



COURSE NAME: INTRODUCTION TO LAW OF TORT

COURSE CODE : ILT 3005

COURSE CREDIT: 3

COURSE DESCRIPTION:

This course provides an introduction to the basic principles which inform the substantive law of Tort. It will examine certain specific torts to illustrate how torts arise and are dealt with in the courts, including a consideration of defences and damages.

AIM:

This course aims to:

- Develop a thorough working knowledge of the law of tort.
- Develop an understanding and appreciation of the case law related to the law of tort, and how courts resolve issues involving torts.
- Provide the tools to enable the application of both law and cases to any given issue.

LEARNING OUTCOMES:

Students will be able to:

- Understand how tort is different from crime and contract.
- Appreciate the functions of the law of tort in society.
- Learn about the specific torts of trespass to the person, malicious prosecution, negligence, nuisance, the rule in *Rylands v Fletcher* and defamation.
- Learn about the defences available in the law of tort, both general and specific (to each particular tort).
- Learn about the damages that are awarded in the law of tort.

COURSE CONTENT:

1. Tort distinguished from crime and contract.
2. Trespass to the person (assault and battery), defences, damages.
3. Malicious Prosecution, defences, damages.
4. Negligence, duty of care, breach of duty, the 'reasonable man', proof, causation, damages.
5. Nuisance, public and private, defences, damages.
6. The rule in *Rylands v Fletcher*, foreseeability, defences, damages.
7. Defamation, libel and slander, defences, damages.
8. Vicarious defences: contribution, *volenti non fit injuria*.
10. Personal injuries/death.

COURSE TEXTS:

Kodilinye, G. (2010). *Commonwealth Caribbean tort law*. London: Routledge-Cavendish.

Rogers, W.V.H. (1979). *Winfield and Jolowicz on tort*. London: Sweet and Maxwell.



TEACHING AND LEARNING STRATEGIES:

Lectures
Peer Review
Debates
Group Work
Discussion

COURSE ASSESSMENT:

Peer Review	5%
Class Participation	10%
Class Presentation	20%
Course Assignments (Written)	30%
Research Paper	35%
TOTAL	100%

- Class attendance.
 - Completion of assigned reading on schedule.
 - Participation in class discussions, with demonstrated critical understanding.
 - Facilitation of oral and written class discussions/presentation.
 - Completion of written assignments on schedule.
 - Court attendance: civil and criminal courts, with written reports. [This will constitute one of the written assignments.]
1. Constructive participation in class discussion (10%). Students will be expected to demonstrate active listening skills and to engage in constructive dialogue on all topics.
 2. Assigned in-class presentation (20%). Presentation of oral arguments and supporting evidence for assigned topics, together with counter arguments for opposing views.
 3. Peer reviewed facilitation of class discussions (5%).
 4. Written course assignments (3x10% =30%). There will be three (3) written course assignments, each 2-3 pages (typed double-spaced).
 5. Final essay (35%). On a topic to be agreed with the course director. A 10-12 page (typed, double spaced) paper with endnotes and bibliography.