

CAUSATION IN THE LAW



Causation In The Law

Mauro Bussani



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Causation in the Law H. L. A. Hart, Tony Honoré, 1985-05-16 An updated and extended second edition supporting the findings of its well known predecessor which claimed that courts employ common sense notions of causation in determining legal responsibility

Causation in the Law Herbert Lionel Adolphus Hart, Tony Honoré, 1959 Causation and Responsibility Michael S. Moore, 2009-01-22 The concept of causation is fundamental to ascribing moral and legal responsibility for events Yet the relationship between causation and responsibility remains unclear What precisely is the connection between the concept of causation used in attributing responsibility and the accounts of causal relations offered in the philosophy of science and metaphysics How much of what we call causal responsibility is in truth defined by non causal factors This book argues that much of the legal doctrine on these questions is confused and incoherent and offers the first comprehensive attempt since Hart and Honoré to clarify the philosophical background to the legal and moral debates The book first sets out the place of causation in criminal and tort law and outlines the metaphysics presupposed by the legal doctrine It then analyses the best theoretical accounts of causation in the philosophy of science and metaphysics and using these accounts criticises many of the core legal concepts surrounding causation such as intervening causation foreseeability of harm and complicity It considers and rejects the radical proposals to eliminate the notion of causation from law by using risk analysis to attribute responsibility The result of the analysis is a powerful argument for revising our understanding of the role played by causation in the attribution of legal and moral responsibility

Causation in the Law Herbert Lionel Adolphus Hart, A. M. Honoré, 1962 *The Human Intellect: with an Introduction Upon Psychology and the Soul* Noah Porter, 1873

French Civil Liability in Comparative Perspective Jean-Sébastien Borghetti, Simon Whittaker, 2019-12-26 The French law of torts or of extra contractual liability is widely seen as exceptional For long it was based on a mere five articles of the Civil Code of 1804 but on this foundation the courts and legal scholars have constructed liabilities for fault and strict liability of an extraordinary breadth and significance While the rest of the general law of obligations including contract in the Civil Code was reformed in 2016 by executive ordonnance this area was left aside being the subject in 2017 of a proposal by the French Government for the legislative reform of the law of civil liability a new legislative category to include both contractual and extra contractual liability This work considers important aspects of this developing area of French law in a series of essays by French lawyers and comparative lawyers working in French law and other civil law systems In doing so it provides insight into the doctrinal thinking and judgments of French lawyers as well as the possible directions in which this area of the law may be developed in the future

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

Critical Essays on "Causation and Responsibility" Benedikt Kahmen, Markus Stepanians, 2013-10-14 Due to its scope and depth Moore's Causation and Responsibility is probably the most important publication in the philosophy of law since the publication of Hart's and Honor's Causation in the Law in 1959 This volume offers for the first time a detailed exchange between legal and philosophical scholars over Moore's most recent work In particular it pioneers the dialogue between English speaking and German philosophy of law on a broad range of pressing foundational questions concerning causation in the law It thereby fulfills the need for a comprehensive international and critical discussion of Moore's influential arguments The 15 contributors to the proposed volume span the whole interdisciplinary field from law and morals to metaphysics and the authors include distinguished criminal and tort lawyers as well as prominent theoretical and practical philosophers from four nations In addition young researchers take brand new approaches in the field The collection is essential reading for anyone interested in legal and moral theory

Causation in Law and Medicine Ian R. Freckelton, Danuta Mendelson, 2002 Causation is an issue that is fundamental in both law and medicine as well as the interface between the two disciplines It is vital for the resolution of a great many disputes in court concerning personal injuries medical negligence criminal law and coronial issues as well as in the provision of both diagnoses and treatment in medicine This book offers a vital analysis of issues such as causation in law and medicine issues of causal responsibility agency and harm in criminal law causation in forensic medicine scientific and statistical approaches to causation proof of cause influence and effect and causal responsibility in tort law Including contributions from a number of distinguished doctors lawyers and scientists it will be of great interest and value to academics and practitioners alike

The Philosophy of Sir William Hamilton Svend Valdemar Rasmussen, 1925

Comparative Tort Law Mauro Bussani, 2021-02-26 This revised second edition of Comparative Tort Law Global Perspectives offers an updated and enriched framework for analysing and understanding the current state of tort law around the world Using a critical comparative methodology it covers not only the common tort law issues but also many jurisdictions often overlooked in the mainstream literature Contributions explore illuminating case studies from tort systems in Europe the US Latin America Asia and sub Saharan Africa including new chapters specifically discussing tort law in Brazil India and Russia

The Philosophy of Sir William Hamilton S. V. Rasmussen, S. V. Rasmussen, 1925

The Principles of Logic, Deductive and Inductive Ambika Charan Mitra, 1918

Mind, 1878 A quarterly review of philosophy

The Scientific Bases of Faith Joseph John Murphy, 1873

The Complete Works of the Swami Vivekananda Swami Vivekananda, 1915

A Life of H.L.A. Hart Nicola Lacey, 2006 Shortlisted for the 2005 British Academy Book prize Nicola Lacey's entrancing biography recounts the life of H L

A Hart the pre eminent legal philosopher of the twentieth century Following Hart s life from modest origins as the son of Jewish tailor parents in Yorkshire to worldwide fame as the most influential English speaking legal theorist of the post War era the book traces his successive metamorphoses from Yorkshire schoolboy to Oxford scholar from government intelligence officer to Professor of Jurisprudence from awkward batchelor to family figurehead In the tradition of Ray Monk s biography of Wittgenstein Nicola Lacey paints an absorbing picture of intellectual and psychological development of a mind struggling to cope with intellectual self doubt uncertain sexuality a difficult marriage and an anti semitic society In depicting the evolution of Hart s life and mind Lacey provides a vivid recreation of both the intellectual and social climate of Oxford in the post War era

Introduction to Psychological Theory Borden Parker Bowne,1886 **The Australasian Journal of Psychology and Philosophy** ,1924 *A System of Logic, Ratiocinative and Inductive* John Stuart Mill,1889

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Table of Contents Causation In The Law

1. Understanding the eBook Causation In The Law
 - The Rise of Digital Reading Causation In The Law
 - Advantages of eBooks Over Traditional Books
2. Identifying Causation In The Law
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Causation In The Law
 - User-Friendly Interface
4. Exploring eBook Recommendations from Causation In The Law
 - Personalized Recommendations
 - Causation In The Law User Reviews and Ratings
 - Causation In The Law and Bestseller Lists
5. Accessing Causation In The Law Free and Paid eBooks
 - Causation In The Law Public Domain eBooks
 - Causation In The Law eBook Subscription Services

- Causation In The Law Budget-Friendly Options
- 6. Navigating Causation In The Law eBook Formats
 - ePub, PDF, MOBI, and More
 - Causation In The Law Compatibility with Devices
 - Causation In The Law Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Causation In The Law
 - Highlighting and Note-Taking Causation In The Law
 - Interactive Elements Causation In The Law
- 8. Staying Engaged with Causation In The Law
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Causation In The Law
- 9. Balancing eBooks and Physical Books Causation In The Law
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Causation In The Law
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Causation In The Law
 - Setting Reading Goals Causation In The Law
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Causation In The Law
 - Fact-Checking eBook Content of Causation In The Law
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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