Hunter et al. v Canary Wharf Ltd. [1997] 2 All ER 426


Facts

- Developers build a building near the television tower for BBC
- As a result, it negatively impacts the reception of hundreds of nearby residents

Issue

- Can this be nuisance?

Held

- Khorasandijan was wrongly determined in terms of who has standing to sue
- There are 3 types of nuisance; They are (1) nuisance by encroachment on a neighbour's land; (2) nuisance by direct physical injury to a neighbour's land; and (3) nuisance by interference with a neighbour's quiet enjoyment of his land
- However, they held that it was not actionable as 'right to television' was not recognized. In particular Lord Goff pointed out that a view was not a right.

________________________________________

Law case summary from www.lawcasesummaries.com