

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

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**Overseas Tankship (UK) Ltd v Miller Steamship Co Pty Ltd (The Wagon Mound)**

**Also known as:**

**Miller Steamship Co Pty Ltd v Overseas Tankship (UK) Ltd**

**Also known as:**

**RW Miller & Co Pty Ltd v Overseas Tankship (UK) Ltd**

**Privy Council (Australia)**

**25 May 1966**

**Case Analysis**

**Where Reported** [\[1967\] 1 A.C. 617](#); [\[1966\] 3 W.L.R. 498](#); [1966] 2 All E.R. 709; [1966] 1 Lloyd's Rep. 657; (1966) 110 S.J. 447;

**Case Digest**

**Subject:** Damages

**Keywords:** Australia, Foreseeability, Public nuisance, Remoteness

**Catchphrases:** Remoteness, foreseeability

**Abstract:** 1. In a case of nuisance, as of negligence, it is not sufficient that the damage was the direct result of the nuisance if that injury was not foreseeable. 2. The authorities on the question whether damage caused to a plaintiff is other and different from that caused to the rest of the public so as to constitute special damage entitling that particular member of the public to sue in tort for a public nuisance are no guide on the question whether damage is too remote to ground an action, because in the former case the test is stricter. The engineers of the Wagon Mound were careless in taking furnace oil aboard in Sydney Harbour. Much oil escaped onto the water, drifted some distance to a wharf where it was accidentally ignited by someone else, and caused damage to the plaintiff's vessels. The engineers would have regarded this as a possibility, but one which would become an actuality only in very exceptional circumstances.

Held, that on the evidence the engineers must have foreseen some injury, and the Wagon Mound's owners were liable in both negligence and nuisance. ([Farrell v John Mowlem & Co Ltd \[1954\] 1 Lloyd's Rep. 437](#) disapproved; [Bolton v Stone \[1951\] A.C. 850](#) explained and distinguished; [Overseas Tankship \(UK\) Ltd v Morts Dock & Engineering Co \(The Wagon Mound\) \[1961\] A.C. 388](#) distinguished).

**Judges:** Lord ReidReid, LordLord Morris of Borth-y-GestMorris of Borth-y-Gest, LordLord WilberforceWilberforce, LordLord PearsonPearson, LordLord PearcePearce, Lord

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

### Appellate History

#### reversing

[1967] 1 A.C. 617; [1966] 3 W.L.R. 498; [1966] 2 All E.R. 709; [1966] 1 Lloyd's Rep. 657; (1966) 110 S.J. 447

### Related Cases

### Significant Cases Cited

#### disapproving

##### **Farrell v John Mowlem & Co Ltd**

[1954] 1 Lloyd's Rep. 437

QBD

#### distinguishing

##### **Bolton v Stone**

[1951] A.C. 850; [1951] 1 All E.R. 1078; [1951] 1 T.L.R. 977; 50 L.G.R. 32; (1951) 95 S.J. 333

HL

#### distinguishing

##### **Overseas Tankship (UK) Ltd v Morts Dock & Engineering Co (The Wagon Mound)**

[1961] A.C. 388; [1961] 2 W.L.R. 126; [1961] 1 All E.R. 404; [1961] 1 Lloyd's Rep. 1; 100 A.L.R.2d 928; 1961 A.M.C. 962; (1961) 105 S.J. 85

PC (Aus)

