

UNIVERSITY OF CUMBRIA
COURSEWORK REASSESSMENT REQUIREMENT

Module Code: LAWS419

Module Title: The Law of Torts

Tutor: Dan Ritchie

Title of the item of work: Assessment 2

Wordage: 1000 words

Details and Criteria:

Answer BOTH the following questions:-

Question 1

Explain the law of causation in relation to the law of tort and whether the law on causation achieves justice for victims of harm and deters potential wrongdoers from causing harm.

(500 words - 50% of marks)

Question 2

Bobby owns a sports centre called Tennis Land. For the fee of £25, customers are able to use a tennis serving machine to help them improve their return and volley. Normally, a red light shows above the machine immediately before it is ready to fire. Sandy, a keen tennis player, rushes forward to use the machine without waiting for Bobby's explanation about where to stand in relation to the machine. She also ignores his instructions to put on the safety goggles. Unfortunately, due to a failure to service the machine since its purchase, the red light fails to show and a tennis ball flies out of the machine at top speed without warning. Sandy is also standing much closer than she should be. The ball hits Sandy's eye and she is partially blinded. She is rushed to hospital where she needs extensive treatment, including the provision of a glass eye. She has been informed that the glass eye will need to be replaced every 10 years for the rest of her life.

Due to the incident, Sandy has to spend two months in hospital and consequently loses her job as a full-time in-house graphic designer. It is unclear if she will be able to get another job in the future.

Advise Sandy of what factors, (and how); the courts will take into account when assessing the amount of her compensation payment.

(500 words - 50% of marks)

Assessment Criteria

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There are 5 broad categories of criteria:

Knowledge – of the relevant law

Understanding & Application – of how the law is applied to facts or has any practical or policy implications

Analysis & Evaluation – consideration of alternatives, detailed meanings and strengths and weaknesses of relevant law, practice, policy etc.

Research – finding and using an appropriate range of relevant sources

Structure & Presentation – logical structure, clear language and presentation as required by the assessment format

These criteria will be used within modules to aid discussion about assessment and feedback and to act as a general guide. They are indicative and are not intended as a comprehensive list of every feature that could be in an assessment. They will often overlap but are presented separately for clarity. Please note that the mark you are awarded reflects the tutor's overall impression based on these criteria. While you may receive a high mark there may be areas of weakness. Equally, you may receive a low mark but there could still be strengths in your work. You should take note of the feedback, build on your strengths and learn from and minimise your weaknesses.

SUBMISSION DATE AS PER STUDENT PORTAL

(please tick as appropriate but must be completed)

To be submitted by **4:00 PM** on **12/08/2022** in accordance with instructions given by the course team. If you are posting your course work the receipt of postage must be by date and time of submission, you may be asked to present this.



To be submitted through the Virtual Learning Environment (eg. Blackboard / Pebblepad etc.) in pdf format, or in person/by RECORDED DELIVERY to the Programme Administration at the **Fusehill Street Campus** of the University of Cumbria.