The background of the cover is a photograph of a large, multi-story brick building with many windows. In the foreground, there is a circular fountain with a single, tall, vertical jet of water spraying upwards. The scene is set outdoors with trees and a paved area. The title 'WILDY'S BOOK NEWS' is overlaid in large, bold, yellow capital letters.

# WILDY'S BOOK NEWS

**Volume 15    Issue 2**

**Published Monthly**

**Feb/Mar 2010**

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*cover: Fountain Court, Middle Temple, February 2010. Picture by John Sinkins*

# WILDY'S BOOK NEWS

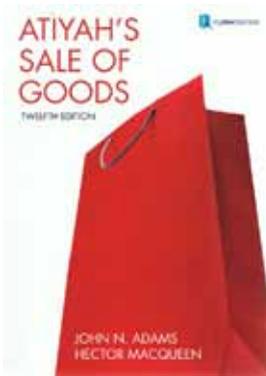
Volume 15

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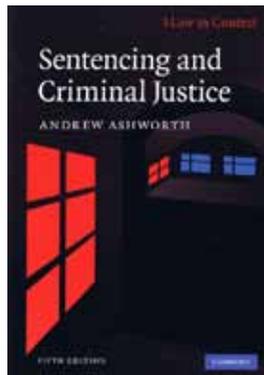
## MAJOR NEW TITLES THIS MONTH



Adams, John N.; MacQueen, Hector; Atiyah, *Atiyah's Sale of Goods 12th ed*, Pearson Higher Education, Paperback, £43.99, ISBN: 9781405859530

Authoritative, influential yet accessible to students this textbook addresses one of the most important aspects of commercial law. Its enduring role as the definitive guide to the law surrounding the sale of goods cements its position as the market leading text for undergraduate and postgraduate students alike. Uniquely, key differences between Scots and English law in this area are highlighted throughout equipping the reader with a thorough un-

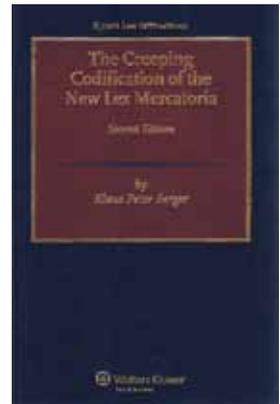
derstanding of the regulatory regimes governing the sale of goods in both jurisdictions.



Ashworth, Andrew, *Law in Context: Sentencing and Criminal Justice 5th ed*, Cambridge University Press, Paperback, £29.99, ISBN: 9780521748759

Andrew Ashworth expertly examines the key issues in English sentencing policy and practice including the mechanisms for producing sentencing guidelines. He considers the most high-profile stages in the criminal justice process such as the Court of Appeal's approach to the custody threshold, the framework for the sentencing of young offenders and the

abiding problems of previous convictions in sentencing.

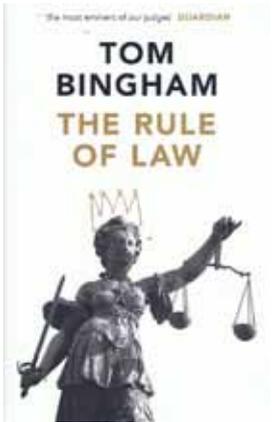


Berger, Klaus Peter, *The Creeping Codification of the Lex Mercatoria 2nd ed*, Kluwer Law International, Hardback, £116.00, ISBN: 9789041131799

This greatly revised edition of an influential 1999 book consolidates its authoritative advocacy of the New Lex Mercatoria (NLM). Since the publication of the first edition, self-regulation and private governance in international business have gained world-wide recognition. This new edition presents an advanced elaboration of the author's 'Creeping

## MAJOR NEW TITLES THIS MONTH – *Continued*

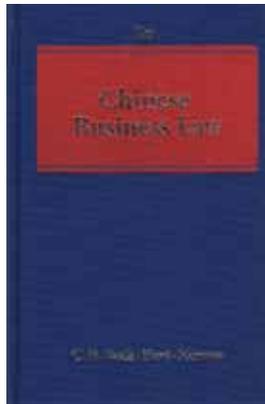
Codification’ thesis based on the TransLex Principles, an Internet-based method using an ongoing, spontaneous, and dynamic codification process which is never completed. The TransLex Principles contain black-letter texts of 128 principles and rules of the NLM with comprehensive, constantly updated comparative law references from domestic statutes, court decisions, doctrine, arbitral awards, and uniform laws.



Bingham, Tom, *The Rule of Law*, Allen Lane, Hardback, £20.00, ISBN: 9781846140907

**Wildy's Book of the Month**  
*The Rule of Law* is a phrase much used but little examined. The idea of the rule of law as the foundation of modern states and civilizations has recently become

even more talismanic than that of democracy, but what does it actually consist of? In this brilliant short book, Britain's former senior law lord, and one of the world's most acute legal minds, examines what the idea actually means. He makes clear that the rule of law is not an arid legal doctrine but is the foundation of a fair and just society, is a guarantee of responsible government, is an important contribution to economic growth and offers the best means yet devised for securing peace and co-operation.



Bu, Yuanshi, *Chinese Business Law*, Hart Publishing, Hardback, £120.00, ISBN: 9781849460583

Thanks to China's place in the world economic system, Chinese law sparks great interest among foreign

readers. For practitioners, it is important to keep track of new legal developments which give rise to practical questions, and for business activities to comply with the latest regulatory enactments in China. For academics, the emergence of the Chinese legal system as a rapidly maturing hybrid legal regime, built by adopting models and experiences from other nations, among them the United States and various European countries, presents fascinating possibilities for research and analysis. This handbook of modern *Chinese Business Law* provides, in a single volume, an overview of the legal environment in which businesses must currently operate in China, including chapters on:



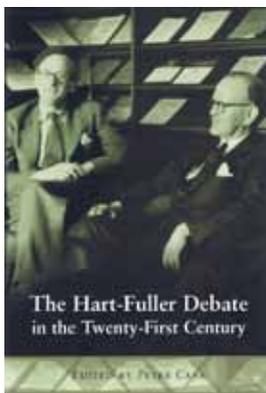
Burchard, Christoph; Triffterer, Otto; Vogel, Joachim,

## MAJOR NEW TITLES THIS MONTH – *Continued*

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*The Review Conference and the Future of the International Criminal Court*, Kluwer Law International, Paperback, £84.00, ISBN: 9789041132291