##### **Liddle v Yorkshire (North Riding) CC**

[1934] 2 K.B. 101

CA

##### **Jacobs v London CC (No.2)**

[1950] A.C. 361; [1950] 1 All E.R. 737; 66 T.L.R. (Pt. 1) 659; (1950) 114 J.P. 204; 48 L.G.R. 323; (1950) 94 S.J. 318

HL

##### **Clinton v J Lyons & Co Ltd**

[1912] 3 K.B. 198

KBD

##### **London Tilbury & Southend Railway and Trustees of Gower's Walk Schools Arbitration, Re**

(1890) L.R. 24 Q.B.D. 326

CA

##### **Hardaker v Idle DC**

[1896] 1 Q.B. 335

CA

##### **Bradley v Wallaces Ltd**

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

[1913] 3 K.B. 629

CA

**Theyer v Purnell**

[1918] 2 K.B. 333

KBD

**Arpad, The (No.2)**

[1934] P. 189; (1934) 49 Ll. L. Rep. 313

CA

**Ricket v Metropolitan Railway Co**

122 E.R. 790; (1865) 5 B. & S. 156; (1865) 34 L.J. Q.B. 257

Ex Chamber

**Job Edwards Ltd v Birmingham Navigations Proprietors**

[1924] 1 K.B. 341

CA

**Sneesby v Lancashire and Yorkshire Railway Co**

(1873-74) L.R. 9 Q.B. 263

QB

**Overseas Tankship (UK) Ltd v Morts Dock & Engineering Co (The Wagon Mound)**

[1959] 2 Lloyd's Rep. 697

CA (NSW)

**Overseas Tankship (UK) Ltd v Morts Dock & Engineering Co (The Wagon Mound)**

[1958] 1 Lloyd's Rep. 575

Sup Ct (NSW)

**Read v J Lyons & Co Ltd**

[1947] A.C. 156; [1946] 2 All E.R. 471; (1947) 80 Ll. L. Rep. 1; (1946) 62 T.L.R. 646; [1947] L.J.R. 39; 175 L.T. 413

HL

**Smith v Green**

(1875-76) L.R. 1 C.P.D. 92

CPD

**Victoria Laundry (Windsor) v Newman Industries**

[1949] 2 K.B. 528; [1949] 1 All E.R. 997; 65 T.L.R. 274; (1949) 93 S.J. 371

CA

**Wormald v Cole**

[1954] 1 Q.B. 614; [1954] 2 W.L.R. 613; [1954] 1 All E.R. 683; (1954) 98 S.J. 232

CA

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**Esso Petroleum Co Ltd v Southport Corp**

[1956] A.C. 218; [1956] 2 W.L.R. 81; [1955] 3 All E.R. 864; [1955] 2 Lloyd's Rep. 655; (1956) 120 J.P. 54; 54 L.G.R. 91; (1956) 100 S.J. 32

HL

**Everitt v Martin**

[1953] N.Z.L.R. 298

**Hadley v Baxendale**

156 E.R. 145; (1854) 9 Ex. 341

Ex Ct

**Hughes v Lord Advocate**

[1963] A.C. 837; [1963] 2 W.L.R. 779; [1963] 1 All E.R. 705; 1963 S.C. (H.L.) 31; 1963 S.L.T. 150; (1963) 107 S.J. 232

HL

**Sharp v Powell**

(1871-72) L.R. 7 C.P. 253

CCP

**Cox v Burbidge**

143 E.R. 171; (1863) 13 C.B. N.S. 430

CCP

**Rylands v Fletcher**

(1865-66) L.R. 1 Ex. 265; [1865-66] All E.R. Rep. 1; (1866) 4 Hurl. & C. 263

Ex Chamber

**Cory & Son Ltd v France Fenwick & Co Ltd**

[1911] 1 K.B. 114; (1910) 80 L.J. K.B. 341

CA

**Haynes v Harwood**

[1935] 1 K.B. 146; [1934] All E.R. Rep. 103

CA

**Fritz v Hobson**

(1880) L.R. 14 Ch. D. 542

Ch D

**Cunard v Antifyre**

[1933] 1 K.B. 551

KBD

**Smith v Leech Brain & Co**

[1962] 2 Q.B. 405; [1962] 2 W.L.R. 148; [1961] 3 All E.R. 1159; (1962) 106 S.J. 77

QBD

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**Rigby v Hewitt**

155 E.R. 103; (1850) 5 Ex. 240

Ex Ct

**Parish v Judd**

[1960] 1 W.L.R. 867; [1960] 3 All E.R. 33; (1960) 124 J.P. 444; (1960) 104 S.J. 644

QBD

**Esso Petroleum Co Ltd v Southport Corp**

[1954] 2 Q.B. 182; [1954] 3 W.L.R. 200; [1954] 2 All E.R. 561; [1954] 1 Lloyd's Rep. 446; (1954) 118 J.P. 411; 52 L.G.R. 404; (1954) 98 S.J. 472

CA

**British Road Services, Ltd v Slater**

[1964] 1 W.L.R. 498; [1964] 1 All E.R. 816; (1964) 108 S.J. 357

Assizes (Stafford)

