

WILDY'S BOOK NEWS

Volume 17

Issue 5

Published Monthly

May/June 2012

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To our best knowledge, all particulars are correct at the time of going to press. However, we regret that we cannot accept responsibility for any errors, and wish to advise readers that price and date of publication may be subject to change by the publishers concerned

Cover: Ontario Provincial Legislature Building, venue for the opening reception on the 50th annual CALL meeting in Toronto

WILDY'S BOOK NEWS

Volume 17 Issue 5 Published Monthly

May/June 2012

May has seen the Wildy team in New York and Toronto. The main purpose of the visit was to see our old friends at the Canadian Association of Law Libraries who celebrated their 50th anniversary conference in Toronto. This was the 10th conference that we have attended and the warmth of the reception guarantees us turning up again next year in Montreal.

This month we all head for Belfast and the British and Irish Association of Law Librarians conference. This is another event we are pleased to attend every year. In fact, although he doesn't look it, one of our team has been attending since the mid 1970's.

Our publishing imprint, Wildy, Simmonds & Hill, expects two new books this month: *Personal Insolvency Practice* by Mark Watson-Gandy and *A Practitioner's Guide to Probate and the Administration of Estates*, 3rd ed by Emma Gaudern and Keith Biggs. Both these titles can be ordered on our website.

Our customer service team continues to grow as we welcome Bryan Johnson to our staff. Bryan formerly worked with LexisNexis customer services.

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50th Annual CALL Conference
Toronto



Speaker of the Ontario Legislative Assembly, the Hon. Dave Levac, speaking at the opening reception

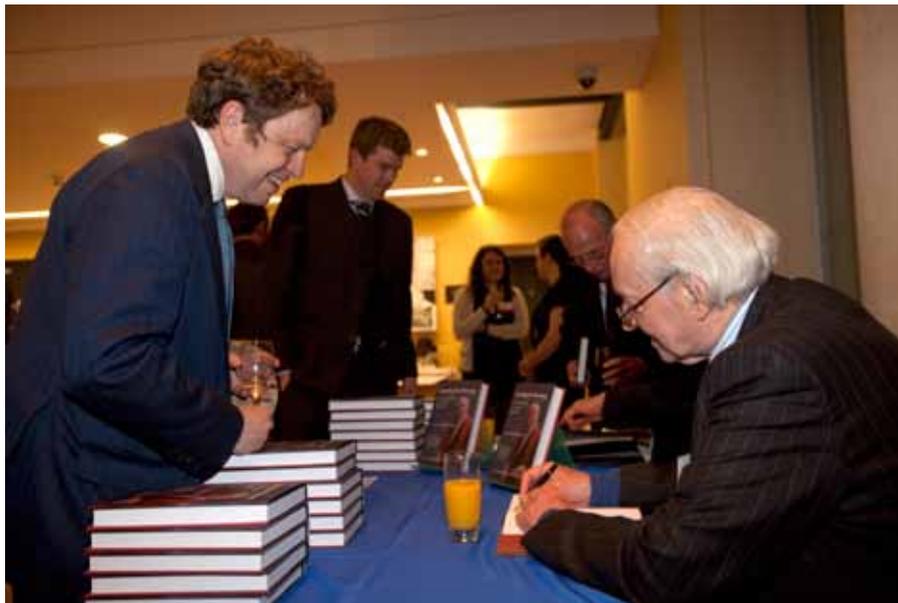
John Sadler (University of Western Ontario, London Ont) with Brian Hill of Wildys



Steve Ross and Brian Hill
of Wildys on either side of
Linda Keddy (Pink Breen
Larkin , Halifax NS)



Iain Sinclair (Stewart McKelvey Stirling Scales, Saint John NB), Steve Ross and
Jeff Appleby (Maritime Law Book, Fredricton NB)



John Toulmin signing copies of his book *Expanding the Horizons* at a Kings College alumni event

WILDY'S TRIPS AROUND THE WORLD IN 2012

A chance to meet our representatives at conferences and other venues

14th - 16th June 2012 - the Wildy Team will be attending the BIALL conference in Belfast

27th June - 7th July - John Pethick and Matthew Regnard will be in Antigua for CARALL conference and staying at the Halcyon Cove hotel.

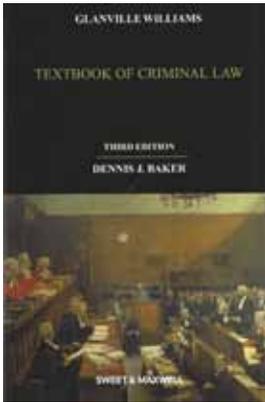
11th – 17th September in Barbados and Saint Vincent - John Pethick and Jason Crimp will be in Barbados 11th – 13th September staying at Barbados Beach Club Resort, and in St Vincent 13th – 17th September attending the OECS conference

12th - 14th September - Andrew Riddoch and Alden Bowers will be attending the Australian Law Librarians' Association Conference in Brisbane

30th September - 3rd October - the Wildy Team will be attending the International Bar Association Conference in Dublin

MAJOR NEW TITLES THIS MONTH

For further details see our website: www.wildy.com

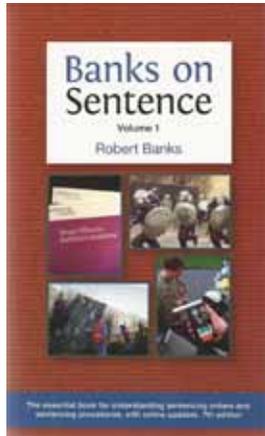


Baker, Dennis, *Glanville Williams: Textbook of Criminal Law 3rd ed*, Sweet & Maxwell Ltd, Paperback, £33.95, ISBN: 9780414046139

Wildy's Book of the Month: May 2012

Glanville Williams' Textbook of Criminal Law is an exposition and evaluation of the criminal law. Now updated and rewritten for modern criminal law courses, the author, Dennis Baker, brings back the classic style of Glanville Williams' insight but focused on modern criminal law today. Originally authored by the highly respected *Glanville Williams* the first two editions are the most cited English textbook of criminal law in the world. The book covers a very wide range of topics with

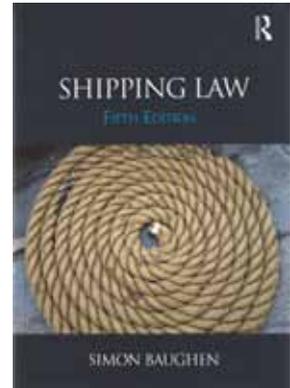
a sustained and penetrating analysis that will appeal to professional lawyers and barristers in addition to students of law.



Banks, Robert, *Banks on Sentence 7th ed: Volumes 1 and 2*, Robert Banks, Paperback, £98.00, ISBN: 9780955038686; *Volume 1 only*, Paperback, £54.00, ISBN: 9780955038693; *Volume 2 only*, Paperback, £54.00, ISBN: 9780957197701

The 7th edition contains a new Appeals chapter dealing with appeals at the Court of Appeal and the Crown Court, the new Drugs guideline, and the Assault and TIC and Totality guidelines. This title also contains all the relevant text of the Magistrates' Court Sentencing Guidelines (in-

cluding the March 2012 update) distributed throughout the chapters.



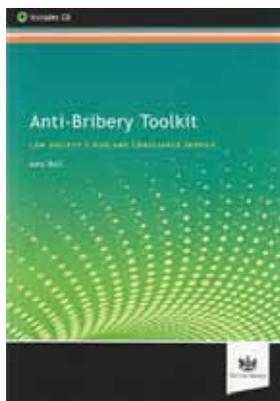
Baughen, Simon, *Shipping Law 5th ed*, Routledge-Cavendish, Paperback, £37.99, ISBN: 9780415664813

Shipping Law covers the whole spectrum of English shipping law and is the only student text to address both wet and dry shipping law matters. It takes a structured and integrated approach to the highly specialised rules of shipping, which are placed in their commercial context and related to the general principles of English contract and tort law.

Bell, Amy, *Anti-Bribery Toolkit*, Law Society Publishing, Paperback & CD-ROM, £59.95, ISBN: 9781907698347

MAJOR NEW TITLES THIS MONTH – *Continued*

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The impact of the Bribery Act 2010 is significant for most UK businesses and employers. For the first time a new statutory definition of ‘bribery’ will mean that commercial organisations of any size must review their procedures, and look to their lawyers for the development of policies and training to establish anti-corruption safeguards. This toolkit contains a mixture of draft policies, procedural checklists and other instruments demonstrating due diligence to assist practitioners.

Bosch, Rene, *Banking Regulation: Jurisdictional Comparisons 2012*, European Lawyer Ltd, Hardback, £210.00, ISBN: 9781908239136

This publication offers a comprehensive overview of



banking regulation across 24 jurisdictions. Topics covered include: authorities, regulators, banking licenses, organisation of banks, liquidity and capital adequacy, consolidated supervision, shareholders in the acquisition of banks, resolution and bail out regimes to regulatory developments. Leaders in the world of banking regulation law have come together to open the forum of commentary in this legal profession. This series should be a staple in any legal professional practising in the area of banking regulation.

