

Negligence

Business & Management

The elements a claimant must prove, and where businesses are exposed.

Educational reference on general common-law principles.

1

Duty of care

Was one owed to this claimant? Proximity and foreseeability.

2

Breach

Did conduct fall below the reasonable standard?

3

Causation

Factual — 'but for' — and legal, not too remote.

4

Damage

Recognised loss that is not too remote.

BUSINESS EXPOSURE

Occupiers' liability — visitors on premises

Employer's liability — staff safety

Product liability — defective goods

Professional negligence — advice

Educational reference. Vicarious liability makes an employer liable for employee torts committed in the course of employment.