**Yorkshire Dale Steamship Co Ltd v Minister of War Transport**

[1942] A.C. 691; (1942) 73 Ll. L. Rep. 1; 1942 A.M.C. 1000

HL

**Fowler v Lanning**

[1959] 1 Q.B. 426; [1959] 2 W.L.R. 241; [1959] 1 All E.R. 290; (1959) 103 S.J. 157

QBD

**Harrold v Watney**

[1898] 2 Q.B. 320

CA

**Sedleigh-Denfield v O'Callagan (Trustees for St Joseph's Society for Foreign Missions)**

[1940] A.C. 880; [1940] 3 All E.R. 349

HL

**Hoey v Felton**

142 E.R. 749; (1861) 11 C.B. N.S. 142

CCP

**City of Lincoln, The**

(1890) L.R. 15 P.D. 15

CA

**Liesbosch, The**

[1933] A.C. 449; [1933] All E.R. Rep. 144; (1933) 45 Ll. L. Rep. 123

HL

**Pigney v Pointer's Transport Services Ltd**

[1957] 1 W.L.R. 1121; [1957] 2 All E.R. 807; (1957) 101 S.J. 851

Assizes (Norwich)

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**Pearson v Cox**

(1876-77) L.R. 2 C.P.D. 369

CA

**Polemis and Furness Withy & Co Ltd, Re**

[1921] 3 K.B. 560; (1921) 8 Ll. L. Rep. 351

CA

**Campbell v Paddington Corp**

[1911] 1 K.B. 869

KBD

**Owners of the Marpesia v Owners of the America**

(1871-73) L.R. 4 P.C. 212

PC (UK)

**Stapley v Gypsum Mines Ltd**

[1953] A.C. 663; [1953] 3 W.L.R. 279; [1953] 2 All E.R. 478; (1953) 97 S.J. 486

HL

**Greenland v Chaplin**

155 E.R. 104; (1850) 5 Ex. 243

Ex Ct

**Lynch v Knight**

11 E.R. 854; (1861) 9 H.L. Cas. 577

HL

**Weld-Blundell v Stephens**

[1920] A.C. 956

HL

**Metagama, The v Baron Vernon, The**

(1927-28) 29 Ll. L. Rep. 253; 1928 S.C. (H.L.) 21; 1928 S.L.T. 117

HL

**Liesbosch, The**

[1932] P. 52; (1932) 42 Ll. L. Rep. 23

CA

**Dudley v Smith**

170 E.R. 915; (1808) 1 Camp. 167

Assizes

**River Wear Commissioners v Adamson**

(1876-77) L.R. 2 App. Cas. 743

HL

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**Quinn v Leathem**

[1901] A.C. 495

HL (UK-Irl)

**London, The**

[1914] P. 72

PDAD

**Melanie, The v San Onofre, The**

[1922] P. 243; (1922) 11 Ll. L. Rep. 211

CA

**Notting Hill, The**

(1884) L.R. 9 P.D. 105

CA

**Wringe v Cohen**

[1940] 1 K.B. 229

CA

**Rylands v Fletcher**

(1868) L.R. 3 H.L. 330

HL

**Trevett v Lee**

[1955] 1 W.L.R. 113; [1955] 1 All E.R. 406; (1955) 99 S.J. 110

CA

**Clark v Chambers**

(1877-78) L.R. 3 Q.B.D. 327

QBD

**Benjamin v Storr**

(1873-74) L.R. 9 C.P. 400

CCP

**Owners of the Steamship Gracie v Owners of the Steamship Argentino (The Argentino)**

(1888) L.R. 13 P.D. 191

CA

**Glasgow Corp v Muir**

[1943] A.C. 448; [1943] 2 All E.R. 44; 1943 S.C. (H.L.) 3; 1944 S.L.T. 60

HL

**Rapier v London Tramways Co**

[1893] 2 Ch. 588

CA

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**Haley v London Electricity Board**