Bull, Chris, *The Legal Process Improvement Toolkit*, Ark Group, Paperback, £295.00, ISBN: 9781908640291

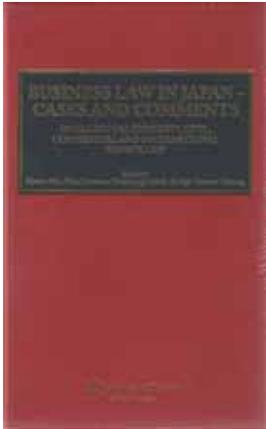


Managing Partner’s *Legal Process Improvement Toolkit* provides a practical introduction for firms looking to understand and use LPI as a critical tool to deliver enhanced services. It looks at the evolution of LPI, how it fits into the changing legal sector and the impact that new technologies and business models have on legal processes. Using practical examples the report then provides a 12 tool starter kit outlining the primary methodologies for delivering process improvement within your own firm.

Bälz, Moritz; Dernauer, Marc; Heath, Christopher; Petersen-Padberg, Anja, *Business Law in Japan: Intellectual Property, Civil, Commercial and International Private Law*, Kluwer Law International, Hardback, £95.00, ISBN:

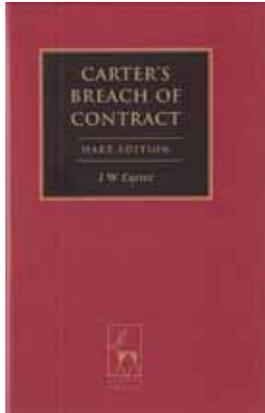
MAJOR NEW TITLES THIS MONTH – *Continued*

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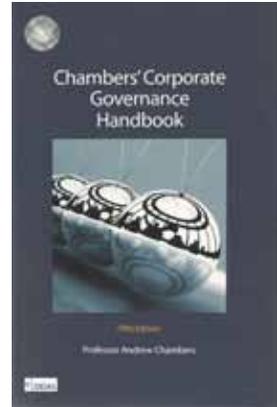
Compilations of cases with commentary – in Japanese Hanrei Hyakusen – often provide the most practical way to obtain a quick and reliable understanding of a specific field of law, as well as guidance on how best to proceed in specific situations. In this respect, leading cases much more than statutory provisions are essential for understanding the reality of Japanese commercial law. This incomparable book compiles 72 of the most important commercially relevant Japanese court decisions in the fields of civil law, labour law, company law, financial transactions, intellectual property, anti-trust, conflict of laws, and arbitration.



Carter, J W, *Carter's Breach of Contract (Hart Edition)*, Hart Publishing, Hardback, £140.00, ISBN: 9781849463751

JW Carter's *Breach of Contract* is well established as the leading text on the subject in the Commonwealth, having been cited regularly and with approval by the courts in a number of jurisdictions. This new edition, first published in Australia by Lexis Nexis in May 2011, is now published for a wider audience under the title *Carter's Breach of Contract*.

Chambers, Andrew, *Chambers' Corporate Governance Handbook 5th ed*, Bloomsbury Professional, Paperback, £98.00, ISBN: 9781847668783
Chambers' Corporate Gov-



ernance Handbook, Fifth Edition provides invaluable advice on functioning within the legal, ethical and practical parameters of corporate governance. With a thorough understanding of the subject matter and many years of corporate governance experience, Andrew Chambers takes you through the essential elements of best practice corporate governance and what it should mean to you and your business.

Davies, Rhianon; Rudling, David; VAT, *Tolley's Value Added Tax 2012-13: 1st and 2nd Editions*, Lexis-Nexis Butterworths, Paperback, £164.95, ISBN: 9780754543633

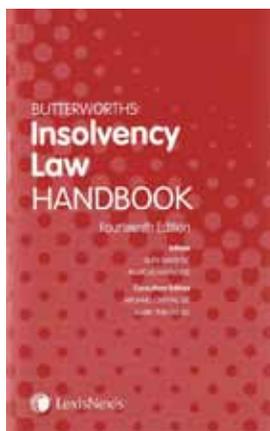
Arranged in alphabetical subject order, from Accounting Periods to Zero-Rating, *Tol-*

MAJOR NEW TITLES THIS MONTH – *Continued*

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ley's Value Added Tax brings together in-depth coverage of the UK and EU legislation, HMRC material and relevant case law and tribunal decisions relevant to each topic, so the complete picture on any particular point can be easily found.



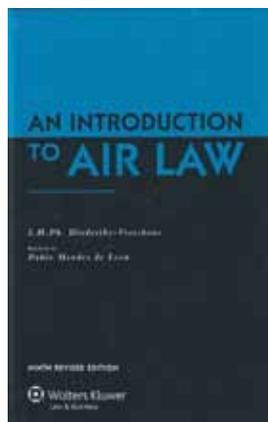
Davis, Glen; Haywood, Marcus; Crystal, Michael; Phillips, Mark, *Butterworths In-*

solveny Law Handbook 14th ed: 2012, LexisNexis Butterworths, Paperback, £115.00, ISBN: 9781405769372

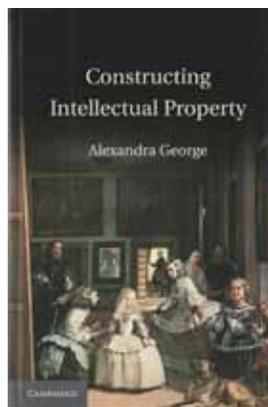
Butterworths Insolvency Law Handbook is the most comprehensive single collection of statutory source material and Practice Directions relating to insolvency law in England, Wales and Scotland. Published annually, it is regarded as the essential reference work for all insolvency practitioners, setting out the relevant texts of the most important statutes, statutory instruments and European legislation. The legislation is printed as currently in force (taking into account all amendments, repeals and revocations), with detailed technical annotations regarding commencement, cross-references to other legislation and to commencement tables and fees and forms tables where necessary.

Diederiks-Verschoor, I.H.Ph.; Mendes de Leon, Pablo, *An Introduction to Air Law 9th ed*, Kluwer Law International, Hardback, £80.00, ISBN: 9789041137296

The prodigious scope of legal expertise demanded by practice in the field of



international aviation law has been met by this preeminent resource for decades. Now in its ninth edition, and as always brought fully up to date with the newest developments, it is ready to be of unmatched service to any practicing member of the air law community anywhere in the world.



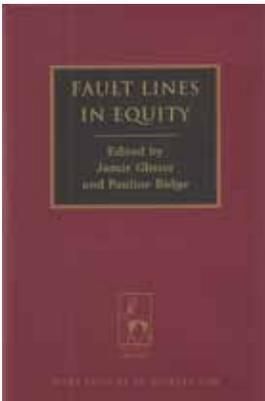
George, Alexandra, *Constructing Intellectual Prop-*

MAJOR NEW TITLES THIS MONTH – *Continued*

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erty, Cambridge University Press, Hardback, £65.00, ISBN: 9781107014619

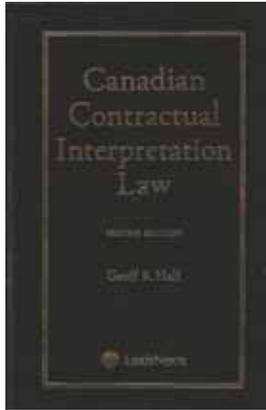
This book examines the way in which this important area of law is constructed by the legal system. By analyzing the metaphysical structure of intellectual property law and the concepts the legal system uses to construct ‘intellectual property’, the book sheds new light on the nature of this fascinating area of law. It explains anomalies between social and intellectual property uses of concepts such as authorship – here dubbed ‘creatorship’ – and originality and it helps to explain the role of intellectual property from a structural (rather than the traditional normative) perspective.



Glister, Jamie; Ridge, Pauline, *Fault Lines in Equity*, Hart Publishing,

Hardback, £65.00, ISBN: 9781849462198

The essays in this collection employ new historical, comparative and theoretical perspectives to cast light on the fault lines in equitable doctrine and methodology. Leading scholars and practitioners from England, Australia and New Zealand address specific doctrinal questions as well as the ‘meta’ issues of organisation and methodology, and their findings will be of value to academics and practitioners alike.



Hall, Geoff, *Canadian Contractual Interpretation Law 2nd ed*, LexisNexis Butterworths Canada, Hardback, £150.00, ISBN: 9780433465126

Now in its second edition, this authoritative text sets out the principles by which

contracts are interpreted in Canadian courts. While there are books that deal with contract law, there is no other text that is focused strictly on contractual interpretation under Canadian common law. Since its first publication in 2007, this book has been cited by courts across Canada and, on several occasions, by the Supreme Court of Canada. The book is authored by a senior commercial litigator in one of Canada’s leading national law firms, who is also a University of Toronto adjunct law professor teaching contractual interpretation law.



Hancher, Leigh; Otterwanger, Tom; Slot, Piet Jan, *EU State Aids 4th ed*, Sweet & Maxwell Ltd, Hardback, £235.00, ISBN: 9780414046566

This authoritative text provides practitioners with a

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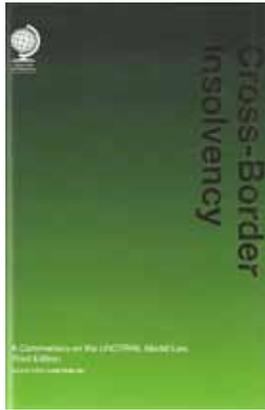
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detailed examination of the substantive and procedural aspects of state aid law and policy, analysing the underlying rules and how they have been applied by the Commission and the Courts. The book explains the European Commission's considerable powers to monitor, control and restrict the forms and levels of aid given by all EU member states to their industries.



