

Lrebog I Erstatningsret

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Causation in European Tort Law
Essential Cases on Misconduct
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Scandinavian Studies in Law
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derived from the renowned multi volume international encyclopaedia of laws this concise exposition and analysis of the essential elements of law with regard to family relations marital property and succession to estates in denmark covers the legal rules and customs pertaining to the intertwined civic status of persons the family and property after an informative general introduction the book proceeds to an in depth discussion of the sources and instruments of family and succession law the authorities that adjudicate and administer the laws and issues surrounding the person as a legal entity and the legal disposition of property among family members such matters as nationality domicile and residence marriage divorce and cohabitation adoption and guardianship succession and inter vivos arrangements and the acquisition and administration of estates are all treated to a degree of depth that will prove useful in nearly any situation likely to arise in legal practice the book is primarily designed to assist lawyers who find themselves having to apply rules of international private law or otherwise handling cases connected with denmark it will also be of great value to students and practitioners as a quick guide and easy to use practical resource in the field and especially to academicians and researchers engaged in comparative studies by providing the necessary basic material of family and succession law

through a comprehensive analysis of sixteen european legal systems based on an assessment of national answers to a factual questionnaire causation in european tort law sheds light on the operative rules applied in each jurisdiction to factual and legal causation problems it highlights how legal systems features impact on the practical role that causation is called upon to play as well as the arguments of professional lawyers issues covered include the conditions under which a causal link can be established rules on contribution and apportionment the treatment of supervening alternative and uncertain causes the understanding of loss of a chance cases and the standard and the burden of proving causation this is a book for scholars students and legal professionals alike

the various national european legal systems offer a broad range of responses to the question of what can be regarded as wrongful behaviour or fault the present work systematically examines these two important prerequisites for tortious liability under the combined heading of misconduct unlike current textbooks national casebooks and monographs it builds on the experiences gathered in the national legal systems over the past decades and thereby fills a major gap which still exists today it thus does what the previous volumes in the digest of european tort law series did for other key elements of tort law namely natural causation and damage once again the publication contains a selection of the most important cases from 28 states across europe as well as cases handed down by european union courts it also highlights cases from earlier periods of legal history for each case the facts and the relevant court decision are presented and these are then accompanied by an analytical commentary in addition the editors provide comparative analyses of the cases reported and a special report is dedicated to how key decisions would be resolved under model european rules on tort law the editors believe that the material gathered here may provide guidance for an organic convergence of the national legal systems in europe it constitutes the basis of an *acquis commun* that is infinitely richer though also much more complex than the rather bland and abstract concepts contained in national codifications european legislation and modern model rules

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