[1965] A.C. 778; [1964] 3 W.L.R. 479; [1964] 3 All E.R. 185; (1965) 129 J.P. 14; 63 L.G.R. 1; (1964) 108 S.J. 637

HL

**Letang v Cooper**

[1965] 1 Q.B. 232; [1964] 3 W.L.R. 573; [1964] 2 All E.R. 929; [1964] 2 Lloyd's Rep. 339; (1964) 108 S.J. 519

CA

**Harper v GN Haden & Sons Ltd**

[1933] Ch. 298; 86 A.L.R. 89

CA

**Cases Citing This Case****considered****Maloco v Littlewoods Organisation Ltd**

[1987] A.C. 241; [1987] 2 W.L.R. 480; [1987] 1 All E.R. 710; 1987 S.C. (H.L.) 37; 1987 S.L.T. 425; 1987 S.C.L.R. 489; (1987) 84 L.S.G. 905; (1987) 137 N.L.J. 149; (1987) 131 S.J. 226

HL

**considered****Delaware Mansions Ltd v Westminster City Council**

[2001] UKHL 55; [2002] 1 A.C. 321; [2001] 3 W.L.R. 1007; [2001] 4 All E.R. 737; [2002] B.L.R. 25; [2002] T.C.L.R. 8; 79 Con. L.R. 39; [2002] B.L.G.R. 1; [2001] 44 E.G. 150 (C.S.); (2001) 98(45) L.S.G. 26; (2001) 151 N.L.J. 1611; (2001) 145 S.J.L.B. 259; [2001] N.P.C. 151; Times, October 26, 2001; Independent, December 17, 2001; Official Transcript

HL

**considered****Woolworths v Stirling (Henry)**

[1969] 1 A.C. 113; [1968] 3 W.L.R. 364; [1968] 1 All E.R. 81; (1968) 112 S.J. 622

PC (Aus)

**distinguished****J Murphy & Sons Ltd v Southwark LBC**

22 B.L.R. 41; 81 L.G.R. 383; (1983) 127 S.J. 119

CA (Civ Div)

**considered****Wieland v Cyril Lord Carpets Ltd**

[1969] 3 All E.R. 1006

QBD

**considered****Tremain v Pike**

[1969] 1 W.L.R. 1556; [1969] 3 All E.R. 1303; 7 K.I.R. 318; (1969) 113 S.J. 812



[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

Assizes (Exeter)

**considered**

**Humber Oil Terminal Trustee Ltd v Owners of the Sivand**

[1998] 2 Lloyd's Rep. 97; [1998] C.L.C. 751

CA (Civ Div)

**considered**

**Webb v South Australia**

43 A.L.R. 465

HC (Aus)

**considered**

**Abbott Kleysen's Cartage Co v Kasza & Ace Construction Co**

[1976] 4 W.W.R. 20

Sup Ct (Alta)

**considered**

**Tetley v Chitty**

[1986] 1 All E.R. 663; (1985) 135 N.L.J. 1009

QBD

**applied**

**Lamb v Camden LBC**

[1981] Q.B. 625; [1981] 2 W.L.R. 1038; [1981] 2 All E.R. 408; (1981) 125 S.J. 356

CA (Civ Div)

**considered**

**Darvill v Hampton (C&J)**

(1972) 13 K.I.R. 275

**applied**

**Heaven v Mortimore**

(1967) 202 E.G. 615; 117 N.L.J. 326; Times, March 15, 1967

QBD

**applied**

**Mitchell v Milford Haven Port Authority**

[2003] EWHC 1246 (Admlty); Official Transcript

QBD (Admlty)

**applied**

**Swami v Lo**

(1979) 105 D.L.R. (3d) 451

Sup Ct (BC)

**followed**

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

**McManus v Beckham**

[2002] EWCA Civ 939; [2002] 1 W.L.R. 2982; [2002] 4 All E.R. 497; [2002] E.M.L.R. 40; (2002) 99(35) L.S.G. 36; (2002) 146 S.J.L.B. 183; Times, July 11, 2002; Independent, July 12, 2002; Official Transcript  
CA (Civ Div)

**considered****Cambridge Water Co Ltd v Eastern Counties Leather Plc**

[1994] 2 A.C. 264; [1994] 2 W.L.R. 53; [1994] 1 All E.R. 53; [1994] 1 Lloyd's Rep. 261; [1994] Env. L.R. 105; [1993] E.G. 211 (C.S.); (1994) 144 N.L.J. 15; (1994) 138 S.J.L.B. 24; Times, December 10, 1993; Independent, December 10, 1993

