

55.01 Construction Negligence--Work Entrusted To Another

A[n] [owner] [contractor] [other] who entrusts work to a [subcontractor] [contractor] [other] can be liable for injuries resulting from the work if the [owner] [contractor] [other] retained some control over the safety of the work and the injuries were proximately caused by the [owner's] [contractor's] [other's] failure to exercise that control with ordinary care.

Notes on Use

This should be given as an introduction to the subject of construction negligence.

Comment

See Restatement (Second) of Torts, §414 (West 2000), and the Introduction to this section.