Index	
Breach of contract	publication & relevant defences, 145-151
inducing or procuring, 22-30	
alter ego issue, 29	Environmental tort liability, 107-119
correct approach, 27-28	criticisms, 114-116
elements of the tort, 23	capacity question, 115-116
Jaddcal decision, 23-26	democratic concerns, 115
McMahon decision, 26-27	public-private dichotomy, 114
reconciling Jaddcal & McMahon, 29-30	evolution of environmental tort law, 111-114
	nuisance, 107-109
Causation	Anthropocene era, 109-111
Restatement of Torts (US), 37–44	principled approach, 116-118
Children	T. (1)
saviour siblings, 3-21	Futile surgery
benefits & detriments, 5-8	medical & legal complications, 68-74
legal dimension, 9-21	futility, 68
allowing minors to donate, 10-14	futility of medical intervention, 69-70
defining the decision-maker, 17-20	legal implications, 71-73
duties, 14-17 Common law	medical futility & withdrawal of life sus- taining measures, 68-69
workers' compensation – see Workers' compensation	research findings, 70-71
Compensation	Insurance
statutory schemes, 78	public authority liability, 129-130
Conspiracy	Intentional torts against the person, 134-143
unlawful means, 102-104	known knowns, 134-136
Contracts	known unknowns, 136-139
inducing or procuring breach - see Breach of	intent as voluntariness, 136-137
contract	intention as including recklessness, 137
Corporate groups tortious liability, 91-104	intention as trying to achieve a result, 137
context, 82 enterprise liability, 97-98	intention as trying to cause particular type of harm, 138
existing provisions, 92-93	motive, 138
modified limited liability, 93-95	proof, 138-139
tort actions, 98-104	relevant sense of intention, 139-143
negligence, 99-101	Internet
unlawful means conspiracy, 102-104	defamation – see <b>Defamation</b>
veil piercing, 95-97	Life sustaining measures
	withdrawal
Defamation	medical futility, 68-69
internet, 144-159	·
internet access providers (IAPs) 151-159	

Malice	Restatements of Torts (US), 31-44
breach of duty in public office - see Misfea-	causation, 37-44
sance	duty & negligence, 34-37
Medical treatment	
futile surgery – <i>see</i> <b>Futile surgery</b>	Saviour siblings – see Children
Misfeasance	Surgery, futile – see Futile surgery
liability and malice, 51-67	
comparative development, 59-65	<b>Toxic torts</b> – see Environmental tort liability
Australia, 62-65	•
Canada, 59-62	United States
scope of cause of action, 52-54	Restatements of Torts – see Restatements of
separating tort from crime, 54-57	Torts (US)
wilful misconduct in office, 57-59	
Motive	Voluntariness
intentional torts against the person, 138	intentional torts against the person, 137
Negligence	Withdrawal of medical treatment – see Futile surgery
corporate groups, 99-101	Workers' compensation
Restatement of Torts (US), 34-37	NSW law, 75-90
Nuisance – see Environmental tort liability	civil society & social contract, 75-76
	common law, 85-89
Person, intentional torts against - see Intentional torts against the person	current scheme, 81-84
Proof	common law damages, 83
	crisis, 83
intentional torts against the person, 138	
Public authority liability	trade-off, 84
chilling effect, 120-133	end of bargain, 89
empirics, 131-133	failure of torts law or legal system, 78
theoretical economic analysis, 121-130	history of reforms, 79-81
insurance, 129-130	statutory compensation schemes, 78
internal organisation of public au-	torts, 76
thority, 130	torts in the workplace, 76-77
liability for defensive behaviour, 128-129	
scale of damages & reputational risk, 126-128	
uncertain legal standards, 125-126	
uncertainty leading to over-precaution, 121-125	
Public office	
breach of duty in – see Misfeasance	
Recklessness	
intentional torts against the person, 137	