



SECOND EDITION

# TORT LAW AND HUMAN RIGHTS

*Jane Wright*

February 2017

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## PRAISE FOR THE FIRST EDITION

“Few English tort lawyers could read this book without profiting greatly...this book deserves to be read by anyone who takes tort seriously.”

John Murphy, *Modern Law Review*

This is a completely revised and expanded second edition, building on the first edition with two principal aims: to elucidate the role that domestic tort principles play in securing to citizens the human rights standards laid down in the European Convention on Human Rights, including the new ‘remedy’ under the Human Rights Act 1998; and to evaluate tort principles for compliance with those standards.

The first edition was written when the Human Rights Act 1998 was newly enacted and many questions existed as to its potential impact on tort law. Answers to many of the questions, which were raised at that time, are only now emerging. Therefore, the text has been updated to reflect these developments. Whether it is appropriate to attribute particular goals and functions to tort law is highly contested and the analysis begins by locating the discussion within these contemporary debates. The author goes on to examine the extent to which the action against public authorities under section 7 of the Act has impacted on the development of common law principles, as well as the issue of horizontal effect of the Act between non-state actors. New chapters include: ‘A Human Rights Based Approach to Tort Law’ and ‘Public Authority Liability and Privacy – From Misuse of Private Information to Autonomy.’

## THE AUTHOR

*Jane Wright* is a Professor of Law at the University of Essex.

## SUMMARY OF CONTENTS

1. Tort Law and Human Rights
2. A Human Rights Based Approach to Tort Law
3. The Human Rights Act
4. The European Convention on Human Rights
5. Public Authority Liability Part 1—The Impact of the ECHR on the Common Law
6. Public Authority Liability Part 2—Positive Obligations and Omissions
7. Defamation and Freedom of Expression
8. Privacy—From Misuse of Private Information to Autonomy
9. Concluding Remarks

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