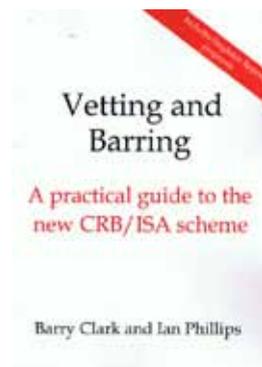
The permanent International Criminal Court has finally become a reality. The looming of the Review Conference of the Rome Statute, as it is to take place in mid 2010, presents a welcome opportunity to reflect upon the shortcomings as they permeate the Rome Statute in particular and the future of International Criminal Court in general. This highly successful First AIDP Young Penalists' Symposium, which included dozens of senior and young penalists, from Brazil to Japan, with an international or a domestic background, pursuing either the academic career or practicing criminal law as prosecutors or defense counsel, convened in Tuebingen, Germany, from 1 to 4 April 2008 to discuss the upcoming Review Conference and the Future of the International Criminal Court' as well as proposals for legislative or adjudicative reform. This volume contains most of the presentations as they were given during the symposium



Cane, Peter, *The Hart Fuller Debate in the Twenty-First Century*, Hart Publishing, Hardback, £50.00, ISBN: 9781841138947

This book presents the papers and comments on those papers delivered at a colloquium held at the Australian National University in December 2008 to celebrate 50 years since the publication in the Harvard Law Review of the famous and wide-ranging debate between HLA Hart and Lon L Fuller. These essays do not seek to re-run that debate and they are not confined to discussion of the jurisprudential issues canvassed by Hart and Fuller. Rather they pick up on strands in the debate and re-think them in the light of social, political and intellectual developments in the past 50 years and changed

ways of understanding law and other normative systems.



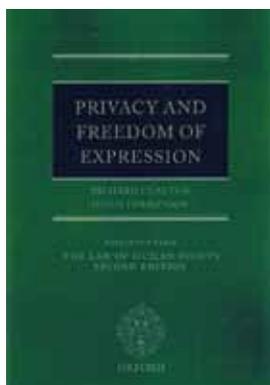
Clark, Barry; Phillips, Ian, *Vetting and Barring: A Practical Guide to the New CRB/ISA Scheme*, Smoking Gun Books, Paperback, £15.00, ISBN: 9780955266164

This is the first book about the controversial new Vetting and Barring Scheme. An accessible guide full of practical advice, it is a must for employers and the self-employed, their advisers and those who traditionally carry out CRB checks. *Vetting and Barring* looks at core provisions and key terms and, in particular, explains the roles and responsibilities falling on individuals and employers who work with children and vulnerable adults.

Clayton, Richard; Tomlinson, Hugh, *The Law of Human Rights: Privacy and*

## MAJOR NEW TITLES THIS MONTH – *Continued*

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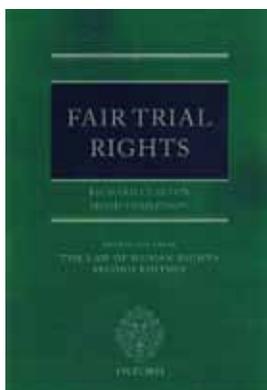


*Freedom of Expression 2nd ed*, Oxford University Press, Paperback, £49.95, ISBN: 9780199579730

*This book is a reprint of the chapter on Fair Trial Rights from the authors' major practitioner text, **The Law of Human Rights.***

Its separate publication in this form is intended to make it accessible to those who do not have their own copy of the larger work. It is a detailed and comprehensive treatment of the law relating to human rights, privacy and freedom of expression in the UK and is particularly relevant to media law practitioners.

Clayton, Richard; Tomlinson, Hugh, *The Law of Human Rights: Fair Trial Rights 2nd ed*, Oxford University Press, Paperback, £49.95,



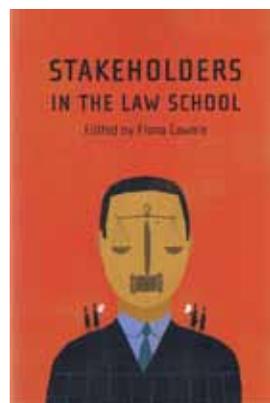
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Cownie, Fiona, *Stakeholders in the Law School*, Hart Publishing, Paperback, £30.00, ISBN: 9781841137216

This collection brings together a distinguished group of researchers to examine the power relations which

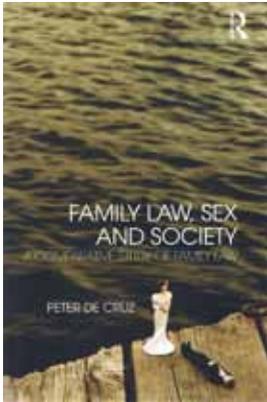


are played out in university law schools as a result of the different pressures exerted upon them by a range of different stakeholders. From students to governments, from lawyers to universities, a host of institutions and actors believe that law schools should take account of a vast number of (often conflicting) considerations when teaching their students, designing curricula, carrying out research and so on.

de Cruz, Peter, *Family Law Sex & Society: A Comparative Study of Family Law*, Routledge, Paperback, £32.99, ISBN: 9781859416389

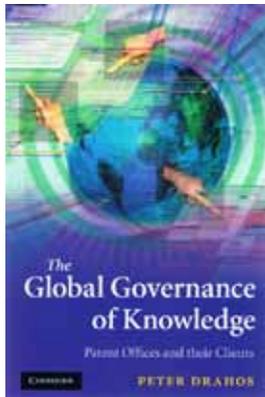
Comparative in both approach and framework, *Family Law, Sex and Society* provides a critical exposition of key areas in family law,

## MAJOR NEW TITLES THIS MONTH – *Continued*



exploring their evolution and development within their historical, cultural, political and legal context. Cross-referencing to English law throughout, this comparative textbook pays particular attention to the transformation of marriage; the development of divorce laws; matrimonial property; the legal recognition of unmarried heterosexual and same-sex cohabitants; the universal adoption of the best interests standard for children in domestic and international legislation; and the impact of the Human Rights Act 1998 on family law in a variety of jurisdictions.

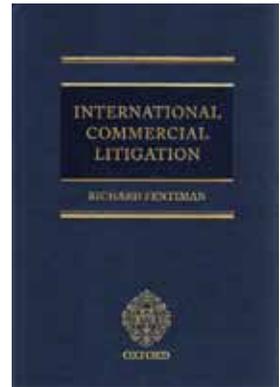
Drahos, Peter, *Global Governance of Knowledge: Patent Offices and their Clients*, Cambridge University Press, Paperback, £25.99, ISBN:



9780521144360

Patent offices around the world have granted millions of patents to multinational companies. Patent offices are rarely studied and yet they are crucial agents in the global knowledge economy. Based on a study of forty-five rich and poor countries that takes in the world's largest and smallest offices, Peter Drahos argues that patent offices have become part of a globally integrated private governance network, which serves the interests of multinational companies, and that the Trilateral Offices of Europe, the USA and Japan make developing country patent offices part of the network through the strategic fostering of technocratic trust. By analysing the obligations of patent offices under the patent social con-

tract and drawing on a theory of nodal governance, the author proposes innovative approaches to patent office administration that would allow developed and developing countries to recapture the public spirit of the patent social contract.

