

A Casebook On The Roman Law Of Delict

The Law of Delict: Aquilian liability Principles of Delict Neethling - Potgieter - Visser
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aquilian action vicarious liability

this casebook contains 122 of the most important decisions on the law of delict from
the south african law reports the purpose of the book is to provide students who are
commencing their study of the law of delict with a general overview of case law on
important principles and forms of delict

this new work provides a reminder of how extensive is the range of the law of delict
the subject might suggest the image of a large mansion to which many additions
have been made over the years in response to changing conditions in society this
book rises to the challenge and offers the fortunate visitor a systematic guide to the
edifice from the foreword by the rt hon lord cullen pc lord justice clerk the scots law
of delict encompasses a vast array of legal sources and contradictions many
elements are modern and highly developed while others remain ancient and
obscure the majority of delictual principles are caselaw driven and yet increasingly
legislation plays a part further although the concept of delict is limited to the
scottish jurisdiction private international law cannot be ignored recognising the
multi faceted nature of the subject the authors of delict have produced in one single
volume a truly comprehensive guide to the law illustrated throughout with
numerous explanatory case studies and featuring key questions after each chapter
which act as a useful aid to comprehension this is essential reading for all students

encountering delict for the first time as well as practitioners who require a ready reference for their practice

this casebook is designed to introduce the roman law concerning delicts private wrongs which broadly resemble torts in anglo american law the roman law of delict is unusually interesting since many basic roman principles of delict are still prominent in modern legal systems while other roman principles offer sharp and important contrasts with modern ideas the influence of roman law has been especially strong in the civil law systems of continental europe and its former dependencies since these systems derive many basic principles from roman law but roman influence on anglo american law has also been appreciable in some areas although not usually in tort a casebook relies on direct use of primary sources in order to convey a clear understanding of what legal sources are like and how lawyers work for roman law the primary sources are above all the writings of the early imperial roman jurists almost all their writings date to the classical period of roman law approximately 30 b c to a d 235 the 171 cases in this book all derive from the writings of pre classical and classical jurists

this guide provides an outline of the main aspects of the zimbabwean law of delict delict is a concept of civil law in which a willfull wrong or an act of negligence gives rise to a legal obligation between the parties despite the lack of a contract a cases section follows the main text containing summaries of salient zimbabwean cases and also of some important south african and english cases

thomson s delictual liability is the leading text on this complex area of law providing both students and practitioners with an indispensable guide to the scots law of delict gordon cameron ll b hons m sc has skilfully updated the sixth edition of this text throughout taking account of the defamation and malicious publication scotland act 2021 and major revisions in the areas of negligence privacy public authorities nuisance vicarious liability defamation introduction part i intentional delicts 1 intentional wrongs in respect of persons and property 2 the economic wrongs and fraud part ii unintentional delict general principles of liability 3 the duty of care 4 duty of care as a threshold device 5 breach of a duty of care 6 causation and related issues part iii delictual liability in specific and economic contexts 7 professional liability 8 product liability 9 delictual liability for animals 10 delictual liability arising from ownership or occupation of property 11 breach of statutory duty and public law issues 12 employers liability and vicarious liability 13 delict and the family 14 delict and road traffic 15 defamation and malicious publication part iv damages 16 damages

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