

Sullivan v Moody [2001] HCA 59

<http://lawcasesummaries.com/knowledge-base/sullivan-v-moody-2001-hca-59/>

Facts

- A father was wrongfully accused of sexually assaulting his daughter
- He sued for the negligently performed medical examination

Held

- There is no precise test for novel negligence cases
- Must consider how it interacts with other laws (e.g. defamation) – cannot give negligence to wide a range
- Where there is statutory grounds for behavior (e.g. reporting child abuse), it will probably not succeed in negligence
- Indeterminate liability is not good

Law case summary from www.lawcasesummaries.com