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# The Implications of Samoa's Small Boat Law on Tort Law and Human Rights: A Case Study

## Abstract

This paper explores a hypothetical case in the United Kingdom concerning the enforcement of tort law, while taking into account Samoa's proposed Small Boat Law and human rights. The case study provides an in-depth analysis of the legal implications and potential human rights issues arising from this legislation.

## Introduction

In this study of tortious negligence, we will analyze the case of *ABC v. XYZ*, where the claimant (ABC) alleges that the defendant (XYZ) failed to adhere to applicable safety standards, resulting in the claimant's injury. The case is set against the backdrop of Samoa's proposed Small Boat Law, which aims to regulate the operation of small boats and ensure the safety of passengers and crew.

## Case Background

The case involves a small boat accident that occurred on the 15th of June 2023. The claimant, ABC, was a passenger on a small boat owned and operated by the defendant, XYZ. The boat was carrying several passengers and was navigating through rough seas. ABC alleges that XYZ failed to take appropriate safety measures, leading to the accident and ABC's subsequent injuries.

## Tort Law Perspective

From a tort law perspective, ABC alleges that the defendant, XYZ, breached its duty of care towards ABC, resulting in ABC's injuries. The claimant seeks compensation for medical expenses, pain and suffering, and other damages. The defendant, XYZ, denies the claim and argues that the accident was caused by ABC's own negligence.

## Human Rights Angle

ABC also contends that the defendant, XYZ, violated its human rights, specifically the right to life, liberty, and security of person. ABC argues that XYZ's failure to adhere to safety standards constituted a breach of its human rights obligations. The case is set against the backdrop of Samoa's proposed Small Boat Law, which aims to regulate the operation of small boats and ensure the safety of passengers and crew.

# Small Boat Law

**Jiyuan Zhang**



## **Small Boat Law:**

**To Defer Implementation of the Small Boat Inspection Law** United States. Congress. Senate. Committee on Interstate and Foreign Commerce, United States. Congress. Senate. Committee on Interstate and Foreign Commerce. Subcommittee on Merchant Marine and Fisheries, 1957      Small Boat Safety United States. Congress. House. Committee on Merchant Marine and Fisheries, 1969 Committee Serial No 90 35 Considers H R 15223 the Recreational Boat Safety Act of 1968 and two similar bills to provide Federal standards for the manufacture of boats under 16 feet in length and to assist states in carrying out boating safety programs      **Small Boat Law** Herbert L. Markow, 1977 This book written as a text for community colleges is intended as well for attorneys and marine law enforcement officers Among the topics it examines are admiralty and local jurisdiction search and seizure rescue the Federal Boating Act boat sales warranties federal boat safety standards marina and boatyard disputes maritime liens and salvage and sunken treasure      Small Boat Law Herbert L. Markow, 1984      Small Boat Towing and Safety Report California. Department of Boating and Waterways, 1987      **The Statute Law of the State of New York** New York (State), 1881      **Congressional Record** United States. Congress, 1970 The Congressional Record is the official record of the proceedings and debates of the United States Congress It is published daily when Congress is in session The Congressional Record began publication in 1873 Debates for sessions prior to 1873 are recorded in The Debates and Proceedings in the Congress of the United States 1789 1824 the Register of Debates in Congress 1824 1837 and the Congressional Globe 1833 1873      **Legislative, Executive, and Judicial Appropriations Bill, Hearings Before ... 63-3, on H.R. 19909** United States. Congress. Senate. Appropriations Committee, 1915  
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