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978-1-107-45576-4 - A Selection of Cases Illustrative of: The English Law of Tort

Courtney Stanhope Kenny

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SELECTION OF CASES

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A
SELECTION OF CASES
ILLUSTRATIVE OF
THE ENGLISH LAW OF TORT

BY
COURTNEY STANHOPE KENNY, LL.D.
EMERITUS PROFESSOR OF THE LAWS OF ENGLAND IN THE UNIVERSITY
OF CAMBRIDGE;
LATE M.P. FOR BARNESLEY.

FIFTH EDITION

CAMBRIDGE:
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PREFACE TO THE FIRST EDITION.

THE favourable reception given to my volume of cases on the Law of Crime leads me to offer to the public a similar volume upon the Law of Tort.

On this subject I have, for upwards of ten years past, delivered an annual course of lectures at Cambridge to men entering on the study of English Law. To arouse in their minds, from the outset, an intelligent interest in so difficult a subject as Tort and in the unfamiliar art of interpreting judiciary law, I have found it necessary to make constant reference to actual cases. For the purpose of such references, I have sought far and wide for cases that—from the nature of their facts or from the excellence of the judgments—were likely to impress the student's memory with a vivid illustration, or a terse exposition, of any important principle. Such decisions I have not hesitated to take from America or India, if they laid down English doctrine. And I have sometimes found it useful to supplement even the reports of our own English cases by adding details from the contemporary newspapers.

But experience has shewn me that difficulties in obtaining ready access to law-books frequently hamper the student in utilizing his references to Reports, and make it highly desirable for him to have on his own shelves some compact collection of suitable cases. My present book aims at giving him, within the

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Preface.

compass of a portable volume, two hundred decisions upon noteworthy points in the Law of Tort. The longer cases I have usually abridged; but (I hope) in such a manner that the reader will still possess a complete statement of the essential facts, and also of the salient arguments not only for but also against the judgment.

The compilation of the collection would have been impossible had not the Incorporated Council of Law Reporting generously given me leave to make use of their Reports—a permission for which I must return my most cordial acknowledgments. My thanks are also due to my friend and former pupil, Mr R. W. Kittle, LL.B., of Lincoln's Inn, for the ready kindness with which he gave me valuable aid in preparing the book for press.

COURTNEY S. KENNY.

DOWNING COLLEGE, CAMBRIDGE,
August, 1904.

PREFACE TO THE FIFTH EDITION.

In again preparing this volume for publication, I have endeavoured to keep it abreast of the current of new judicial decisions.

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