



Torts 101: Civil Wrongs & Ways to Right Them

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Business Torts
(Also called economic torts)
- involve commercial transactions, and include interference with trade or contract, fraud, injurious falsehood, and negligent misrepresentation
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Defamation
- "Published to the knowledge of a third party"
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Intentional Torts
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Intentional torts are deliberate acts that cause harm to another individual.

Damages
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Damages are the actual, resulting of money, to be paid for a tort, as compensation for the harm done. Damages in tort can be categorized as either general damages and special damages.

Negligence
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Negligence is the tort of breaching of care

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Torts are civil wrongs recognized by law as grounds for a lawsuit. These wrongs result in an injury or harm constituting the basis for a claim by the injured party.

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There are many kinds of torts including defamation, negligence, intentional torts, statutory torts, and business torts.



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Defamation is the damaging of someone's reputation.

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Negligence

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Negligance is the tort of breaching of care

In order to prove negligence, the following must be proved.

- The plaintiff was owed a duty of care through a special relationship (e.g. doctor-patient) or some other principle
- There was a dereliction or breach of that duty
- The defendant directly caused the injury (but for the defendant's actions, the plaintiff would not have suffered an injury).
- The plaintiff suffered damage as a result of that breach
- There was proximate cause to show the breach caused the damage



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General Damages

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General damages compensate the plaintiff for the non-monetary aspects of the tort committed. This is usually termed pain suffering and loss of amenity.

- physical or emotional pain and suffering
- loss of companionship
- loss of reputation
- loss or impairment of mental or physical capacity
- loss of enjoyment of life