Record Nr. UNINA9910953732503321 Autore Blennerhassett Joanne Titolo A comparative examination of multi-party actions: the case of environmental mass harm // Joanne Blennerhassett Oxford;; Portland, Oregon:,: Hart Publishing,, 2016 Pubbl/distr/stampa **ISBN** 9781509905324 1509905324 9781509905317 1509905316 9781509905300 1509905308 Descrizione fisica 1 online resource (339 p.) Collana Civil justice systems ; ; v. 4 Disciplina 344.04/6 Soggetti Class actions (Civil procedure) Joinder of actions Liability for environmental damages Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Part I: Collective Redress, Mass Harm, Multi-party Actions and Environmental Mass Harm -- 1. Introduction -- 2. Collective Redress and Mass Harm -- 3. Objectives of MPAs -- 4. Environmental Mass Harm and Collective Redress -- Part II: Comparative Law Experience of Selected Common Law Jurisdictions and Europe -- 5. US Collective Redress -- 6. Canadian MPA Experience -- 7. Australian MPA Experience -- 8. Collective Redress in England and Wales -- 9. EU Collective Redress -- 10. Collective Redress for Mass Harm in Ireland Sommario/riassunto This monograph addresses the phenomenon of mass harm and how it may be resolved through collective redress. It examines particularly how such redress may be achieved through mechanisms such as multiparty actions (MPAs). In order to do this, an analytical framework is created against which to evaluate various multi-party procedures. This is illustrated through the experience of a selection of common law jurisdictions in dealing with mass harm - namely that of England and

Wales, Canada, Australia and the United States, as well as that of EU

collective redress. It examines multi-party action laws benchmarked against the objectives identified in the analytical framework. The phenomenon of environmental mass harm in particular is explored as a case study, as it illustrates some of the difficulties that may arise in mass harm litigation. Also, this work explores where the best solutions for mass harm redress may lie in the future - perhaps in collective actions or through alternatives such as regulation and alternative dispute resolution or a combination of these. Finally, the experience of mass harm litigation in Ireland is examined, as currently this jurisdiction does not have an effective mechanism for dealing with mass harm