




Course Outline

# 0421 28 LAW 1205: LAW OF TORT AND CONSUMER PROTECTION

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## PART A: INTRODUCTION

1. **Course No:** 0421 28 Law 1205
2. **Course Title:** Law Of Tort And Consumer Protection
3. **Course Type:** Core Course
4. **Level/Term and Section:** First Year Second Term
5. **Academic Session:** 2024-2025
6. **Course Instructor:** Md. Mosharaf Hosen, Assistant Professor, Law Discipline
7. **Pre-requisite (If any):** None
8. **Credit Value:** 3.0
9. **Contact Hours:** 42
10. **Total Marks:** Continuous Internal Evaluation (CIE) Marks = (40)  
Semester Mid/End Examination (SMEE) Marks = 60
11. **Course Objectives and Course Summary**

### Course summary

The course intends to provide students with a fundamental grasp of law of Tort. It will enable them to reflect on the practical aspect of tort law, legal reasoning, legal rights in tort and liability, as well as on issues of justice and equality. The students will examine a variety of ancient, mediaeval, and current ideas and will also become acquainted with tortious concepts that will prepare them for the legal environment.

### Course Objectives

1. To introduce students to the fundamental concepts Tort, subject matter of tort law and consumer protection law .
2. To develop students' ability to think critically about the nature, function, and purpose of tort and consumer protection law in society.
3. To encourage analytical discussion on key issues in tort, and consumer protection law such as justice, rights, legal obligation based on different case laws.
4. To build a foundation for understanding how tort and consumer protection law influences legal practice, legislation, and judicial decision-making.

### 12. Course Learning Outcomes(CLO)

Upon successful completion of the course, the students will be able to:

Course Learning Outcomes (CLOs)	Upon completion of this course, the students will be able to:		Mapping with PLO
	CLO 1	explain the nature of a tortious liability and its use and value in society;	1,7,19
	CLO 2	develop the ability to apply the law to	7,13,16,17

		fact situations related to specific intentional torts, negligence and occupiers' liability, and the defences to these;	
	<b>CLO 3</b>	analyse consumer rights in Bangladesh's aspect; and	2,3,4,10,16,20
	<b>CLO 4</b>	compare the differences of tortious liability in different legal systems of the world.	1,4,10,16

### 13. Mapping/Alignment of CLOs with Program Learning Outcomes(PLO) (Optional)

CLO	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8	PLO9
CLO 1									
CLO 2									
CLO 3									
CLO 4									
CLO 5									
CLO 6									

3= High; 3 = Medium; 1 = Low

## PART B: CONTENT OF THE COURSE

### 14. Summary of the Course Content

COURSE CONTENTS		CLOs
Section A		
1	<b>General Principles of Tort:</b> Concept of tort, Elements, Variations, Protection of interest, Objectives, Boundaries of tort in Bangladesh, General defences, Remedies, Limitation; <b>Liability:</b> Liabilities, Vicarious liability, Liability for animals, Joint and other liabilities;	1, 2
2	<b>Negligence:</b> General principles, Duty of care, Economic loss, Omission, Third parties and public authorities, Breach of duty, Medical negligence, Proof of negligence, Causation and remoteness of damage, Defence to negligence;	1, 2
3	<b>Trespass:</b> Definition, Forms of trespass, Title of claimant, Defences, Remedies; <b>Nuisance:</b> Definition, Public nuisance, Private nuisance, Nuisance and fault, Remedies, Defences;	1, 2, 4
Section B		CLOs
4	<b>Defamation:</b> General concept, Libel and slander, Innuendo, Publication, Defences, Justification, Remedies; <b>Privacy:</b> General concept, General principles, Privacy as human right; <b>Deceit:</b> General concept, Malicious falsehood, Passing off, Defences, Remedies;	1, 2
5	<b>Theoretical Foundations:</b> Tort as a compensation culture, Necessity and feasibility of a compensation statute in Bangladesh; <b>Negligence and Malpractice:</b> Medical malpractice and liability in Bangladesh; <b>Constitutional Tort and Contemporary Issues:</b> Constitutional Tort in Bangladesh; Feminist perspectives, Sexual disclosure and privacy law;	4
6	<b>Consumer Protection:</b> Definitions, Consumer council, Effect of laissez faire, Rights of a consumer, Areas of consumer protection laws.	3

