

Damages for personal injuries and fatal accidents in Hong Kong - a review of the law and a digest of the cases

Butterworths - "In Fatal Accident Cases" (including Medical Negligence cases)



Description: -

- Damages -- Hong Kong -- Digests.
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Hong Kong law seriesDamages for personal injuries and fatal accidents in Hong Kong - a review of the law and a digest of the cases

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Cycle of danger: legal risks of negligence on a pushbike

Extension of limitation period in case of disability. .

Hong Kong Law Journal

Secondly, had the plaintiff proved on a balance of probabilities that the defendant was responsible for the accident in whole or in part? For many, however, including governmental defendants, formal protection in the form of legislation is considered necessary. A second decision, from the Canadian province of Alberta, *Robinson v Cragg*, illustrates the effectiveness of apology legislation for excluding an admission of fault from being admitted as evidence in a negligence action. Apology legislation therefore offers wider protection to apologies and, in some jurisdictions, even more comprehensive protection than what is available for communications made during settlement negotiations or mediation.

"In Personal Injuries Cases" (including Medical Negligence cases)

. . Use and effectiveness of apology legislation Uncertainty about the legal and evidential consequences of an apology is frequently mentioned as one reason why defendants in civil cases are sometimes advised not to offer apologies.

3. Statement of Claim

Ignoring the shouted warnings of a security officer, he was struck by the train and dragged 30 to 40 feet down the track. This reality not only gives rise to a certain degree of uncertainty as to the limits of the protection afforded by apology legislation, but also to a need for members of the public, the legal profession and insurance industry to be made specifically aware thereof. There are a number of other decisions that illustrate that evidence of an apology continues to be admissible in civil proceedings for purposes other than those for which it is excluded by apology legislation.

A. Road traffic accidents

No injuries were reported, and by the following year, the usage of sidings at stations on the DRR's main line came to an end. Daily News Danielle Herubin and Tony Saavedra. Fatal accidents — damages for bereavement — rate of interest awarded at full judgment rate instead of 2 percent per annum In a fatal accident action, at issue was whether the courts should continue to award interest at 2 percent per annum on damages for bereavement.

Hong Kong Personal Injury Brief

. Scope of scheme Compensation may be claimed for any injury or death resulting from the use of a weapon by a law enforcement officer in the course of his duty.

Case Study of T Knight Group and the Knight Plaza Building Tort Cases

Hong Kong: How should the damages in fatal cases be assessed?

As argued unsuccessfully by the defendants, it is analogous to saying that a without prejudice settlement letter becomes admissible simply by redacting the proposed settlement amount.

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