

NYS Statute for Negligence

S 25.23 Liability for negligence.

Negligence in the use or operation of a snowmobile shall be attributable to the owner. Every owner of a snowmobile used or operated in this state shall be liable and responsible for death or injury to person or damage to property resulting from negligence in the use or operation of such snowmobile by any person using or operating the same with the permission, express or implied, of such owner, provided, however, that such operator's negligence shall not be attributed to the owner as to any claim or cause of action accruing to the operator or his legal representative for such injuries or death

This brochure and the information contained herein is presented for information purposes only, and does not replace legal advice.

HIGHLIGHTS FROM THE GENERAL OBLIGATIONS LAW 9-103. No duty to keep premises safe for certain uses; responsibility for acts of such users.

- a. an owner, lessee or occupant of premises, whether or not posted as provided in section 11-1211 of the environmental conservation law, owes no duty to keep the premises safe for entry ... or to give warning of any hazardous condition or use of or structure or activity on such premises to persons entering for such purposes;
 - b. an owner, lessee or occupant of premises who gives permission to another to pursue any such activities upon such premises does not thereby (1) extend any assurance that the premises are safe for such purpose, or (2) constitute the person to whom permission is granted an invitee to whom a duty of care is owed, or (3) assume responsibility for or incur liability for any injury to person or property caused by any act of persons to whom the permission is granted.
2. This section does not limit the liability which would otherwise exist
- a. for willful or malicious failure to guard, or to warn against, a dangerous condition, use, structure or activity; or
 - b. for injury suffered in any case where permission to pursue any of the activities was granted for a consideration ...



LANDOWNER INFORMATION

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