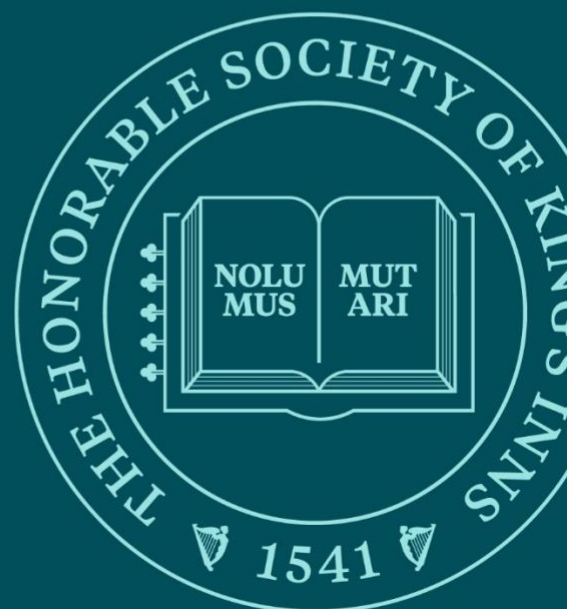


DEGREE OF BARRISTER-AT-LAW ENTRANCE EXAMINATION 2023 – LAW OF TORTS

OFFICE OF THE REGISTRAR
APRIL 2023

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INNS¹⁵₄₁

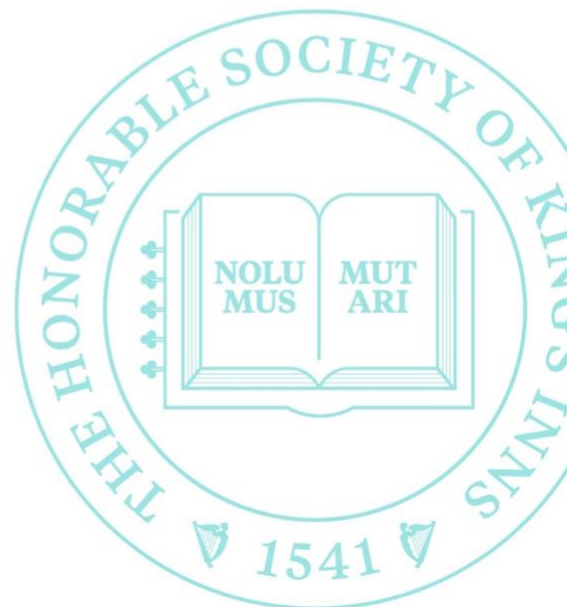


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EXAMINER: MR PAUL WARD, UCD

EXTERN: THE HONORABLE MS JUSTICE EMILY EGAN



LAW OF TORTS

Syllabus 2023.

1. Negligence

- The Duty of Care
 - Historical Evolution
 - Historical Development in England and Wales
 - Historical Development Ireland
 - Current Position in England & Wales and Ireland
 - Commonwealth Perspectives (Canada, Australia and New Zealand)
- Policy Considerations and the Imposition of the Duty of Care (Barrister's Immunity and Wrongful Life / Conception actions in relation the recent developments in England & Wales))

2. Negligent Misstatements

3. Negligent Infliction of Psychiatric Damage ("Nervous Shock")

4. Pure Economic Loss

5. Liability of Public Authorities and Breach of Statutory Duty

6. Occupier's Liability

7. Liability of Vendors, Lessors and Builders for Quality Defects and Fitness of Premises

8. Professional and Medical Negligence

9. Product Liability

10. Employer's Liability

11. Affirmative Duties / Liability for Negligent Omissions

12. Vicarious Liability

13. The Standard of Care

14. Causation and Remoteness of Damage

15. Joint and Several Tortfeasors

16. The Doctrine of Res Ipsa Loquitur

17. Nuisance, Private and Public

18. Trespass to Land

19. The Rule in Rylands v Fletcher
20. Liability for Unintended Fire Damage
21. Liability for Animals
22. Fatal Injuries
23. Limitation Periods
24. Defences
 - Civil Liability Act, 1961+++++
 - Contributory Negligence
 - Volenti non fit injuria
 - Illegality
25. Defamation and Defences to Defamation
26. Deceit and Injurious Falsehood
27. Abuse of Process
28. Trespass to the Person
 - False Imprisonment
 - Assault
 - Battery
 - The Rule in Wilkinson v. Downton (Intentional Infliction of Emotional Suffering)
29. Trespass to Goods
30. Detinue, Conversion and Passing Off
31. Damages

Reading List 2023.

Essential Reading

McMahon & Binchy, Law of Torts, Fourth Edition, 2013, Bloomsbury.

Other Recommended Reading

Quill, Torts in Ireland, 4th Ed, 2014, Gill & Macmillan.

Healy, Principles of Irish Torts Law, Clarus Press, 2006.

Street On Tort, 14th Edition, 2015, OUP.

Winfield and Jolowicz On Tort, 19th Edition, 2014, Sweet & Maxwell.

Fleming, The Law of Torts, 10th Edition, 2011, Thompson Reuters.

Salmond and Hueston, Law of Torts, 21st Edition, 1996, Sweet & Maxwell.

+++++ The Civil Liability and Courts Act, 2004 affects a number of areas of civil liability and damages. Candidates ARE EXPECTED to be familiar with these changes / developments in the Law of Torts.

Examination Format 2023.

Candidates are obliged to answer question 1 which is compulsory and carries 50 Marks.

Candidates are obliged to answer 2 questions from the remaining questions on the paper and 25 marks are available for each of the two questions attempted.

There are a total of 5 questions on the paper.

The examination will be marked out of 100 marks.

- END -