

The Supreme Court of Canada sets aside the award for punitive damages against an insurer

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The Supreme Court's analysis of punitive damages will have limited scope in Quebec civil law given the different rules governing the awarding of such damages. The abusive refusal of a claim by an insurer does not necessarily result in an award for punitive damages. However, if such a refusal infringes rights recognized by the *Charter of human rights and freedoms*, the situation could be different.