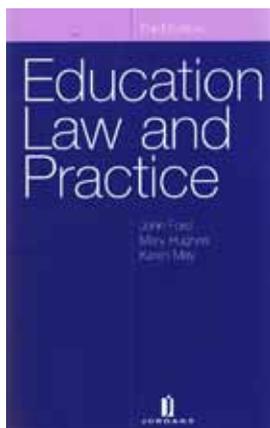


Fentiman, Richard, *International Commercial Litigation*, Oxford University Press, Hardback, £175.00, ISBN: 9780199265435

The book is a definitive account of the law and practice of international commercial disputes in the English courts, which summarises the present state of the law, and articulates its underlying principles. It is intended to be accessible to non-specialist practitioners. Its examination of the subject is concise and highly focused, and gives comprehensive coverage

## MAJOR NEW TITLES THIS MONTH – *Continued*

of the issues of concern to practitioners.

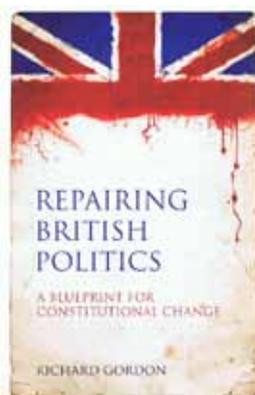


Ford, John; Hughes, Mary; May, Karen, *Education Law and Practice 3rd ed*, Jordan Publishing Ltd, Paperback, £65.00, ISBN: 9781846611667

*Education Law and Practice* is a practical guide to this complicated area of law, for all professionals advising parents and pupils as well as schools and governing bodies.

Gordon, Richard, *Repairing British Politics: A Blueprint for Constitutional Change*, Hart Publishing, Paperback, £17.95, ISBN: 9781849460491

*Repairing British Politics* presents a bold new appeal for constitutional reform focused around a draft written



Constitution underpinned by a new principle of constitutional supremacy in place of the traditional principle of Parliamentary sovereignty. A written constitution is not merely desirable but is, rather, a constitutional necessity if Britain is to have true representative democracy.



Hayry, Matti, *Rationality and the Genetic Challenge: Making People Better?*, Cambridge University Press,

Paperback, £22.99, ISBN: 9780521757133

Should we make people healthier, smarter, and longer-lived if genetic and medical advances enable us to do so? Matti Häyry asks this question in the context of genetic testing and selection, cloning and stem cell research, gene therapies and enhancements. The ethical questions explored include parental responsibility, the use of people as means, the role of hope and fear in risk assessment, and the dignity and meaning of life.



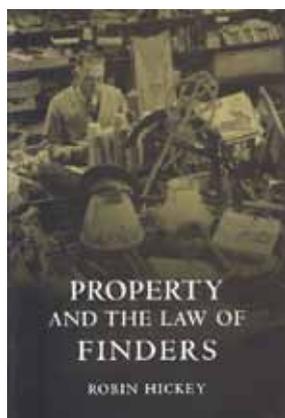
Heidenhain, Dr Martin, *European State Aid Law: A Handbook*, Hart Publishing, Hardcover, £200.00, ISBN: 9781841139180

The handbook is of general interest to competition lawyers and is not specifically

## MAJOR NEW TITLES THIS MONTH – *Continued*

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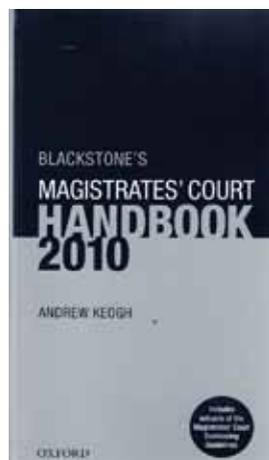
concerned with German law or legal practice. European State Aid Law has gained considerably in importance over the last decade. The number of proceedings before the Commission has escalated and the European Courts are increasingly involved with disputes concerning state aid. A completely revised and updated version of the *Handbuch des Europaischen Beihilferechts*, first published in German in 2003. Contributions from well-known practitioners active in the field of European state aid and competition law



Hickey, Robin, *Property and the Law of Finders*, Hart Publishing, Hardback, £40.00, ISBN: 9781841135755  
This first full-length treatment of finders sets them in their legal-historical context,

and discovers a fascinating area of law lying at the crossroads of crime, obligations, and property. That on the same facts a finder might be thief, bailee, and/or property right holder has clouded our conceptual analysis, and prevented us from stating simply our rules about finding. Nonetheless, when the applicable doctrines and policies of our property law are explored, and particularly the central concept of possession, we can argue confidently that, despite centuries of doubt and confusion, English law has succeeded in producing a body of law that is theoretically and practically coherent. *Property and the Law of Finders* makes this argument, and will appeal to anyone specifically interested in the law of personal property, and also to those with broader concerns about the evolution of common law concepts and their ability to yield workable, practical solutions.

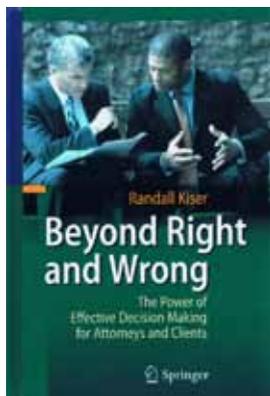
Keogh, Andrew, *Blackstone's Magistrates' Court Handbook 2010*, Oxford University Press, Pocketbook, £39.95, ISBN: 9780199576685  
Now in its second edition, *Blackstone's Magistrates'*



*Court Handbook* provides an indispensable, complete and practical guide for the busy court advocate, offering extensive coverage of offences, sentencing, procedure and evidential issues. *Blackstone's Magistrate's Court Handbook* is presented in an easy-to-use format, facilitating quick reading and instant decision-making. The text is broken down with frequent headings and bullet points, and there are a number of table and flow-charts, particularly on complex sentencing topics, as well as a clear system of icons to aid comprehension and speedy navigation.