## 15. Class Schedule/Lesson Plan/Weekly plan

### Content of the Course

Week	Date	Topic	Specific Outcome	Suggested Activities	Teaching and Assessment	Alignment with CLO
<b>Week 1</b>	20-24 July 2025	<b>Introductory Session and Preparatory Terms for Law of Tort;</b>	Students will understand basic of law of tort.	Lecture, discussion	Interactive lecture	1
		<b>General Principles of Tort</b>	Students will understand General Principles of Tort	Lecture, discussion	Concept mapping	1
<b>Week 2</b>	27-31 July 2025	Different Liabilities under tort law.	Students will be able to explain Different Liabilities under tort law.	Lecture, discussion	Concept map review	2
		Different Liabilities under tort law.	Students will be able to explain Different Liabilities under tort law.	Lecture, discussion	Interactive lecture	2
<b>Week 3</b>	03-07 August 2025	Negligence	Students will be able to analyze Negligence and its constituent elements.	Lecture, discussion	Lecture, Question answer	3
		Negligence	Students will be able to analyze Negligence and its constituent elements.	Lecture, discussion	Lecture, Question answer	3
<b>Week 4</b>	10-14 August 2025	Trespass	Students will be able to evaluate trespass and its constituent elements and remedy against trespass.	Lecture discussion	Lecture, Question answer	3
		<b>Trespass</b>	Students will be able to evaluate trespass and its constituent elements and	Lecture discussion	Short-answer questions, Flash cards	3

Week	Date	Topic	Specific Outcome	Suggested Activities	Teaching and Assessment	Alignment with CLO
			remedy against trespass.			
	13 August 2025	<b>Class Test 1</b> <b>Topics:</b> From week 1, 2 and 3			Argumentative Essay Writing	1
<b>Week 5</b>	17-21 August 2025	Nuisance:	Students will understand different form of nuisance, defences, remedies against nuisance.	Lecture discussion	Lecture, Question answer	2
		<b>Nuisance:</b>	Students will understand different form of nuisance, defences, remedies against nuisance.	Lecture discussion	Lecture, Question answer	2
<b>Week 6</b>	24-28 August 2025	Defamation	Students will be able to understand defamation, defences and justification against the term.	Lecture discussion	Oral quiz	3
		<b>Defamation</b>	Students will be able to understand defamation, defences and justification against the term.	Lecture discussion	Lecture, Question answer	3
<b>Week 7</b>	31 August-04 September 2025	Privacy	Students will be able to understand privacy in detail.	Lecture discussion	Lecture, Question answer	1
		Privacy	Students will be able to understand privacy in detail.	Lecture discussion	Flowchart of Kelsen's model of law	1
	04 September 2025	<b>Group Debate</b> <b>Topics:</b> To be decided later			Parliamentary Type Group Debate	2

Week	Date	Topic	Specific Outcome	Suggested Activities	Teaching and Assessment	Alignment with CLO
<b>Week 8</b>	07-11 September 2025	Deceit	Students will be able to understand deceit in detail.	Lecture discussion	Lecture, Question answer	3
<b>Week 9</b>	14-18 September 2025	Deceit	Students will be able to understand deceit in detail.	Lecture discussion	Lecture, Oral Quiz, Question answer	3
<b>Week 10</b>	21-25 September 2025	Theoretical Foundations of tort	Students will understand Theoretical Foundations of tort	Lecture discussion	Lecture, Opinion gathering	3
	24 September 2025	<b>Class Test 2</b> <b>Topics:</b> From Week 4, 5, 6			Argumentative Essay Writing	1
<b>Vacation</b>	26 September–4 October 2025	<b>Vacation</b>				
<b>Week 11</b>	05–09 October 2025	Negligence and Malpractice	Students will be able to understand Medical malpractice and liability in Bangladesh	Lecture discussion	Lecture, Question answer	3
<b>Week 12</b>	12-16 October 2025	Constitutional Tort and Contemporary Issues	Students will be able to analyze Constitutional Tort and Contemporary Issues from bangladesh.	Lecture discussion	Lecture, Question answer	2
	15 October 2025	<b>Class Test 3</b> <b>Topics:</b> From week 11, 12			Argumentative Essay Writing	1, 3
<b>Week 13</b>	19-23 October 2025	Consumer Protection	Students will be able to understand the law of Consumer Protection	Lecture discussion	Lecture, Question answer	5
		Consumer	Students will be able to			5

Week	Date	Topic	Specific Outcome	Suggested Activities	Teaching and Assessment	Alignment with CLO
		Protection	analyze the law of Consumer Protection			
<b>Week 14</b>	26-30 October 2025	<b>Consumer Protection</b>	Students will be able to apply the law of Consumer Protection	Lecture discussion	Lecture, Question answer	5

