Contents

List of contributors vii

1 Introduction to comparative tort law: Global perspectives 1
   Mauro Bussani and Anthony J. Sebok

PART I  GENERAL ISSUES

2 The many cultures of tort liability 11
   Mauro Bussani and Marta Infantino
3 Tort law and conflict of laws 39
   Symeon C. Symeonides
4 Tort law and human rights 70
   Eric A. Engle
5 Tort and crime 93
   Matthew Dyson
6 Liability rules: An economic taxonomy 122
   Giuseppe Dari-Mattiacci and Francesco Parisi
7 Tort law and insurance 144
   Ina Ebert
8 Alternative compensation schemes from a comparative perspective 151
   Daniel Jutras

PART II  THE WESTERN LAW OF TORTS

9 The architecture of the common and civil law of torts: An historical survey 173
   James Gordley
10 The bounds between negligence and strict liability 201
   Franz Werro and Erdem Büyüksagis
11 Professional liability 226
   Ewoud Hondius
12 Product liability 250
   Mathias Reimann
13 Causation theories and causation rules 279
   Marta Infantino
14 A comparative law sketch of pure economic loss 300
   Vernon Valentine Palmer
15 Tort damages for non-economic losses: Personal injury 323
   Stephen D. Sugarman

v
vi  Comparative tort law

PART III  NON-WESTERN PERSPECTIVES

16. Tort law in Japan 359
   Emi Matsumoto

17. Chinese tort law: Between tradition and transplants 385
   Hao Jiang

18. Customary tort law in Sub-Saharan Africa 412
   Dominic N. Dagbanja

19. Islamic tort law 441
   Abdul Basir bin Mohamad

20. Tort law in Latin America 474
   Marco de Morpurgo

Index 493