Ho, Look Chan, *Key Authorities in Corporate Insolvency: Volume 1, Issue 1*, Nova Law and Finance, Hardback, Crown Quarto, £95.00, ISBN: 9781908013248
Key Authorities in Corporate Insolvency is the first volume in a quarterly publication providing an up-to-date review of the latest legal judgments affecting the practice of corporate insolvency

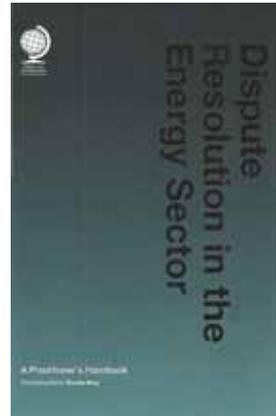
worldwide. Edited by Look Chan Ho, recognized internationally as one of the leading commentators on all matters relating to the practice and law of corporate insolvency, this latest and incisive addition to the legal canon provides detailed analysis and commentary, not only on rulings to the insolvency cases in question, but also the impact these latest judgments will have on related areas of practice and pending cases.



Ho, Look Chan, *Cross-Border Insolvency: A Commentary on the UNCITRAL Model Law 3rd ed.*, Globe Law and Business, Hardback, £135.00, ISBN: 9781905783526

Cross-border insolvency is an increasingly topical issue and cross-border insolvency practice continues to develop

rapidly. *Cross-Border Insolvency: A Commentary on the UNCITRAL Model Law (Third Edition)* is an updated, enhanced edition covering the national implementation of the United Nations Commission on International Trade Law Model Law on Cross-Border Insolvency. This major new edition is an invaluable guide to the local application and comparative analysis of the model law for anyone dealing with cross-border insolvency issues. Lawyers in private practice or in-house, insolvency practitioners, government authorities, academics and students will find this expanded edition an essential addition to their library.



King, Ronnie, *Dispute Resolution in the Energy Sector: A Practitioner's Handbook*,

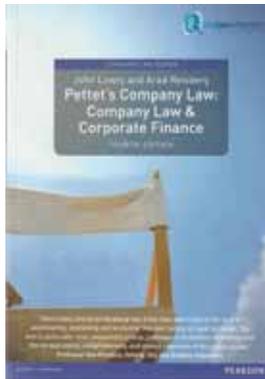
MAJOR NEW TITLES THIS MONTH – *Continued*

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Globe Law and Business, Hardback, £130.00, ISBN: 9781905783625

This new title provides a practical, user-friendly overview of the essentials of dispute resolution in the energy industry. Leading practitioners from international law firms and global companies consider, among other things, the drafting of dispute resolution clauses, the effective use of international arbitration, the management of large-scale energy disputes, and the development of case law in oil and gas disputes, construction disputes, environmental disputes and disputes arising in the renewables and nuclear sectors. Edited by Ronnie King, head of the arbitration team at international law firm Ashurst LLP, this title will be of practical value for all dispute resolution lawyers advising in the energy industry, and for others who have an interest in the important issues discussed.

Lowry, John; Reisberg, Arad; Pettet, *Pettet's Company Law: Company & Corporate Finance 4th ed* (mylawchamber), Pearson Higher Education, Paperback, £33.99, ISBN: 9781408272831
Pettet's Company Law 4th

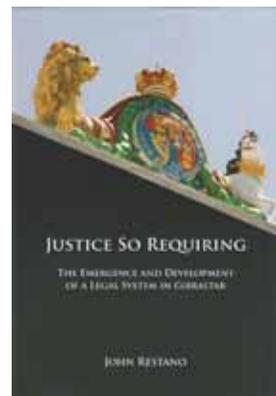


edition, now authored by John Lowry and Arad Reisberg, offers a sophisticated and comprehensive overview of company law doctrine coupled with thorough analysis of the context within which the black letter rules operate. *Pettet's Company Law* provides analysis of the theories, policies and wider social, economic and political influences which underpin the legal principles. The authors present the complexities of the subject in a clear, highly readable manner which is accessible and manageable for students.

Nussbaum, Andrew J; Martin, Charles; Perry, Simon, *Mergers & Acquisitions: Jurisdictional Comparisons 2012*, European Lawyer Ltd, Hardback, £210.00, ISBN: 9781908239174
Mergers and Acquisitions



are a big part of the finance world. This book offers a comprehensive overview for public Mergers and Acquisitions; from laws and regulation, to the process of bids, conditions of transactions, aftermath in merged companies and much more.



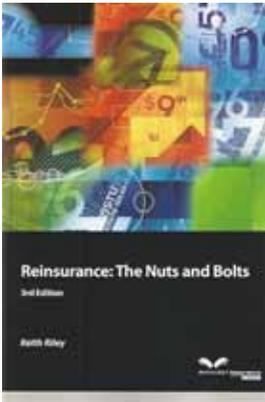
Restano, John, *Justice so Requiring: The Emergence and Development of a Legal System in Gibraltar*, Calpe Press, Hardback, £20.00,

MAJOR NEW TITLES THIS MONTH – *Continued*

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ISBN: 9781919665023

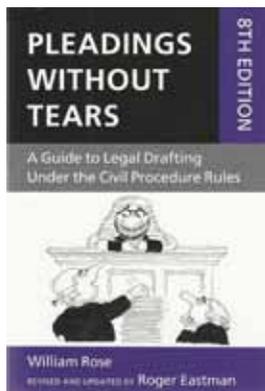
Justice So Requiring refers to the phrase used by judges to sign off their judgments. This reductive statement has long been swept away by the winds of change but it serves as an opening for this book on the history of Gibraltar's legal profession. *Justice So Requiring* takes the reader on a historical journey which uncovers key legal figures and cases of note; these in turn give us an insight into the very fabric of the courts in Gibraltar.



Riley, Keith, *Reinsurance: The Nuts and Bolts 3rd Ed*, Witherby & Co Ltd, Paperback, £50.00, ISBN: 9781856095365

It has been almost 12 years since the last revision of this title and a great deal has happened in the London market in that period. Regulation of

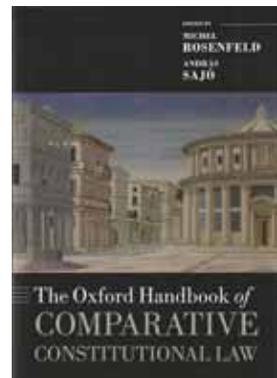
both banking and insurance is now under the control of the Financial Services Authority and this has led to tighter controls over how insurance institutions in the UK conduct their business. In tandem with these changes, the London market has reformed itself considerably and the three organisations that formerly handled many back-office functions on behalf of their members, LPSO (Lloyd's), LIRMA (London Non-Marine market) and ILU (London Marine market) have been brought together under the umbrella of XChanging-Insure Services.



Rose, William; Eastman, Roger, *Pleadings Without Tears: A Guide to Legal Drafting Under the Civil Procedure Rules 8th ed*, Oxford University Press, Paperback, £29.99, ISBN:

9780199652945

Pleadings Without Tears has become established as one of the most successful books on practical legal drafting in the context of litigation. This new eighth edition is fully updated to take account of Civil Procedure Rule (CPR) changes since the last edition. The book takes a practical and insightful look at the subject of legal drafting, enabling the reader to become more confident in approaching this often unnecessarily daunting subject. It focuses on core skills and fundamental rules while clearly addressing each stage of the process and goes beyond a straightforward setting out of the precedents and authorities relevant to statements of case.

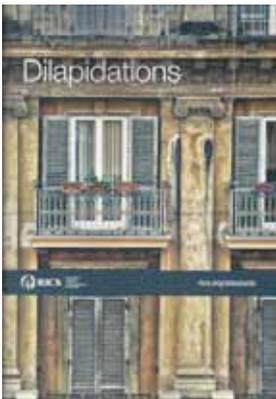


Rosenfeld, Michel; Sajó, András, *Oxford Handbook of*

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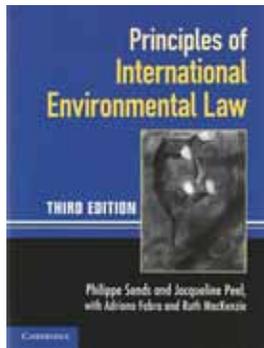
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Comparative Constitutional Law, Oxford University Press, Hardback, £125.00, ISBN: 9780199578610
Providing the first single-volume, comprehensive reference resource, the Oxford Handbook of Comparative Constitutional Law will be an essential road map to the field for all those working within it, or encountering it for the first time. Leading experts in the field examine the history and methodology of the discipline, the central concepts of constitutional law, constitutional processes, and institutions - from legislative reform to judicial interpretation, rights, and emerging trends.



Royal Institution of Chartered Surveyors, *RICS Guidance Note: Dilapidations 6th ed*, RICS Books, Paperback, A4, £30.00, ISBN:

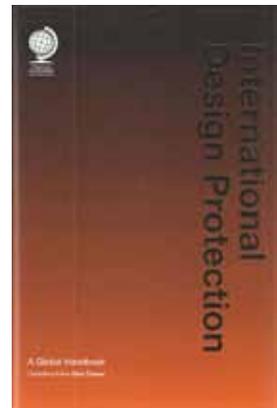
9781842197790
The purpose of this guidance note is to provide practical guidance to RICS members when instructed in connection with dilapidations matters in England and Wales. This is particularly relevant to practitioners in view of the recent adoption of a formal pre-action protocol under the Civil Procedure Rules (CPR).