Kiser, Randall, *Beyond Right and Wrong: The Power of Effective Decision*

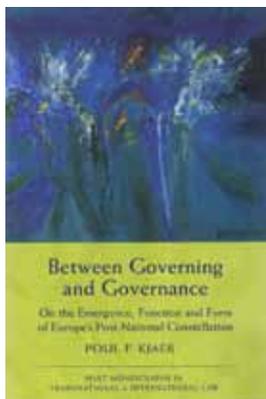
## MAJOR NEW TITLES THIS MONTH – *Continued*



*Making for Attorneys and Clients*, Springer-Verlag, Hardback, £90.00, ISBN: 9783642038136

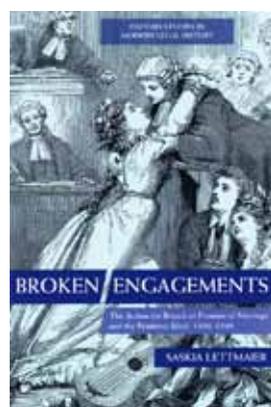
This book guides attorneys and clients through legal decision making. It analyzes 11,306 attorney-client decisions in actual cases and summarizes decades of research regarding judge, jury, litigant and attorney decision making. To rapidly promote better financial outcomes in civil litigation and to assist attorneys and clients in becoming expert decision makers, the book presents more than 65 ideas, methods and systems for improving personal and group decision making.

Kjaer, Poul F, *Between Governing and Governance: On the Emergence, Function and Form of Eu-*



*rope's Post-National Constellation*, Hart Publishing, Hardback, £50.00, ISBN: 9781849460262

This book explains the emergence and functioning of three forms of governance structures within the context of the European integration and constitutionalisation process: comitology, (regulatory) agencies and the Open Method of Co-ordination. The point of departure is the insight that the intergovernmental/supranational distinction, which most theories of European integration and constitutionalisation rely on, has lost its strength. A new paradigm of EU research is therefore needed. The book is inter-disciplinary in nature and incorporates insights from law, political science and sociology.

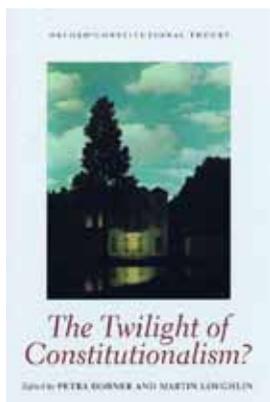


Lettmaier, Saskia, *Broken Engagements: The Action for Breach of Promise of Marriage and the Feminine Ideal, 1800-1940*, Oxford University Press, Hardback, £60.00, ISBN: 9780199569977

This book ties the story of the action's prominence and decline between 1800 and 1940 to changes in the prevalent conception of woman, her ideal role in society, sexual relations, and the family. It argues that the idiosyncratic breach-of-promise suit and Victorian notions of ideal femininity were inextricably, and fatally, entwined. It presents the nineteenth-century breach-of-promise action as a codification of the Victorian ideal of true womanhood and explores the longer-term implications of this infusion of mythologized femininity for the law,

## MAJOR NEW TITLES THIS MONTH – *Continued*

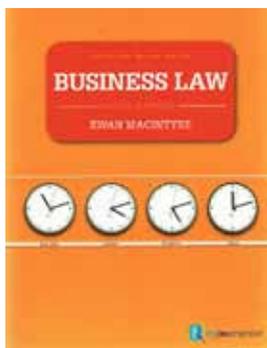
in particular for the position of plaintiffs.



Loughlin, Martin; Dobner, Petra, *Twilight of Constitutionalism?*, Oxford University Press, Hardback, £50.00, ISBN: 9780199585007

The concepts and values that underpin traditional constitutionalism are increasingly being challenged by political realities that place substantial power beyond the state. Among the few certainties of a global economy is the growing incongruity between the political (the world of things that need to be ordered collectively in order to sustain society) and the state (the major institution of authoritative political decision-making during modern times). The consequences, and possible remedies, of this double disjunction of politics and state and of state and

constitution form the centre of an open debate about ‘constitutionalism beyond the state’. The essays gathered in this collection explore the range of issues raised by this debate.

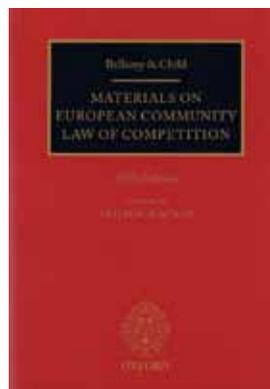


MacIntyre, Ewan, *Business Law 5th ed*, Pearson Higher Education, Paperback, £36.99, ISBN: 9781405899680

A sophisticated and hugely comprehensive account of law for those studying law on a non-law degree. Combines rigorous scholarship with fully integrated pedagogy both within the book and online.

Macnab, Andrew, *Belamy & Child: Materials on European Community Law of Competition 2010*, Oxford University Press, Paperback, £65.00, ISBN: 9780199575190

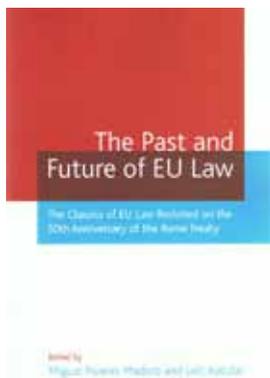
This volume of EC Compe-



titution Law materials serves both as the Materials volume of the Sixth Edition of *Belamy & Child: European Community Law of Competition*, and as a free-standing work of reference in its own right. It includes legislation, notices and guidelines relevant to all areas of EC competition law (including Treaty provisions, modernisation and procedural matters, substantive antitrust matters, mergers and concentrations, sectoral regimes, public undertakings and State aids). It provides a one-stop resource for competition and antitrust practitioners worldwide. For ease of use, notes are included immediately below individual recitals and articles. These notes include the original Official Journal notes, identification of amendments and, as a ma-

## MAJOR NEW TITLES THIS MONTH – *Continued*

major enhancement, thorough pinpoint cross-references to specific paragraphs where the relevant provisions are discussed in the Sixth Edition of *Bellamy & Child* and also the Second Edition of *Faull & Nikpay: The EC Law of Competition*. A copy of this Materials volume is included with each volume of *Bellamy & Child*, and the sets will be updated annually to include the new materials volume and the forthcoming Supplement to the main work. The Materials volume is also available for purchase separately and will be updated annually. In addition, the materials themselves are kept regularly updated on a companion website.