HL

**considered****Lamond v Glasgow Corp**

1968 S.L.T. 291

OH

**referred to****Lewis v Buckpool Golf Club**

1993 S.L.T. (Sh Ct) 43

Sh Pr

**Sample (Warkworth) v Alnwick DC**

(1984) 48 P. & C.R. 474; (1984) 271 E.G. 204; [1984] R.V.R. 180; [1984] J.P.L. 670

Lands Tr

**Hendrie v Scottish Ministers**

2002 Rep. L.R. 46; 2002 G.W.D. 2-84

OH

**Eckersley v Binnie**

18 Con. L.R. 1; [1955-95] P.N.L.R. 348

CA (Civ Div)

**Knightley v Johns**

[1982] 1 W.L.R. 349; [1982] 1 All E.R. 851; [1982] R.T.R. 182; (1982) 126 S.J. 101

CA (Civ Div)

**Reynolds v North Tyneside HA**

[2002] Lloyd's Rep. Med. 459; Official Transcript

QBD

**Plean Precast Ltd v National Coal Board**

1985 S.C. 77; 1986 S.L.T. 78

OH

**Network Rail Infrastructure Ltd v Morris (t/a Soundstar Studio)**

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

[2004] EWCA Civ 172; [2004] Env. L.R. 41; (2004) 148 S.J.L.B. 266; Official Transcript  
CA (Civ Div)

**Grieves v FT Everard & Sons Ltd**

[2007] UKHL 39; [2008] 1 A.C. 281; [2007] 3 W.L.R. 876; [2007] 4 All E.R. 1047; [2007] I.C.R. 1745; [2008] P.I.Q.R. P6; [2008] LS Law Medical 1; (2008) 99 B.M.L.R. 139; (2007) 104(42) L.S.G. 34; (2007) 157 N.L.J. 1542; (2007) 151 S.J.L.B. 1366; Times, October 24, 2007; Official Transcript  
HL

**Grieves v FT Everard & Sons Ltd**

[2006] EWCA Civ 27; [2006] 4 All E.R. 1161; [2006] I.C.R. 1458; (2006) 90 B.M.L.R. 88; (2006) 103(7) L.S.G. 25; (2006) 156 N.L.J. 185; (2006) 150 S.J.L.B. 164; Times, January 31, 2006; Independent, January 31, 2006; Official Transcript  
CA (Civ Div)

**Essa v Laing Ltd**

[2004] EWCA Civ 2; [2004] I.C.R. 746; [2004] I.R.L.R. 313; (2004) 148 S.J.L.B. 146; Times, January 29, 2004; Independent, January 23, 2004; Official Transcript  
CA (Civ Div)

**Shanlin v Collins**

1973 S.L.T. (Sh. Ct.) 21  
Sh Ct (Tayside)

**Dobson v Thames Water Utilities Ltd**

[2009] EWCA Civ 28; [2009] 3 All E.R. 319; [2009] B.L.R. 287; 122 Con. L.R. 32; [2009] H.R.L.R. 19; [2009] U.K.H.R.R. 617; [2010] H.L.R. 9; [2009] 1 E.G.L.R. 167; [2009] A.C.D. 21; [2009] 5 E.G. 106 (C.S.); [2009] N.P.C. 18; Times, April 3, 2009; Official Transcript  
CA (Civ Div)

**Alegrete Shipping Co Inc v International Oil Pollution Compensation Fund 1971 (The Sea Empress)**

[2002] EWHC 1095 (Admlty); [2002] 2 All E.R. (Comm) 416; [2003] 1 Lloyd's Rep. 123; [2003] Env. L.R. 8; [2003] Env. L.R. D2; Official Transcript  
QBD (Admlty)

**Alegrete Shipping Co Inc v International Oil Pollution Compensation Fund 1971 (The Sea Empress)**

[2003] EWCA Civ 65; [2003] 2 All E.R. (Comm) 1; [2003] 1 Lloyd's Rep. 327; [2003] 1 C.L.C. 325; (2003) 100(13) L.S.G. 27; [2003] Env. L.R. D11; Times, February 27, 2003; Official Transcript  
CA (Civ Div)