Sands, Philippe; Peel, Jacqueline; Fabra, Adriana; MacKenzie, Ruth, *Principles of International Environmental Law 3rd ed*, Cambridge University Press, Paperback, £45.00, ISBN: 9780521140935

The third edition of this classic textbook offers comprehensive and critical commentary on international environmental law. It fully covers the key topics of the course and is clearly

structured to include the history and framework in which international environmental law exists, key areas of regulation and implementation, links to other areas of law and future developments. It has been updated to incorporate all the latest developments in treaty and case law. Extensive feedback on previous editions results in a restructuring of material, including a new part focused on linkage to other areas of international law including human rights, international trade and foreign investment.



Thorne, Clive, *International Design Protection: A Global Handbook*, Globe Law and Business, Hardback, £140.00, ISBN: 9781905783755

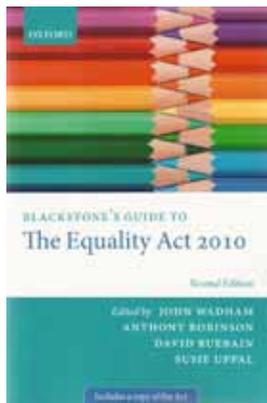
International Design Protection is an international compendium of design law in

MAJOR NEW TITLES THIS MONTH – *Continued*

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over 30 major jurisdictions. It covers the applicability of registered and unregistered design rights and ancillary protection by copyright and trademarks. It also deals with the practicalities of design protections and the enforcement of design rights, including discussion of qualification for protection, infringement, design infringement litigation, licensing and exploitation. Written by a team of leading specialists in design law, the book is a fully updated and straightforward guide to navigating the

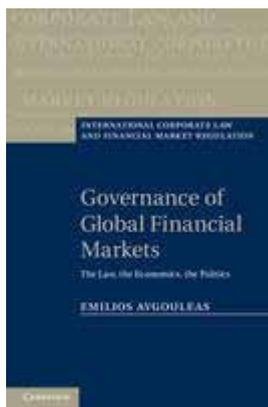
complex and fascinating field of international industrial design law.



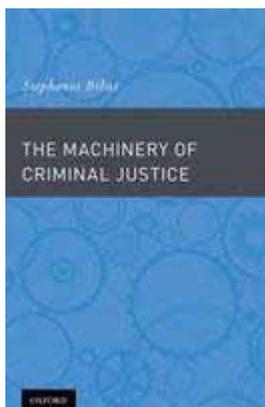
Wadham, John; Robinson, Anthony; Ruebain, David;

Uppal, Susie, *Blackstone's Guide to The Equality Act 2010 2nd ed*, Oxford University Press, Paperback, £49.95, ISBN: 9780199651962

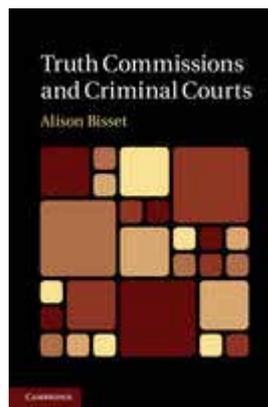
This fully revised edition of *Blackstone's Guide to the Equality Act 2010* covers all recent developments and clearly and concisely explains the intricacies of the Equality Act. Combining the full text of the Act, as amended, with narrative from an expert team, the book is an invaluable resource for all who encounter the evolving legislation.



Avgouleas, Emlios, *Governance of Global Financial Markets and International Financial Regulation*, Cambridge University Press, Hardback, £85.00, ISBN: 9780521762663