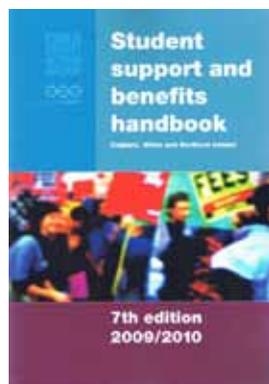


Maduro, Miguel Poiares; Azoulai, Loic, *Past and Future of EU Law: The Classics of EU Law Revisited*

*on the 50th Anniversary of the Rome Treaty*, Hart Publishing, Paperback, £55.00, ISBN: 9781841137124

This revisits, in a new light, some of the classic cases which constitute the foundations of the EU legal order and is timed to celebrate the 50th anniversary of the Rome Treaty establishing a European Economic Community. Its broader purpose, however, is to discuss the future of the EU legal order by examining, from a variety of different perspectives, the most important judgments of the ECJ which established the foundations of the EU legal order. The tone is neither necessarily celebratory nor critical, but relies on the viewpoint of the distinguished line-up of contributors - drawn from among former and current members of the Court (the view from within), scholars from other disciplines or lawyers from other legal orders (the view from outside), and two different generations of EU legal scholars (the classics revisit the classics and a view from the future). Each of these groups will provide a different perspective on the same set of selected judgments. In each short essay, questions

such as ‘what would have EU law been without this judgment of the Court? what factors might have influenced it?; did the judgment create expectations which were not fully fulfilled?’ and so on, are posed and answered. The result is a profound, wide-ranging and fresh examination of the ‘founding cases’ of EU law.

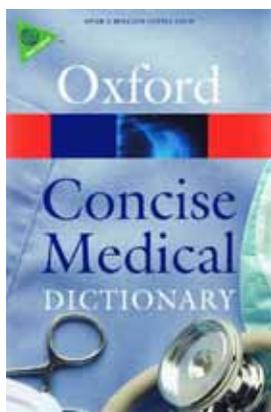


Malcolm, David, *CPAG: Student Support & Benefits Handbook: England, Wales & N.I. 2009/2010*, Child Poverty Action Group, Paperback, £13.00, ISBN: 9781906076290

Market House Books, *Oxford Concise Medical Dictionary 8th ed.*, Paperback, £11.99, ISBN: 9780199557141

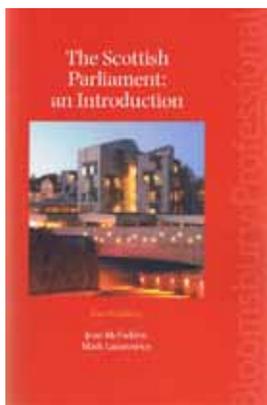
This market-leading illustrated dictionary contains 12,500 authoritative entries on all

## MAJOR NEW TITLES THIS MONTH – *Continued*



aspects of medical science. Written by a team of medical experts, all entries have been revised and updated for this new edition to reflect the very latest in medical knowledge and practice. Entries are accessible and jargon-free and are complemented by over 140 illustrations and diagrams. This brand new edition includes over 500 new entries and features increased coverage of pharmacology, obstetrics/gynaecology, paediatrics, ethics, nephrology, and psychiatry. Recommended web links are now provided for many entries, which are accessed and kept up to date via the Medical Dictionary companion website, and appendices have been expanded to include tables of paediatric reference ranges, milk formulas, and additional abbreviations for

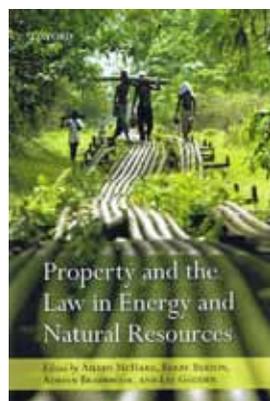
blood tests.



McFadden, Jean; Lazarowicz, Mark, *The Scottish Parliament: An Introduction 4th ed*, Bloomsbury Professional, Paperback, £35.00, ISBN: 9781847662682

Now in its 4th edition, this well informed book is essential reading for everyone who needs to know how the Scottish Parliament works and what its functions are. Among the areas covered in depth are: the electoral system, the day-to-day operation of the Parliament, the law-making process and relations with Westminster, local government and other public bodies.

McHarg, Aileen; Barton, Barry; Bradbrook, Adrian; Godden, Lee, *Property and the Law in Energy and Natural Resources*, Oxford Univer-



sity Press, Hardback, £80.00, ISBN: 9780199579853

The law of energy and natural resources has always had a strong focus on property as one of its components, but there are relatively few comparative, book-length, treatments of both property law and energy and natural resources law. The aim of this edited collection is to explore the multiple dimensions of the contemporary relationship between property and energy and natural resources law. Its genesis was the growing resurgence of global interest in questions of property in energy and resources and how it manifests itself across legal regimes around the world.

Merkin, Rob, *Marine Insurance Legislation 4th ed*, Informa Publishing,

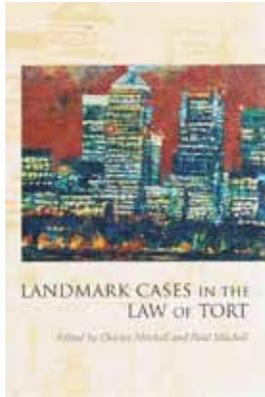
## MAJOR NEW TITLES THIS MONTH – *Continued*

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Hardback, £170.00, ISBN: 9781843118756

A comprehensive and fully updated annotation of the Marine Insurance Act 1906, setting out the authorities on which the legislation was based and the manner in which the legislation has been construed, with cross-references to the most recent Institute Clauses. The book sets out the text of English marine insurance legislation and the most important of the market clauses (the Institute Clauses) used in respect of marine policies written in the London Market. The legislation is heavily annotated, with the operation of each section of the Marine Insurance Act 1906 explained and references given to the most important of the early cases upon which the sections are based.

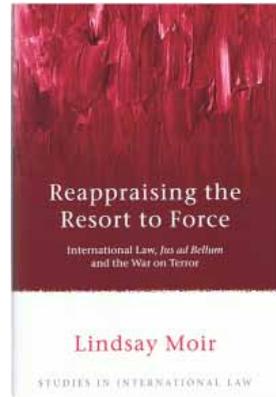


Mitchell, Charles; Mitchell, Paul, *Landmark Cases in the Law of Tort*, Hart Publishing, Hardback, £60.00, ISBN: 9781849460033

*Landmark Cases in the Law of Tort* contains thirteen original essays on leading tort cases, ranging from the early nineteenth century to the present day. It is the third volume in a series of collected essays on landmark cases (the previous two volumes having dealt with restitution and contract).