**Corr v IBC Vehicles Ltd**

[2008] UKHL 13; [2008] 1 A.C. 884; [2008] 2 W.L.R. 499; [2008] 2 All E.R. 943; [2008] I.C.R. 372; [2008] P.I.Q.R. P11; (2008) 105(10) L.S.G. 28; (2008) 152(9) S.J.L.B. 30; Times, February 28, 2008; Official Transcript  
HL

**Leakey v National Trust for Places of Historic Interest or Natural Beauty**

[1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447 [1967] 1 A.C. 617 [1966] 3 W.L.R. 498 [1966] 2 All E.R. 709 [1966] 1 Lloyd's Rep. 657 (1966) 110 S.J. 447

[1980] Q.B. 485; [1980] 2 W.L.R. 65; [1980] 1 All E.R. 17; 78 L.G.R. 100; (1979) 123 S.J. 606  
CA (Civ Div)

**Day & Sons v Thames Water Authority**

(1984) 48 P. & C.R. 323; (1984) 270 E.G. 1294; [1984] R.V.R. 216  
Lands Tr

**Gerrard v Staffordshire Potteries Ltd**

[1995] I.C.R. 502; [1995] P.I.Q.R. P169  
CA (Civ Div)

**Walker v Northumberland CC**

[1995] 1 All E.R. 737; [1995] I.C.R. 702; [1995] I.R.L.R. 35; [1995] P.I.Q.R. P521; (1994) 144 N.L.J. 1659;  
Times, November 24, 1994; Independent, November 18, 1994  
QBD

**Robb v Salamis (M&I) Ltd**

[2006] UKHL 56; [2007] 2 All E.R. 97; 2007 S.C. (H.L.) 71; 2007 S.L.T. 158; 2007 S.C.L.R. 176; [2007] I.C.R. 175; (2007) 151 S.J.L.B. 25; 2007 G.W.D. 2-33; Times, December 22, 2006; Official Transcript  
HL

**McTear v Imperial Tobacco Ltd**

2005 2 S.C. 1; 2005 G.W.D. 20-365; Times, June 14, 2005  
OH

**McLoughlin v Grovers**

[2001] EWCA Civ 1743; [2002] Q.B. 1312; [2002] 2 W.L.R. 1279; [2002] P.I.Q.R. P20; [2002] P.N.L.R. 21;  
Official Transcript  
CA (Civ Div)

**SCM (United Kingdom) Ltd v WJ Whittall & Son Ltd**

[1970] 1 W.L.R. 1017; [1970] 2 All E.R. 417; 8 K.I.R. 1073; (1970) 114 S.J. 268  
QBD

**Kuwait Airways Corp v Iraqi Airways Co (No.6)**

[2001] 3 W.L.R. 1117; [2001] 1 All E.R. (Comm) 557; [2001] 1 Lloyd's Rep. 161; [2001] C.L.C. 262; (2000) 97(48) L.S.G. 37; (2001) 145 S.J.L.B. 5; Times, November 21, 2000; Daily Telegraph, November 21, 2000; Official Transcript  
CA (Civ Div)

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[1977] Q.B. 966; [1977] 3 W.L.R. 20; [1977] 3 All E.R. 338  
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[1998] P.I.Q.R. P314  
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[1981] 1 W.L.R. 193; [1981] 1 All E.R. 213; [1981] R.P.C. 429; (1981) 125 S.J. 96  
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[2003] UKHL 66; [2004] 2 A.C. 42; [2003] 3 W.L.R. 1603; [2004] 1 All E.R. 135; [2004] B.L.R. 1; 91 Con. L.R. 1; [2004] Env. L.R. 25; [2004] H.R.L.R. 10; [2004] U.K.H.R.R. 253; [2003] 50 E.G. 95 (C.S.); (2004) 101(4) L.S.G. 32; (2003) 153 N.L.J. 1869; (2003) 147 S.J.L.B. 1429; [2003] N.P.C. 150; Times, December 5, 2003; Independent, December 9, 2003; Official Transcript  
HL

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[1974] A.C. 207; [1972] 3 W.L.R. 801; [1972] 3 All E.R. 836; (1972) 116 S.J. 864  
HL