#### 16. Assessment Techniques of each topic of the course:

Assessment Strategy	CLO 1	CLO 2	CLO 3	CLO 4	CLO 5	CLO 6	Marks for Grading
Class Test 1	10						10
Group Debate		10					10
Class Test 2	10						10
Class Test 3			10				10
Final Exam	10	10	10	10	10	10	60

#### CIE- Continuous Internal Evaluation (Mark)

Blooms Category Marks	Test	Group Debate
Remember		
Understand	20	
Apply		
Analyse	10	
Evaluate		10
Create		

#### SMEE- Semester End Examination (Marks)

Bloom's Category	Test Marks
Remember	05
Understand	15
Apply	10
Analyse	15
Evaluate	10
Create	05

## PART C: ASSESSMENT AND EVALUATION

#### 17. Assessment Strategy (Bloom's Taxonomy and Rubric based, Quiz, Mid Term, Assignment, Project, Report, Class Test, Presentation, Semester Final)



**Marks Distribution for Theory Courses**

	<b>%</b>	<b>Comments</b>
Attendance	10	Minimum mark is 4 for 60% attendance
Continuous Assessment	30	Best 3 of 4 Assessments
Final Exam	60	Section A and B combined

**Attendance Marks Distribution:**

<b>Attendance</b>	<b>Marks</b>
Above 90%	10
85% to less than 90%	9
80% to less than 85%	8
75% to less than 80%	7
70% to less than 75%	6
65% to less than 70%	5
60% to less than 65%	4
less than 60%	0

**Continuous Assessment (30%):**

	<b>Total no. of CA</b>	<b>CAs to be considered for grading</b>
Section A	2	Best Three Assessments
Section B	2	

**18. Assessment Rubrics for Class Tests and Group Debate:**

Rubric for Class Tests:

<b>Criteria</b>	<b>Excellent (8–10)</b>	<b>Good (5–7)</b>	<b>Satisfactory (2–4)</b>	<b>Poor (0–1)</b>
<b>1. Conceptual Clarity (2 marks)</b>	Demonstrates full understanding of tortious concepts with precise definitions and explanations	Mostly clear concepts with minor inaccuracies	Basic understanding but contains confusion or vague explanations	Misunderstands or fails to explain key concepts
<b>2. Application of Theory (2 marks)</b>	Accurately applies tortious rights and liabilities to the context or question	Attempts application with mostly relevant connection	Limited or superficial application of theory	No relevant application of tortious rights and liabilities.
<b>3. Critical Thinking &amp; Argumentation (2 marks)</b>	Presents strong, well-reasoned arguments with depth and insight	Provides logical reasoning but lacks depth	Some reasoning but mostly descriptive	No reasoning or flawed argumentation
<b>4. Use of case laws</b>	Appropriately	Uses case laws	Mentions case laws	No mention or

<b>&amp; Sources (2 marks)</b>	references key case laws	with minor omissions or inaccuracies	without elaboration	incorrect reference to case laws
<b>5. Structure &amp; Language (2 marks)</b>	Well-organized answer with coherent flow and accurate language	Mostly organized; minor lapses in clarity or expression	Some organization but lacks clarity	Disorganized, unclear, or poorly written

Rubric for Group Debate:

Criteria	Excellent (8–10)	Good (5–7)	Satisfactory (2–4)	Poor (0–1)
<b>1. Argument Strength &amp; Relevance (2 marks)</b>	Arguments are clear, well-structured, and strongly grounded in tortious rights and liabilities	Mostly relevant and logical arguments with minor gaps	Arguments show limited depth or general relevance	Weak, off-topic, or no arguments presented
<b>2. Use of tortious rights and liabilities (2 marks)</b>	Effectively uses theories of torts	Uses relevant theories with minor inaccuracies	Limited or superficial use of tortious rights and liabilities	No meaningful use of tortious rights and liabilities
<b>3. Rebuttal &amp; Counterarguments (2 marks)</b>	Provides sharp, thoughtful rebuttals; responds to opposing points convincingly	Attempts rebuttal; some counterpoints are effective	Rebuttals are weak or not well-developed	No rebuttals or avoids responding to opposing points
<b>4. Team Collaboration &amp; Participation (2 marks)</b>	All members actively contribute with balanced participation and coherence	Most members contribute; some imbalance in roles or coherence	Uneven contribution or poor coordination	Dominated by few or disorganized teamwork
<b>5. Presentation Skills &amp; Clarity (2 marks)</b>	Clear, confident, and engaging delivery; excellent language use	Mostly clear with minor lapses in delivery or fluency	Some clarity, but lacks confidence or fluency	Poor delivery, unclear or difficult to follow

