in Contempt**, 2019

**The Province of the Law of Tort** Percy Henry Winfield, 1931

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