**Siddiqui v Hillingdon LBC**

[2003] EWHC 726 (TCC); 89 Con. L.R. 13; Official Transcript  
QBD (TCC)

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[2003] UKHL 47; [2004] 1 A.C. 46; [2003] 3 W.L.R. 705; [2003] 3 All E.R. 1122; [2004] P.I.Q.R. P8; [2003] 32 E.G. 68 (C.S.); (2003) 100(34) L.S.G. 33; (2003) 153 N.L.J. 1238; (2003) 147 S.J.L.B. 937; [2003] N.P.C. 102; Times, August 1, 2003; Independent, October 7, 2003; Official Transcript  
HL

**Hunter v Chief Constable of the West Midlands**

[1980] Q.B. 283; [1980] 2 W.L.R. 689; [1980] 2 All E.R. 227; (1980) 124 S.J. 83  
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**Parsons (Livestock) Ltd v Uttley Ingham & Co Ltd**

[1978] Q.B. 791; [1977] 3 W.L.R. 990; [1978] 1 All E.R. 525; [1977] 2 Lloyd's Rep. 522; (1977) 121 S.J. 811  
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[2003] 28 E.G. 114; [2003] 2 E.G. 103 (C.S.); (2003) 100(10) L.S.G. 28; (2003) 147 S.J.L.B. 58; [2002] N.P.C. 168; Times, December 28, 2002; Independent, January 17, 2003; Official Transcript  
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[2003] UKHL 61; [2004] 2 A.C. 1; [2003] 3 W.L.R. 1467; [2004] 1 All E.R. 589; 91 Con. L.R. 28; [2004] Env. L.R. 24; [2003] 48 E.G. 127 (C.S.); (2003) 153 N.L.J. 1791; (2003) 147 S.J.L.B. 1367; [2003] N.P.C. 143; [2004] 1 P. & C.R. DG12; Times, November 20, 2003; Independent, November 25, 2003; Official Transcript  
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[2000] 2 Lloyd's Rep. 700; [2001] Lloyd's Rep. I.R. 327; Official Transcript  
QBD (Comm)

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[1990] 1 Q.B. 665; [1989] 3 W.L.R. 25; [1989] 2 All E.R. 952; [1988] 2 Lloyd's Rep. 513; [1989] Fin. L.R. 1; (1989) 133 S.J. 817; Times, August 24, 1988; Independent, August 19, 1988; Financial Times, August 12, 1988  
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[2001] Ch. 1; [1999] 2 W.L.R. 409; (1999) 31 H.L.R. 187; [1999] B.L.G.R. 71; (1998) 10 Admin. L.R. 621; [1998] L. & T.R. 251; [1998] 3 E.G.L.R. 46; [1998] 45 E.G. 151; (1998) 162 J.P.N. 945; [1998] E.G. 132 (C.S.); (1998) 95(34) L.S.G. 31; (1998) 142 S.J.L.B. 221; [1998] N.P.C. 126; Times, August 20, 1998; Independent, October 2, 1998  
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[2003] EWCA Civ 1067; [2004] I.C.R. 159; [2003] I.R.L.R. 794; [2004] P.I.Q.R. P17; Official Transcript  
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[1972] A.C. 877; [1972] 2 W.L.R. 537; [1972] 1 All E.R. 749; (1972) 116 S.J. 178  
HL

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[2002] UKHL 19; [2002] 2 A.C. 883; [2002] 2 W.L.R. 1353; [2002] 3 All E.R. 209; [2002] 1 All E.R. (Comm) 843; [2003] 1 C.L.C. 183; Times, May 21, 2002; Official Transcript  
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QBD (Comm)

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[1980 S.C. 203](#); [1980 S.L.T. 237](#)

OH

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PC (Aus)

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PC (Aus)

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[1977 S.C. 212](#)

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IH (1 Div)

**Baden v Societe Generale pour Favoriser le Developpement du Commerce et de l'Industrie en France SA**

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QBD

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QBD

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[\[1972\] 1 Q.B. 496](#); [\[1972\] 2 W.L.R. 633](#); [\[1972\] 1 All E.R. 1142](#); [\[1972\] R.T.R. 169](#); (1972) 116 S.J. 62

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OH

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