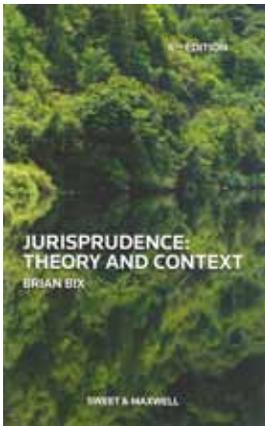
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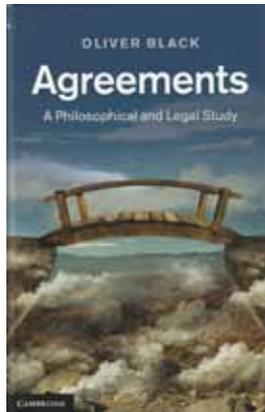
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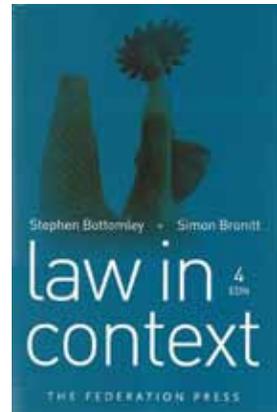
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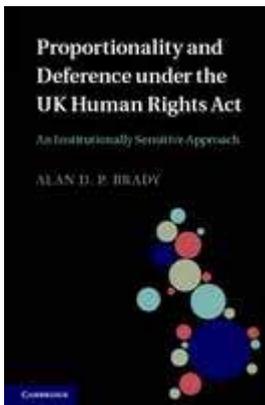
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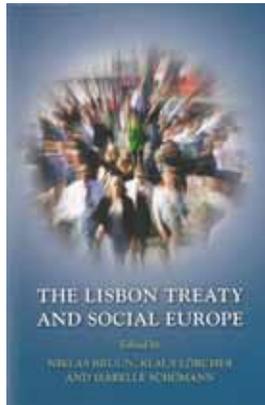
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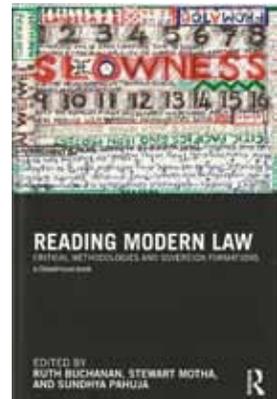
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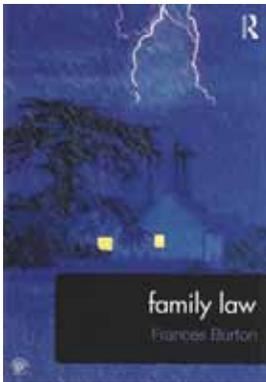
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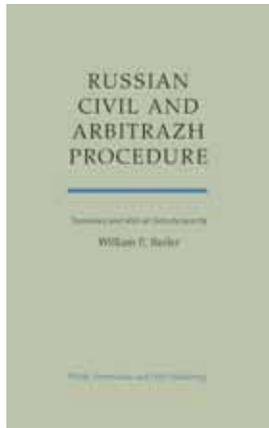
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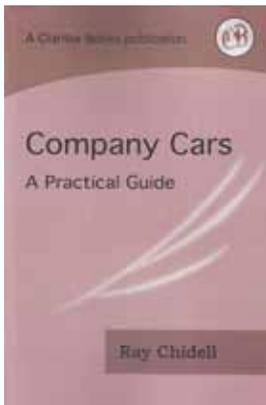
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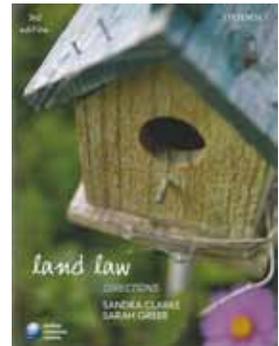
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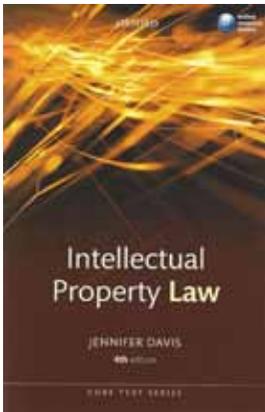
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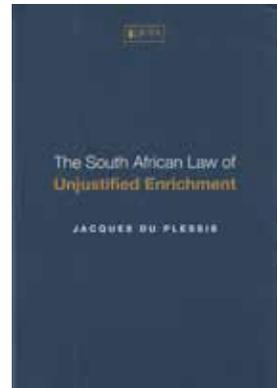
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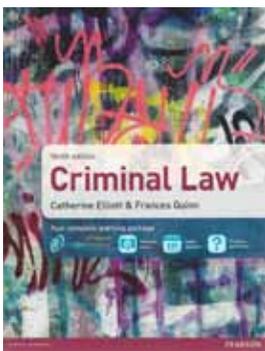
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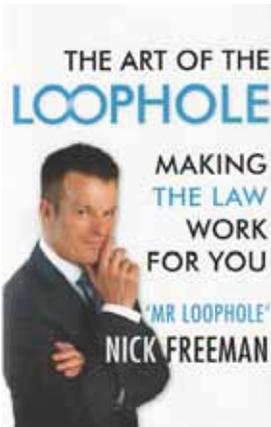
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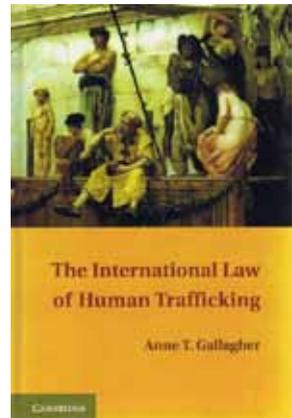
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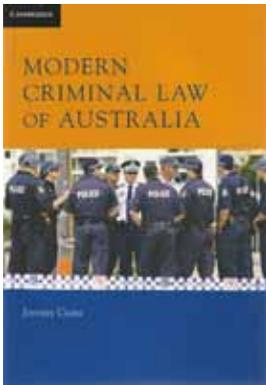
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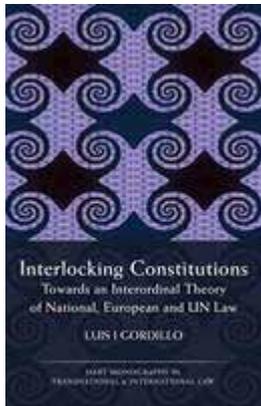
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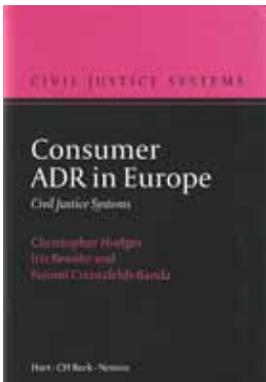
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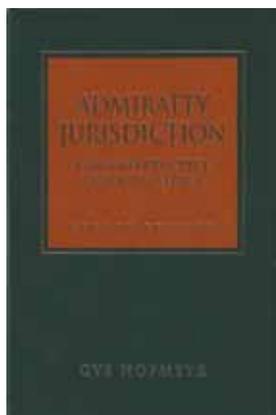
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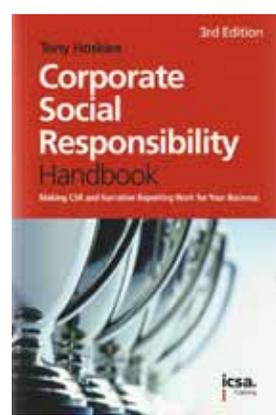
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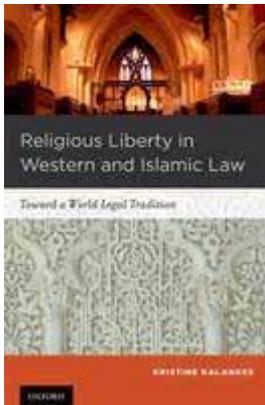
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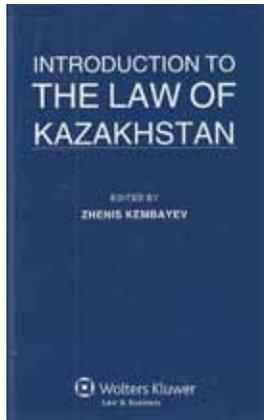
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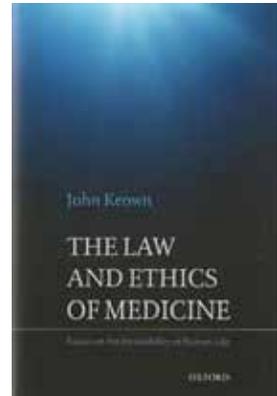
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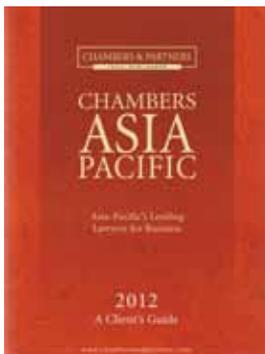
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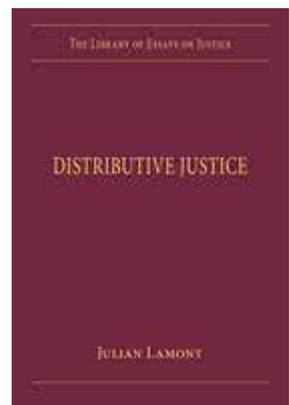
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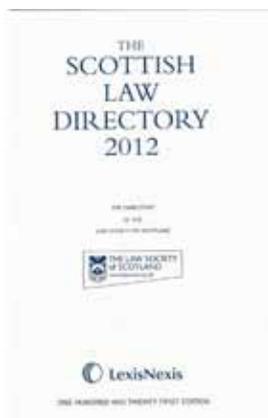
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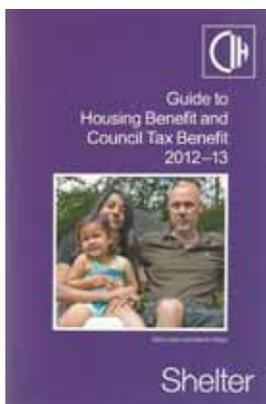
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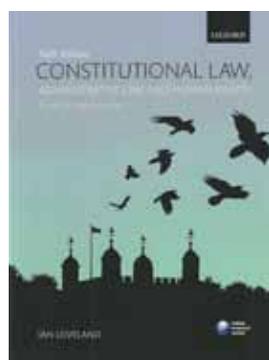
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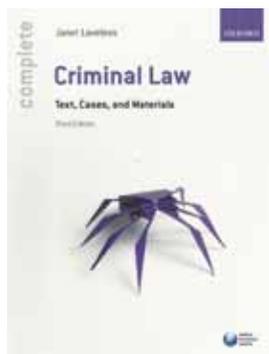
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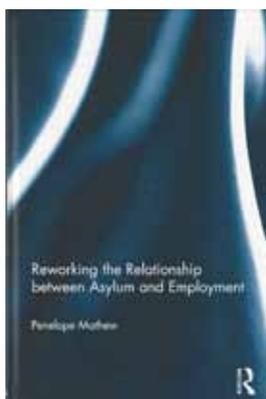
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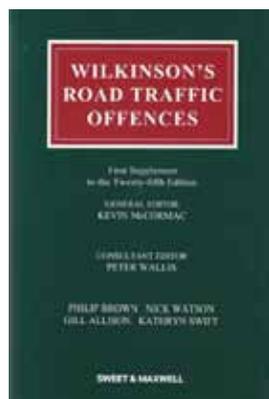
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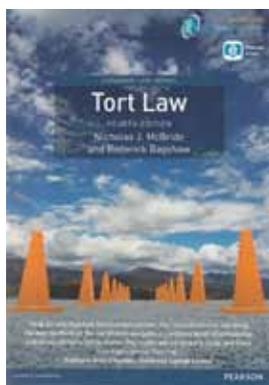
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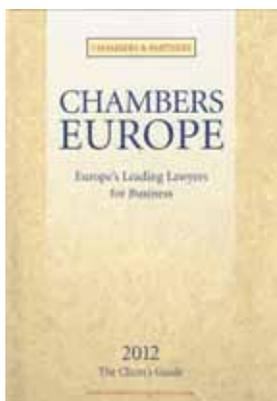
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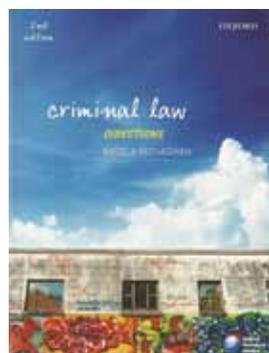