## 19. Evaluation Policy (Grading System):

### Evaluation:

Grades will be calculated as per the university grading structure

Marks (%)	Grading Scale	Marks (%)	Grading Scale
80 and over	A+	55-59	B-
75-79	A	50-54	C+
70-74	A-	45-49	C
65-69	B+	40-44	D
60-64	B	0-39	F

## 20. Make-up Procedures

Please see the policy for make-up class in the undergraduate ordinance.

## 21. Other Issues

### Class Discussion/Participation

Participation in class discussions is strongly encouraged. Of course, participation should be constructive, and all comments should be relevant to the material being covered in class. Students must do all of the readings prior to the class.

### **General Expectations**

Students are expected to attend class regularly, arrive promptly and have a collegial demeanor. Students will be responsible for knowing any changes made to the syllabus during class time whether they were in attendance or not.

If you need course adaptations or accommodations because of a disability, if you have emergency medical information to share with me, please make an appointment with me as soon as possible. This issues will be dealt according to the prevailing ordinance for undergraduate programme.

### **Communication with course teachers**

Readings and materials will be made available through class representative. If anybody wants to meet course teacher for any reason, contact should be made during office hour. In case of absence of course teachers, appointment or discussions are encouraged through online.

### **Academic Honesty**

Honesty, trust, and personal responsibility are fundamental attributes of the university community. Academic dishonesty by a student will not be tolerated, for it threatens the foundation of an institution dedicated to the pursuit of knowledge. To maintain its credibility and reputation, and to equitably assign evaluations of scholastic and creative performance, Law Discipline and Khulna University is committed to maintaining an environment that upholds and values the highest standards of academic integrity.

## PART D: LEARNING RESOURCES

INDICATIVE LEARNING MATERIALS	
<b>Textbooks</b>	<ol style="list-style-type: none"> <li>1. A.B. Siddique, <i>Law of Tort</i> (Kamrul Book House, 2009).</li> <li>2. John Cooke, <i>Law of Tort</i> (Pearson Education Ltd., 2009).</li> <li>3. Emily Finch and Stefan Fafinski, <i>Tort Law</i> (Pearson Education Ltd., 2011).</li> <li>4. Catherine Elliott and Frances Quinn, <i>Tort Law</i> (Pearson Education Limited, 2009).</li> <li>5. Charles Mitchell and Paul Mithcell (Ed.), <i>Landmark Cases in the Law of Tort</i> (Hart Publishing, 2010).</li> </ol>
<b>Reference Books</b>	<ol style="list-style-type: none"> <li>1. S Salzedo and P Brunner, <i>Briefcase on Contract Law</i> (Cavendish Publishing Ltd., 1999).</li> <li>2. DF Mulla, <i>The Indian Contract Act</i> (13th Edition, LexisNexis, 2011).</li> <li>3. Noshirvan H. Jhabvala, <i>Textbook on Indian Contract Law</i> (C. Jamnadas &amp; Co., 2017).</li> <li>4. Akhileshwar Pathak, <i>Contract Law in India</i> (Oxford University Press, 2011).</li> <li>5. J O'Sullivan and J Hilliard, <i>Core Text Series: The Law of Contract</i> (Oxford University Press, 2010).</li> <li>6. C Turner, <i>Tort Law</i> (Routledge, 2014).</li> <li>7. NJ McBride and R Bagshaw, <i>Tort Law</i> (Pearson Education Ltd., 2018).</li> <li>8. V Harpwood, <i>Principles of Tort Law</i> (Cavendish Publishing Ltd., 2000).</li> <li>9. Paul Ruschmann, <i>Point Counterpoint: Tort Reform</i> (Chelsea House Publishers, 2006).</li> </ol>

### 24. Other Resources (Online Resources or others)

### 25. Course File

Course Outline/Course Plan

Lesson Plan

Question Papers (Quiz, Assignment, Case Study, Mid-Term, Final Term, Project Report, etc)

Answer Script (Best, Average, Poor)

Rubrics (if any for assignment, project report, etc)

Attendance

Course evaluation by course teacher considering feedback from the students

Student course evaluation form

Peer review: Classroom Reaching Observation Report (*To be filled by the peer observer in class*)

Evaluation of attainment of CLOs

Improvement plan for better attainment of CLOs