Moir, Lindsay, *Reappraising the Resort to Force: International Law, Jus ad Bellum and the War on Terror*, Hart Publishing, Hardback, £35.00, ISBN: 9781841136097

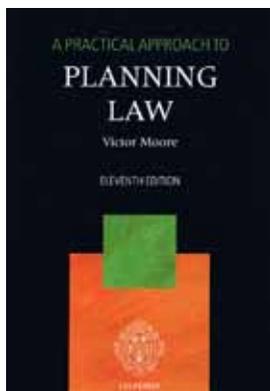
A number of commentators assert that the military response to the terrorist atrocities of 11 September 2001



- encompassing attacks on Afghanistan and Iraq, and commonly referred to as the 'war on terror' - has significantly impacted upon the international law regulating resort to armed force by states (jus ad bellum), loosening the constraints on self-defence. Some even suggest that the very future of the United Nations, in particular the Security Council and its collective security system, is at risk - at least in its current form. This book does not address the question of the future of the United Nations, an issue probably best left to scholars of international relations. Instead, it seeks to place the 'war on terror' within the context of international law, assessing how, or whether, it can be accommodated within the existing legal framework limiting the use of force.

## MAJOR NEW TITLES THIS MONTH – *Continued*

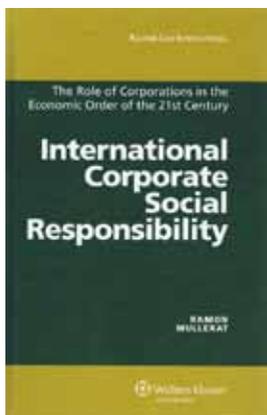
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Moore, Victor, *A Practical Approach to Planning Law 11th ed*, Oxford University Press, Paperback, £44.99, ISBN: 9780199570898

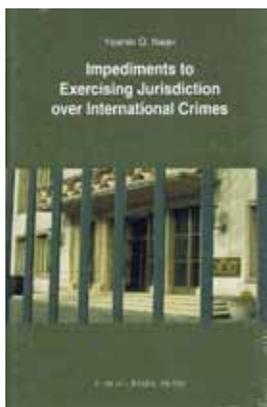
Despite repeated attempts in recent years to simplify the planning system, planning law has continued to be so complex that practitioners and students alike have found it difficult to disentangle the issues and principles involved. The eleventh edition of Victor Moore's popular and accessible book aims to remove the mystery which planning law has for so many people.

Mullerat, Ramon, *International Corporate Social Responsibility in Practice: The Role of Corporations in the Economic order of the 21st Century*, Kluwer Law International, Hardback, £152.00,



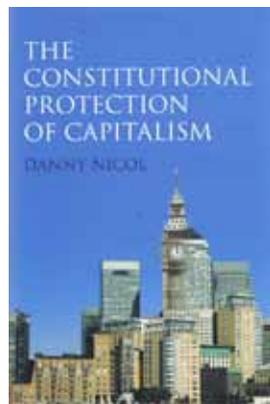
ISBN: 9789041125903

Corporations and law firms want to keep up-to-date with the wide range of initiatives and codes of practice on CSR, and with policies being used by other companies.



Naqi, Yasmin, *Impediments to Exercising Jurisdiction over International Crimes*, T.M.C. Asser Press, Hardback, £60.00, ISBN: 9789067043205

The assumption is growing that legal impediments to the exercise of jurisdiction are invalid in the face of the imperative to prosecute international crimes. This analysis of seven principal impediments comparatively analyses each from the perspective of their historical origins, the policy contexts justifying them and the legal arguments used by courts and commentators to either uphold the barrier to prosecution or to reject its application so that prosecution remains unhindered.

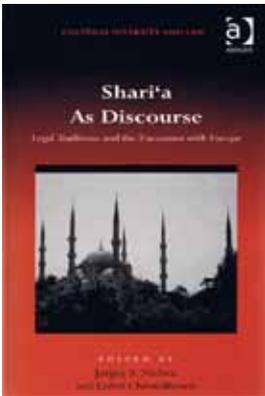


Nicol, Danny, *The Constitutional Protection of Capitalism*, Hart Publishing, Hardback, £35.00, ISBN: 9781841138596

In 1945 a Labour government deployed Britain's national autonomy and parliamentary sovereignty to nationalise

## MAJOR NEW TITLES THIS MONTH – *Continued*

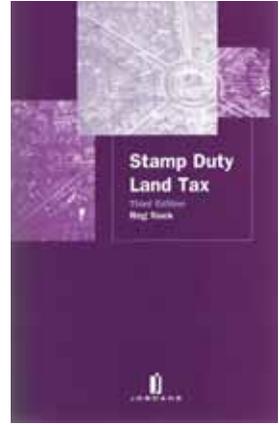
key industries and services such as coal, rail, gas and electricity, and to establish a publicly-owned National Health Service. This monograph argues that constitutional constraints stemming from economic and legal globalisation would now preclude such a programme. It contends that whilst no state has ever, or could ever, possess complete freedom of action, nonetheless the rise of the transnational corporation means that national autonomy is now significantly restricted.



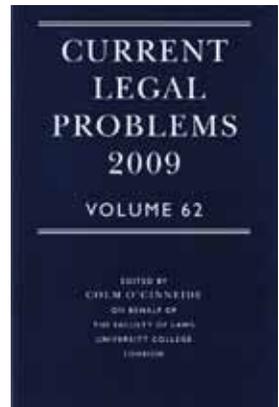
Nielsen, Jorgen S.; Christoffersen, Lisbet, *Shari'a As Discourse: Legal Traditions and the Encounter with Europe*, Ashgate Publishing Ltd, Hardback, £60.00, ISBN: 9780754679554  
It has been argued that, in some sections of the Mus-

lim communities in Europe, aspects of custom related in some way to Islam remain so persistent that for the legislator and the judge to ignore them is tantamount to institutionalizing severe injustice. The book brings together a number of scholars of Shari'a and Islamic law with counterparts from parallel European disciplines: hermeneutics, philosophy and jurisprudence to explore how the processes of theological-legal thinking have been expressed and are being expressed in a more or less common intellectual framework and to do so in a dialogue with similar processes in Europe. The work provides a valuable reference for all those interested in exploring how Muslims and non-Muslims view Shari'a law and in looking at ways European legal systems can provide some form of accommodation with Muslim customs.

Nock, Reg, *Stamp Duty Land Tax 3rd ed*, Jordan Publishing Ltd, Paperback, £75.00, ISBN: 9781846611834  
Since the introduction of *Stamp Duty Land Tax* in 2003, the legal framework has been amended numerous



times to deal with ongoing practical problems that have arisen. The result is a regime that is complex and fraught with technical difficulties. The author, one of the country's leading authorities on the subject, guides the reader through every aspect of this tax regime, offering valuable advice throughout.