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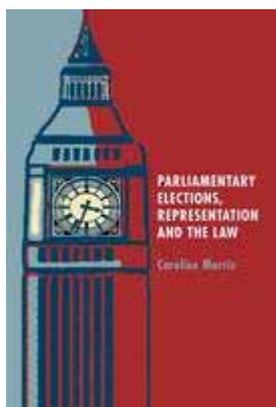
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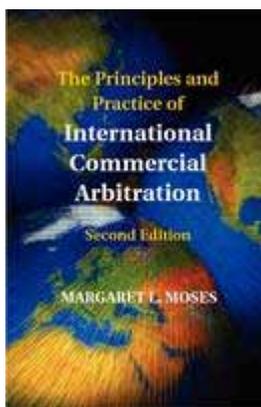
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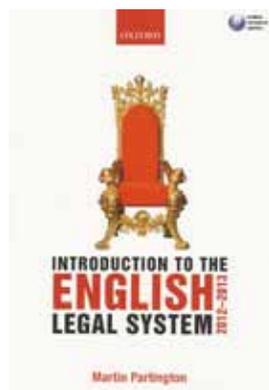
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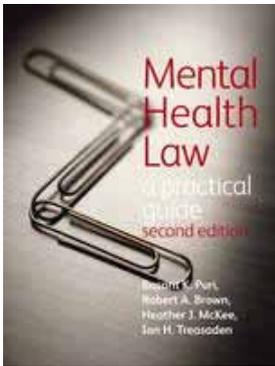
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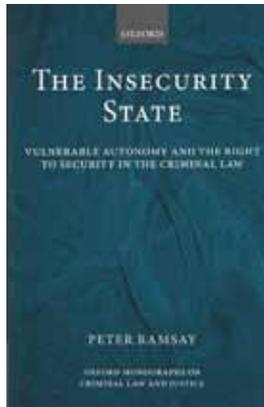
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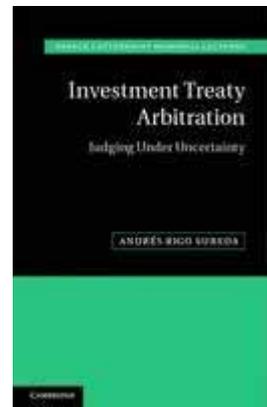
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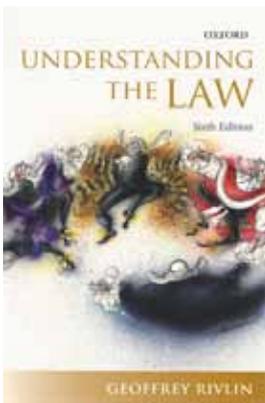
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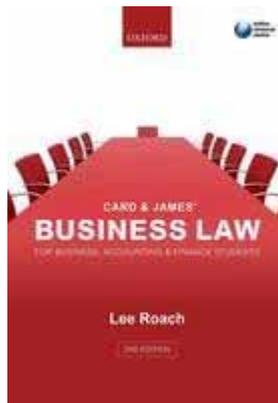
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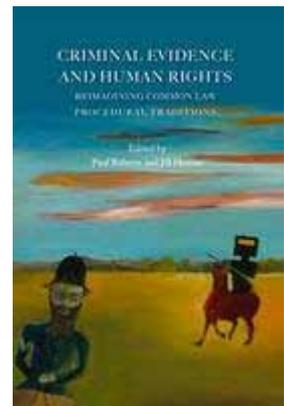
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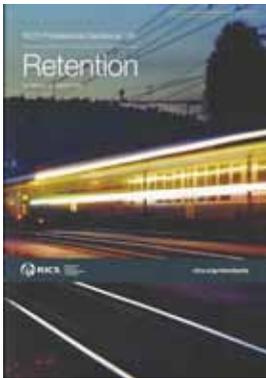
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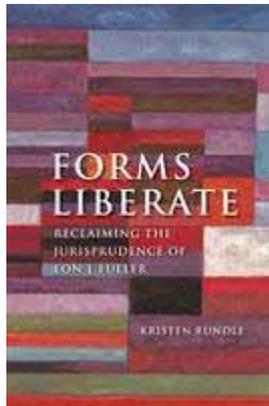
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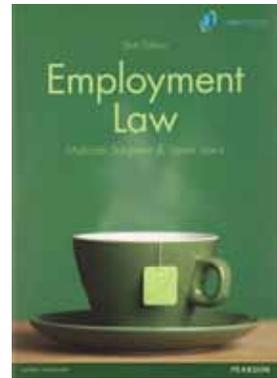
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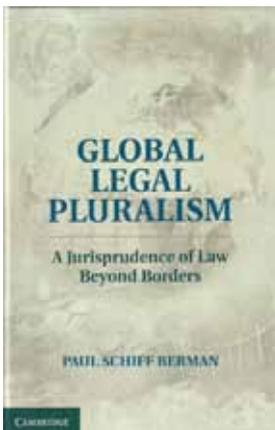
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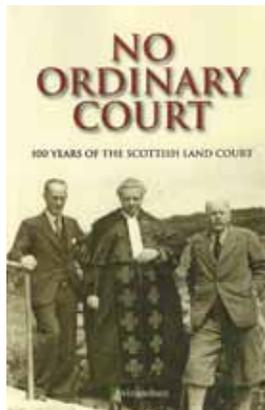
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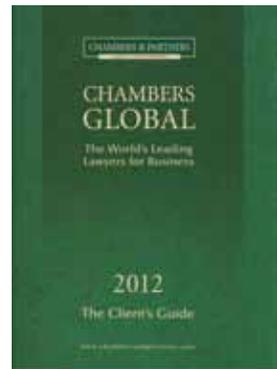
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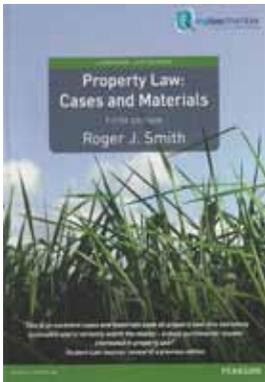
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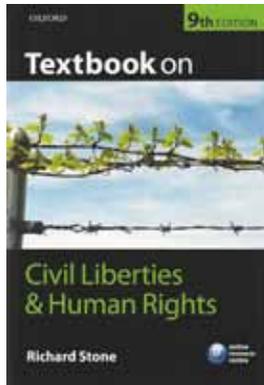
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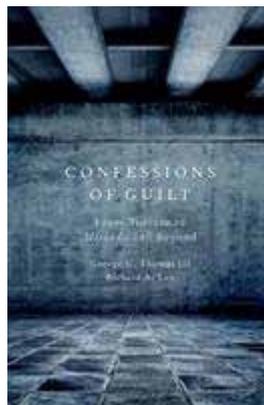
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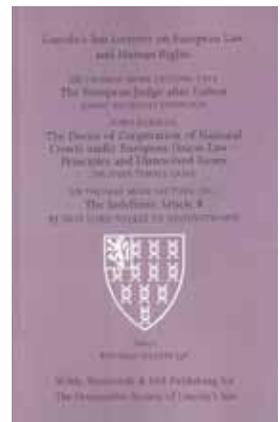
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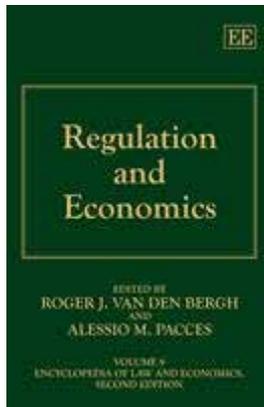
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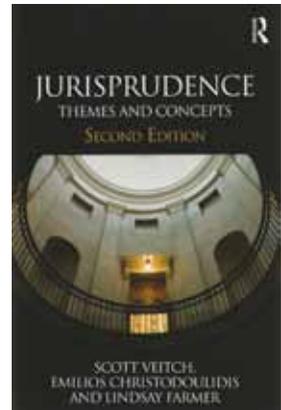
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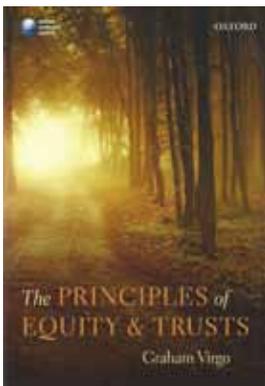
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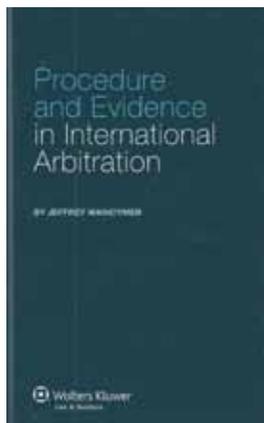
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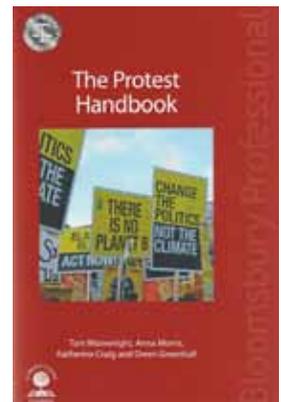
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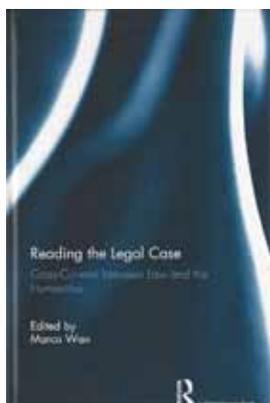
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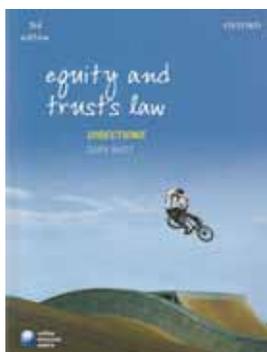
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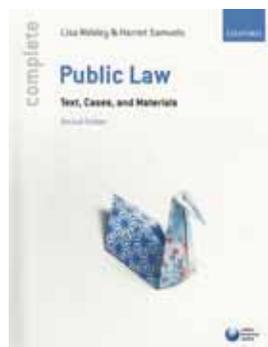
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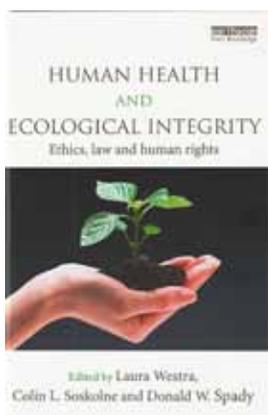
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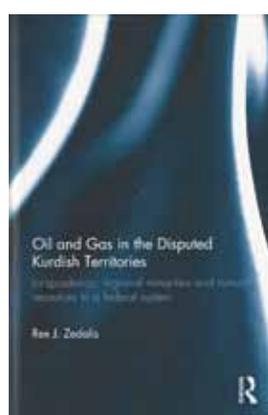
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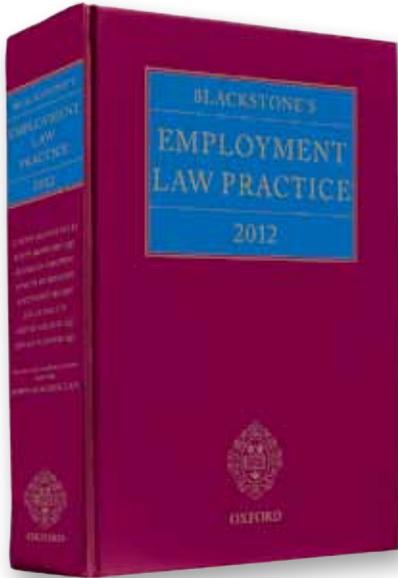
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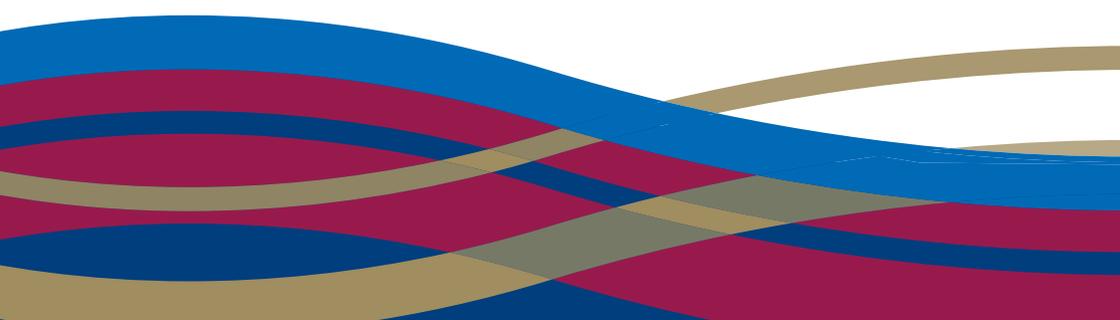
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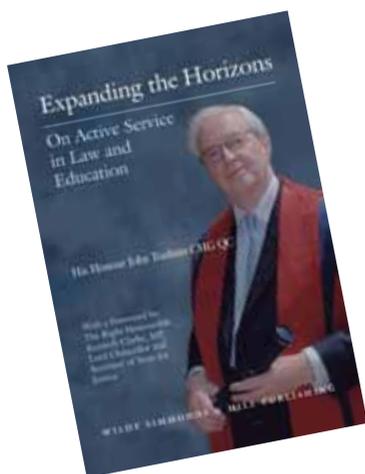
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Guest on the Law of Assignment

