

# Vicarious liability case law examples

1. **Rose v Plenty (1976):** In this case, a bus driver was held liable for a passenger's injuries when he abruptly moved the bus, causing the passenger to fall. The court held that the bus company was vicariously liable for the driver's actions, as the driver was acting within the scope of his employment when the incident occurred.
2. **Dubai Aluminium Co Ltd v Salaam (2003):** In this case, an employee of a contractor was injured while working on a project for Dubai Aluminium. The employee sued Dubai Aluminium for negligence, arguing that the company was vicariously liable for the contractor's actions. The court held that Dubai Aluminium was not vicariously liable, as the contractor was an independent contractor rather than an employee of the company.
3. **Various Claimants v Catholic Child Welfare Society (2012):** In this case, a number of individuals brought claims against the Catholic Church for physical and sexual abuse suffered at the hands of members of the clergy. The court held that the Church was vicariously liable for the actions of the abusive priests, as they were acting within the scope of their employment as representatives of the Church.
4. **Barclays Bank plc v Various Claimants (2020):** In this case, a group of employees of Barclays Bank sued the company for damages, alleging that they had been sexually harassed by a doctor who had been engaged by the bank to conduct medical examinations. The court held that Barclays Bank was vicariously liable for the doctor's actions, as the examinations were carried out as part of the bank's business and the doctor was seen as an integral part of the bank's operations.
5. **Cox v Ministry of Justice (2016):** In this case, a kitchen assistant was assaulted by a prisoner while working in a prison kitchen. The court held that the Ministry of Justice was vicariously liable for the prisoner's actions, as the prisoner was under the control of the Ministry and the assault occurred in the course of his work in the prison kitchen.

# Law Report Vicarious Liability

**S Marginson**



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