O'Cinneide, Colm, *Cur-*

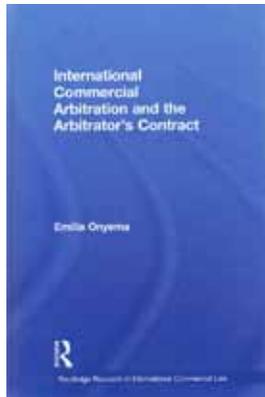
## MAJOR NEW TITLES THIS MONTH – *Continued*

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*rent Legal Problems 2009: Volume 62*, Oxford University Press, Hardback, £85.00, ISBN: 9780199583737

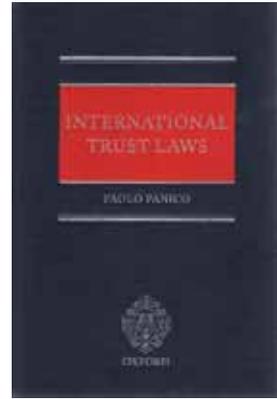
The *Current Legal Problems* lecture series and annual volume was established around sixty years ago at the Faculty of Laws, University College London and has long been recognized as a major reference point for legal scholarship. The continuing strength of *Current Legal Problems* is its representation of a broad range of legal scholarship opinion, theory, methodology, and subject matter, with an emphasis upon contemporary developments of law. Contributions to the 62nd volume in the series include a comparative analysis of UK and US responses to terrorism, a discussion of the current legal solutions to the issue of cohabitation, an analysis of the broadening scope of risk regulation, and essays on subjects as diverse as media regulation, art and law, and abstraction and equality.

Onyema, Emilia, *International Commercial Arbitration and the Arbitrator's Contract*, Routledge-Cavendish, Hardback, £75.00, ISBN: 9780415492782



This book examines the formation, nature and effect of the arbitrators' contract, addressing topics such as the appointment, challenge, removal and duties and rights of arbitrators, disputing parties and arbitration institutions. The primary focus of the book is an analysis of the formation of the arbitrator's contract and the terms of this contract and the institution's contract. The primary question of the consequences (if any) of the breaches of the terms of these contracts and its impact on the exclusion or limitation of liability of arbitrators and institutions is also analysed with the conclusion that since these transactions are contractual and the terms can be categorised as in any normal contract, then normal contractual remedies can be applied to the breaches of

these terms.



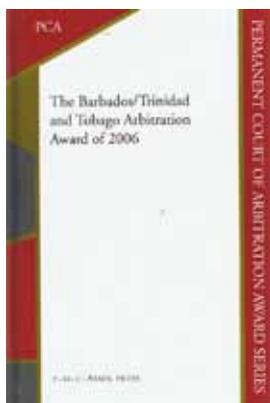
Panico, Paolo, *International Trust Laws*, Oxford University Press, Hardback, £145.00, ISBN: 9780199551620

*International Trust Laws* provides practical and broad ranging coverage of the most important issues in international trust law across leading jurisdictions. It analyzes crucial topics surrounding the creation of trusts, the powers and duties of trustees, mechanisms of control, and the special uses of trusts.

Permanent Court of Arbitration, *Barbados/Trinidad and Tobago Arbitration Award of 2006*, T.M.C. Asser Press, Hardback, £45.00, ISBN: 9789067043212

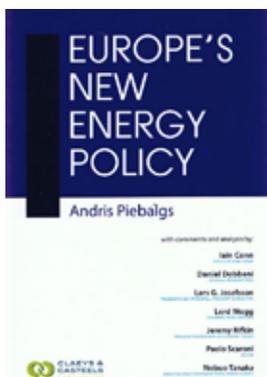
This volume contains the award of the Arbitral Tribunal established to decide a maritime boundary dis-

## MAJOR NEW TITLES THIS MONTH – *Continued*



pute between Barbados and Trinidad and Tobago. The award is significant as it is the first ever delivered in a maritime delimitation submitted to arbitration under the 1982 United Nations Convention of the Law of Sea. It established a single maritime boundary between Barbados and Trinidad and Tobago and required the two nations to take steps to conserve fish stocks and ensure certain fishing rights of Barbados fishermen who had traditionally fished in Trinidad and Tobago waters. The volume includes a commentary on the contribution of the award to international law by Professor Bernard Oxman, from the University of Miami.

Piebalgs, Andris, *Europe's New Energy Policy*, Claeys &



Casteels, Paperback, £45.00, ISBN: 9789077644003

Europe's energy policy has been completely transformed over the last few years, tackling the dual challenges of climate change and energy security. This has led to major new laws on issues such as energy liberalisation, renewable energy and energy efficiency. In this volume Europe's Energy Commissioner *Andris Piebalgs* outlines the detailed reasons for these changes and the way in which the European Union has risen to these challenges. Most importantly, he gives his views on where Europe's energy policy will go next, the challenges of 2050 and the development of a "third industrial revolution".

Polding, Liz; Cripps, Jill, *LPC Skills Online*, Oxford University Press, Online

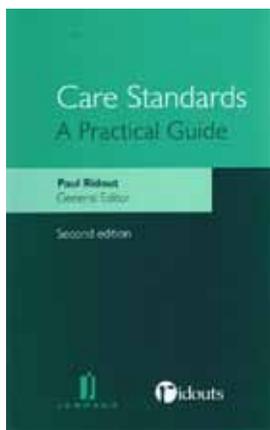


Access & Paperback, £39.99, ISBN: 9780199539369

*LPC Skills Online* is an interactive online product which helps students get to grips with the skills they need to master in order to achieve success on the Legal Practice Course. The web site is divided into distinct areas dedicated to each of the skills on which students are assessed. Making full use of video and audio material, students are guided through 60 interactive exercises, which give them the opportunity to actively practice the skills. A further area of the site brings all of the skills together in a case study, enabling students to put each of the skills into action in a realistic and practical scenario. Accompanied by a short text which outlines the key principles behind the skills and gives examples from practice, this all-in-one

## MAJOR NEW TITLES THIS MONTH – *Continued*

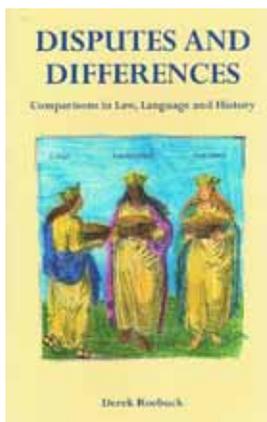
resource offers students an intensely practical and interactive environment in which to develop their skills.