by Professor Anthony Guest
Sweet & Maxwell,
Hardcover, ISBN
9780414024649, £175.00,
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Guest on the Law of Assignment provides a thorough statement of the law of voluntary assignment relating to debt, contractual rights, guarantees, and deals with insurance, shares and intellectual property. For each issue or topic it includes the authority that supports the legal principle. It goes through the nature of assignment, commencing with a definition of assignment, before outlining and giving examples of choses in action; detailing the requirements for assignment; and looking at the relationship of assignment and other transactions. The author deals with restrictions on assignment, covering contractual terms forbidding assignment, prohibition by statute or public policy, and personal contracts and covenants, and also discusses equitable assignment and agreements to assign, covering both an equitable assignment of an equitable chose and of a legal chose. The book considers special priority rules and

variation of priorities, and addresses conflict of laws issues.

Stroud's Judicial Dictionary of Words and Phrases 8th edition

Edited by Daniel Greenberg
Sweet & Maxwell, Hardcover, £555.000, due July 2012

The ability to define words and phrases precisely is critical for any lawyer. *Stroud's Judicial Dictionary* allows the practitioner to have quick access to the exact, authoritative meaning of terms, and is an authoritative guide to the present construction of words and phrases occurring in legislation, decided cases and other legal documents. The three-volume work provides definitions of words and phrases in various legal contexts. Wherever appropriate direct quotations from decided cases are included for greater ease of research, and, where applicable, the evolution of a term's meaning is set out. The new edition provides comprehensive coverage of both historic and modern terms, and is a practical source of guidance for the setting out of definitions of particular concepts in the drafting of contracts

and other legal documents. Linked and common terms are cross-referenced ensuring different words or uses of words are covered. Entries are continually reviewed and examined to ensure the work remains relevant for modern research, and the text is regularly updated with cumulative supplements, charged separately.

Pollution at Sea: Law and Liability

edited by Dr Baris Soyer
and Professor Andrew
Tettenborn
Informa Law, Hardcover,
ISBN 9781842145418,
£270.00, due June 2012

A sharp, impeccably informed and thoroughly practical guide to contemporary and developing issues relating to sea pollution, prepared by leading academics and practitioners with everyday hands-on experience. This book homes in on a number of the vital private law issues – compensation, insurance, contract and tort – thrown up by contemporary developments in the law of pollution. The book also intends to offer a critical analysis on emerging public law concepts, such as the legal position of seafarers from

the perspective of criminal law in cases of pollution and the impact of port state control as a pollution control mechanism.

The Law and Practice of International Capital Markets 3rd edition

by Geoff Fuller
LexisNexis Butterworths, Hardcover, ISBN 9781405765718, £299.00, due August 2012

This title offers comprehensive coverage of the key areas within capital markets including securitisation; guarantees; capital adequacy; Islamic finance; prospectuses; liability management covenants and warrants. It explains transaction structures, the relevant documents and how statutes and case law impact on them. Using a practical and accessible approach to the subject, it also benefits from a clause-by-clause analysis of key documents and structures. This new edition is fully updated to include the latest information on Islamic Finance, Loan Participation Notes and the Dodd Frank Act.

The Legal Protection of Foreign Investment: A Comparative Study

Edited by Wenhua Shan
Hart Publishing, Hardcover, ISBN 9781841138848, £110.00, due June 2012

This book brings together leading investment lawyers from more than 20 main jurisdictions of the world to tackle the challenge of producing a first comparative study of foreign investment law. Based on the General and National Reports presented at the "Protection of Foreign Investment" Session at the 18th International Congress of the International Academy of Comparative Law (Washington DC, July 2010), the book is a unique resource for investment lawyers. Part I of the book presents a comparative overview of key aspects of foreign investment protection in the world today, including admission, investment contracts, treatment standards, tax regime and incentives, performance requirement, property and expropriation, monetary transfer and dispute settlement. Part II presents in-depth and detailed accounts of the investment laws of more than 20 jurisdictions, including Argentina, Australia, Canada, China, Croatia, Czech Republic, Ethiopia, France, Germany, Greece, Italy, Japan, South Korea, Macau, Peru, Portugal, Russia, Singapore, Slovenia, Turkey, the UK and the USA. The book will be an invaluable guide to legal and business communities with an interest in the law and

practice of foreign investment in the world in general and in these jurisdictions in particular.

Covert Investigation 3rd edition

by Clive Harfield and Karen Harfield
Oxford University Press, Softcover, ISBN 9780199646982, £39.99, due June 2012

The third edition of *Covert Investigation* continues to provide a practical, straightforward guide for anyone working in the area of covert investigation. This edition is updated to include significant amendments to the Regulation of Investigatory Powers Act 2000 brought about by the Police and Crime Act 2009, as well as revisions to the Codes of Practice. Also included are discussions reflecting the considerations of Parliamentary and Home Office reviews of surveillance practice and law, reviews undertaken in response to practitioner concerns about the RIPA authority regime, and wider public concerns about an emerging surveillance society. The book contains all the relevant legislation, codes of practice and case-law relating to covert investigation methods and examines the issues that investigators need to consider when deploying such inves-

tigative tools, concentrating on the full implications of RIPA with regards to daily, routine policing activity. The book is intended to assist those planning and supervising investigations and those with a statutory obligation to sanction applications for authorised covert investigation or withhold such authority. In particular, the third edition looks at incontrovertible evidence, the strict statutory and procedural frameworks governing collection of such evidence, and how to minimize the risk of unwitting abuse of these powers and procedures which can lead to technical acquittals and procedural challenges at court.

Exchange of Information and Bank Secrecy

Alexander Rust and Eric Fort

Kluwer Law International, Hardcover, ISBN 9789041139955, £104.00, due June 2012

The financial crisis of recent years has intensified scrutiny of bank secrecy. All major jurisdictions have agreed to limit their bank secrecy rules; in particular, where there are allegations of tax evasion or criminal fraud, obstacles in the way of cross-border exchange of information requests have been virtually eliminated. Yet this new 'transparency'

has engendered many new legal distinctions and procedural rules in various jurisdictions which tax and legal practitioners must be knowledgeable about, and that is what this book sets out to elucidate. In 12 essays on this issue, this book analyses current bilateral and multilateral agreements on exchange of banking information, focusing particularly on the wide effect of the mutual assistance directives of the European Union. Among the specific rules and provisions discussed are the application of Article 26 OECD-Model Convention in France, Germany and Switzerland; what constitutes a 'fishing expedition' and what 'foreseeably relevant' means; whether information exchange requests may be refused if they are based on stolen data; the differences between money-laundering and tax fraud and between simple tax evasion and aggravated tax fraud; and many others. The book is sure to help tax advisers, company counsel, and other professionals involved in international business to manage cross-border arrangements under current exchange of information rules.

