

## Civil Case Law – Nebosh Diploma Syllabus A9.2

Adsett v K&L Steelfounders & Engineers Ltd [1953]	meaning of practicable
Baker v T E Hopkins & Sons Ltd [1959]	non-application of volenti non fit injuria where aid given to co-employee or third party
Barkway v South Wales Transport Co Ltd [1950]	employer's duty to maintain work equipment
Bradford v Robinson Rentals Ltd [1967]	employer's duty to provide necessary equipment
British Railways Board v Herrington [1971]	duty of common humanity in relation to trespassers
Cambridge Water Co v Eastern Counties Leather plc [1994]	development of rule in Rylands v Fletcher; liability does not apply retrospectively in absence of foreseeability of harm
Corn v Weirs Glass (Hanley) Ltd [1960]	successful claim of tort of breach of statutory duty requires loss to be a consequence of the breach
Davie v New Merton Board Mills Limited [1958]	employer not liable where injury results from latent defect in tools or equipment (led to, and remedied by, Employer's Liability (Defective Equipment) Act 1969)
Donoghue v Stevenson [1932]	the neighbour principle; reasonable care; duty of manufacturer to end user
Edwards v National Coal Board [1949]	meaning of reasonably practicable
Ferguson v John Dawson and Partners Ltd [1976]	self-employed workers may be regarded as employees
General Cleaning Contractors v Christmas [1952]	employer's duty to provide a safe system of work
Hudson v Ridge Manufacturing Co Ltd [1957]	employer's duty to provide competent fellow employees; issue of horseplay at work
ICI v Shatwell [1965]	volenti non fit injuria and sole fault of claimant as defences in employer liability cases
Knowles v Liverpool County Council [1993]	Employer's Liability (Defective Equipment) Act 1969 extends to materials used at work
Latimer v AEC Ltd [1953]	discharge of duty to take reasonable care
Lister v Romford Ice and Cold Storage Co Ltd [1957]	negligence of fellow employees re vicarious liability; joint tortfeasors and subrogation
Machray v Stewart and Lloyds Ltd [1964]	employer's duty to provide sufficient plant
Marshall v Gotham & Co Ltd [1954]	difference between practicable and reasonably practicable
Mersey Docks and Harbour Board v Coggins and Griffith (Liverpool) Ltd [1946]	extent to which employer may be held vicariously liable for negligence of contractor
Paine v Colne Valley Electricity Supply Company [1938]	employer's duty to provide a safe place of work
Paris v Stepney Borough Council [1951]	higher duty of care owed to vulnerable employees
Qualcast (Wolverhampton) Ltd v Haynes [1959]	higher duty of care expected of an experienced employee
Rose v Plenty [1976]	vicarious liability of employer for acts of employee
Rylands v Fletcher [1868]	tort relative to escape of stored materials
Smith v Crossley Brothers Ltd [1951]	vicarious liability relative to an extreme act of horseplay
Speed v Swift (Thomas) & Co Ltd [1943]	employer's duty to provide, and elements of, a safe system of work
Summers (John) & Sons v Frost [1955]	nature of absolute duty
Sutherland v Hatton and others [2002]	reasonableness in relation to harm from stress at work
Thompson and others v Smiths Ship Repairers (North Shields) [1984]	employer's duty to protect employees from known and reasonably foreseeable danger; date of knowledge of risk
Uddin v Associated Portland Cement Manufacturers Ltd [1965]	contributory negligence
Walker v Northumberland County Council [1995]	employer's duty of care in relation to mental ill-health arising from excessive workload
Wilson and Clyde Coal Co v English [1938]	extent of common law duty of care of employer and non-delegable nature of duty owed.