Binding Corporate Rules: Corporate Self-Regulation of Global Data Transfers

by Lokke Moerel
Oxford University Press,
Hardcover, ISBN 978-0-19-966291-3, £95.00, due July 2012

The digital era shows an unprecedented worldwide flow of data within multinational companies and their external service providers. Binding Corporate Rules (BCRs) are designed to allow these companies to transfer personal data across borders in compliance with EU Data Protection Law. This is the first work to give an in-depth assessment of the BCR regime. It discusses the origins of the regime and the material requirements of BCR, as well as how they should be applied in practice and made binding on the companies and employees. It also covers how BCRs may provide for enforceable rights for the beneficiaries of the regime and how they should be brought in line with requirements of European rules on private international law. The work also analyses a number of significant academic debates in the areas of transnational private regulation and data protection. It reflects on the debates as to the legitimacy of transnational private regulation as a method of regulating corporate conduct and also focuses on the merits and shortcomings of BCR

as a method for regulating global data transfers. This book is essential reading for those who need to understand more about the BCR regime, and require insight into how cross-border data transfers could be better protected in the future.

Landmark Cases in Equity

Edited by Charles Mitchell and Paul Mitchell

Hart Publishing, Hardcover, ISBN 9781849461542, £120.00, due July 2012

Landmark Cases in Equity continues the series of essay collections which began with Landmark Cases in the Law of Restitution (2006) and continued with Landmark Cases in the Law of Contract (2008) and Landmark Cases in the Law of Tort (2010). It contains essays on landmark cases in the development of equitable doctrine running from the seventeenth century to recent times. The range, breadth and social importance of equitable principles, as these affect commercial, domestic and even political matters are well known. By focusing on the historical development of these principles, the essays in this collection help us to understand those principles better, and also provide insights into

the processes of legal change through judicial innovation. Themes addressed in the essays include the nature of the courts' equitable jurisdiction, the development of property rights in equity, constraints on the powers of settlors to create express trusts, the duties of trustees and other fiduciaries, remedies for breach of these duties, and the evolution of constructive and resulting trusts.

Arbitrating under the 2012 ICC Rules: An Introductory User's Guide

by Jacob Grierson and Annet van Hooft

Kluwer Law International, Hardcover, ISBN 9789041138170, £112.00, due June 2012

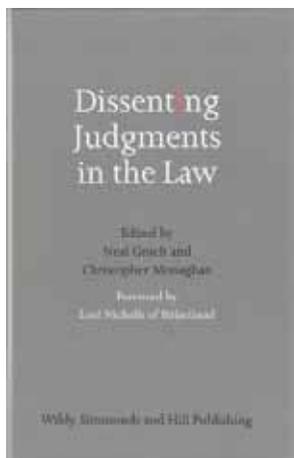
This new book is an introductory guide to arbitrating under the new ICC Rules of Arbitration, which differ significantly from the previous (1998) rules. This is the first guide on the ICC rules for non-specialists, whether private practice or in-house lawyers. The aim of the authors is to do away with the mystique that shrouds ICC arbitration, so that all lawyers have a clear understanding of the subject for the purpose of (a) deciding whether to opt for ICC arbitration, (b) drafting ICC arbitration clauses

and (c) handling actual ICC arbitrations in the most effective way. The book is written in such a way that either it can be read quickly in its entirety, for an overall understanding of how ICC arbitration works, or else specific parts can be read on their own to obtain rapid answers to specific questions.

Knowledge Management Handbook

by Hélène Russell
Law Society Publishing, Hardcover, ISBN 9781907698118, £79.95, due July 2012

With competition in the legal marketplace intensifying, investment in knowledge management is key to enabling firms to understand their customers better, make better informed decisions, operate with greater efficiency and be more astute to risk. This new book is a practical and user friendly guide, exploring all areas of knowledge management, including key concepts of knowledge management; the difference between explicit and tacit knowledge; change and project management; and personal knowledge management. The book also contains case studies, flowcharts, diagrams and project ideas.



DISSENTING JUDGMENTS IN THE LAW

Neal Geach and Chris Monaghan

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In *Dissenting Judgments in the Law* a team of expert contributors reassess nineteen landmark cases from different areas of the law, each of which had the potential for the law to have developed in a markedly different direction. The cases have been selected on account of their continued relevance to the law today or the controversial nature of the majority's decision. A key feature of each case was a dissenting opinion from a judge who thought that the law should develop in a different direction.

The aim of the contributors is to re-evaluate important cases, such as *YL v Birmingham City Council* [2007] UKHL 27, *Scruttons Ltd v Midland Silicones Ltd* [1962] AC 446 and *R v Hinks* [2000] UKHL 53 by assessing the merits of the judgements given, before deciding whether the law would, in fact, have been better served by following the dissenting opinion rather than that of the majority of judges in the case. The judicial reasoning in each case is explored in depth and is contrasted with differing approaches in other jurisdictions. Where relevant, a comparative analysis is employed in order to show how the law, by not following the dissenting opinion, has developed out of step with other common law jurisdictions. Each contributor then sets out what impact the dissenting judgment might have had on the law if it had decided the case and assess where the law in that particular field would be today.

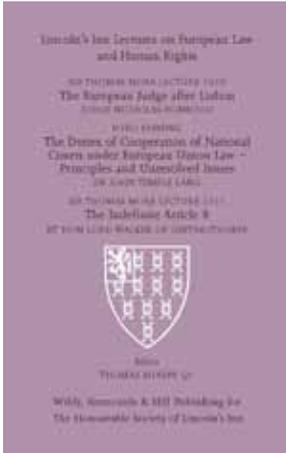
Neal Geach is a senior lecturer at the University of Hertfordshire specialising in Tort and Property law. He also has research interests in electronic and mobile commerce. Christopher Monaghan is a lecturer at BPP University College. He also has extensive research interest in criminal law and legal-history.

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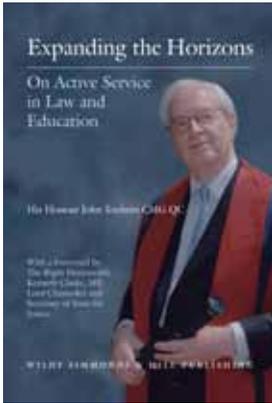
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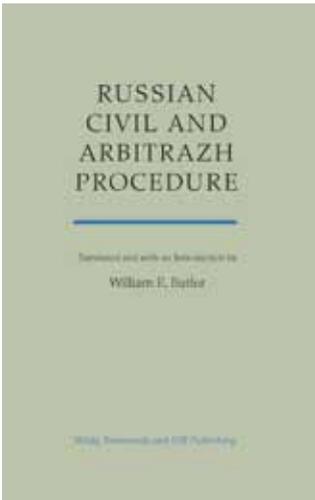
In *Expanding the Horizons: On Active Service in Law and Education* John Toulmin reflects on his varied contributions both nationally and internationally in stimulating the development of the seven organisations in which he has been involved. He tells the story through speeches and articles by him and in his honour and looks at future developments.

The book begins with Valedictory speeches on his retirement as a Judge, and with a tribute by the Director of the European Law Academy (ERA), of which he was Chairman of Trustees from 1997-2010. It continues with developments in civil procedure, access to justice, dispute resolution and the author's proposals for reform. *Expanding the Horizons* contains the last liability judgment in "Factortame", one of the most famous European and UK cases, and it deals with one other case illustrative of construction litigation and of the changes proposed earlier in the work. The story continues with the author's 1993 Presidency of the CCBE (European Bar Council) starting with "Our Worldwide Legal Profession", a keynote lecture at the University of Michigan in 1993, and a 2001 lecture describing his negotiation of the GATT/Uruguay Round, on behalf of the legal profession, and leading role in the Lawyers' Establishment Directive, both of which expanded legal horizons. This section includes an article in *Fordham International Law Journal* 1992 arguing for a worldwide code of professional ethics, and a chapter entitled "Professional Rules and Ethical Ideologies", based on a 1997 seminar tracing the transformation of legal practice over 30 years, and arguing against multi-disciplinary practices. The book goes on to set out the development of the European Court of Justice and the Court of First Instance (now the general court), particularly relevant to the current scrutiny of the European Court of Justice, indicating possible areas of reform and that the current debate should take place in an atmosphere "more of light than heat". The remarkable story of ERA is set out, with suggestions for the future.

There is a history of the Institute of Psychiatry (IOP) from 1979 - 2003 when the author was closely involved, latterly as Chairman of its Advisory Committee, and an article about interdisciplinary collaboration at King's College London, particularly law and medicine. The author's 2008 "Reading" in the Middle Temple which proposed further international links is included and, after membership from 1990-2010 of the Temple Church committee (as Chairman in 2003), he addresses its development as the Mother Church of the Common Law, the Inns of Court being the cradles. Finally, Sir Konrad Schiemann's end piece encompasses European law, ERA and the modest vineyard of the Toulmin family in Burgundy.

RUSSIAN CIVIL AND ARBITRAZH PROCEDURE

Edited and translated by
William E. Butler



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The Code of Civil Procedure of the Russian Federation and the *Code of Arbitrazh Procedure of the Russian Federation* are here translated for the first time together in the English language. Both record the fundamental transformations in Russian civil and arbitrazh procedure introduced in the post-Soviet judicial reforms.

William E. Butler is the John Edward Fowler Distinguished Professor of Law, Dickinson School of Law, Pennsylvania State University; Emeritus Professor of Comparative Law in the University of London; Director, The Vinogradoff Institute, Penn State School of Law; Academician, National Academy of Sciences of Ukraine and the Russian Academy of Natural Sciences. He has published widely on the legal system of the Russian Federation, including the standard work *Russian Law* (3d ed.; Oxford University Press, 2009).

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