Ridout, Paul, *Care Standards: A Practical Guide 2nd ed*, Jordan Publishing Ltd, Paperback, £50.00, ISBN: 9781846611995

*Care Standards: A Practical Guide*, written by Paul Ridout and a team of specialist contributors, is a popular and detailed guide to the various regulatory requirements placed upon residential care in registered homes. This new edition has been significantly rewritten to reflect important changes in the law since the previous edition, including the enactment of the Health and Social Care Act 2008 which established the Care Quality Commission and the new Tribunal system

affecting the Care Standards Tribunal.

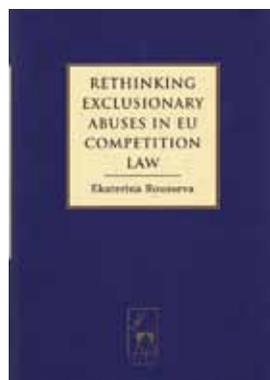


Roebuck, Derek, *Disputes and Differences: Comparisons in Law, Language and History*, Holo Books, Hardback, £40.00, ISBN: 9780954405625

Thirty-eight papers written over fifty years show that anyone who wants to understand law can benefit from the insights of linguistics, history and anthropology. Equally important are the techniques of other disciplines, particularly the comparative method.

Rousseva, Ekaterina, *Rethinking Exclusionary Abuses in EU Competition Law*, Hart Publishing, Hardback, £75.00, ISBN: 9781841139265

This book offers an original

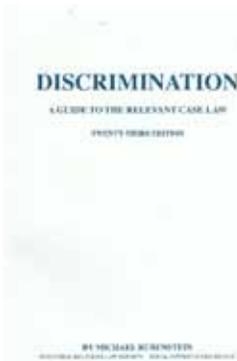


interpretation of the case law on exclusionary abuses under Article 82 EC and identifies the various factors that have shaped the application of the provision since its inception. It provides in-depth analysis of the European Commission's Guidance on enforcement priorities under Article 82 and makes a provocative proposal for further modernisation of the application of Article 82 to exclusionary abuses by reconsidering the scope of Article 82 and recasting it as a provision which deals only with unilateral conduct.

Rubenstein, Michael, *Discrimination: A Guide to the Relevant Case Law 23rd ed*, Michael Rubenstein Publishing Ltd, Paperback, A4, £85.00, ISBN: 9780955822421

Now in its 23rd edition, this

## MAJOR NEW TITLES THIS MONTH – *Continued*



Guide, written by Michael Rubenstein, extracts the main principles from the most significant employment discrimination cases and translates these into a vital resource for those advising, acting or adjudicating in this area. The Guide continues its heritage of providing users with both clarity and accuracy in an increasingly complicated area of law. Its combined practicality and comprehensiveness makes it one of the most useful sources available. Published in February 2010, the text takes into account the law as it stood at 1 January 2010.

Schwarz, Jonathan, *The Blue Book: Annotated Double Tax Treaties 2010*, CCH Editions, Paperback, £104.95, ISBN: 9781847982964

Double taxation is an increasingly important tax



issue in this era of global trade and multinational enterprises. To assist the tax adviser to get to grips with the often complex issues involved, CCH is continuing to publish a book containing all of the UK's current and pending tax treaties with a range of helpful annotations. *The Blue Book* is the only comprehensive set of consolidated and annotated UK tax treaties available in book form.

Schwenzer, Ingeborg, *Commentary on the UN Convention on the International Sale of Goods: CISG 3rd ed*, Oxford University Press, Hardback, £225.00, ISBN: 9780199568970

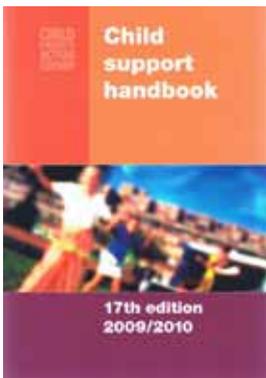
The Convention on the International Sale of Goods is one of the most successful attempts to unify parts of



the law of international commerce. The Convention is now in force in more than 70 states and there are thousands of decisions by courts and arbitral tribunals that apply the rules of the Convention with the numbers increasing each year. As well as growing case law there are numerous books and innumerable contributions by scholars and practitioners on the Convention and its various topics and problems. Moreover, the CISG has had a great influence on modern domestic laws, such as the German Law of Obligations and the codifications in former Socialist states as well as on projects to unify the law, for example the UNIDROIT Principles for International Commercial Contracts and the European Principles of Contract Law. This is the

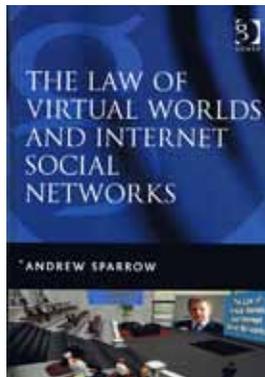
## MAJOR NEW TITLES THIS MONTH – *Continued*

third English edition of the Commentary on the UN Convention on the International Sale of Goods (CISG), the first having published in 1998. It is based on a broad comparative analysis of decisions and scholarly contributions from all states which have enacted the Convention. The contributors to this book, all being experts in their respective fields, base their analysis on the conviction that understanding and interpretation of the Convention requires close comparison and careful consideration of judicial and scholarly views from all jurisdictions.



Snape, Yvonne; Williams, Martin, *CPAG: Child Support Handbook 2009/2010 17th ed*, Child Poverty Action Group, Paperback, £26.00, ISBN: 9781906076245  
*The Child Support Handbook*

is the standard guide for parents, lawyers and other advisers. The new 17th edition is fully updated to give clear, practical guidance to the child support scheme as it applies from 2009 through to autumn 2010. It outlines the structure of the system now that the Child Support Agency is part of the Child Maintenance and Enforcement Commission (CMEC). Practical examples, and tactical hints and arguments are included. The Handbook is fully indexed and cross-referenced to legislation and caselaw.



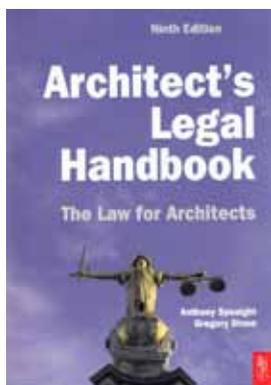
Sparrow, Andrew, *Law of Virtual Worlds and Internet Social Networks*, Gower Publishing Limited, Hardback, £70.00, ISBN: 9780566088506  
Virtual worlds are the latest manifestation of the inter-

net's inexorable appetite for development. Organisations of all kinds are enthusiastically pursuing the commercial opportunities offered by the growth of this phenomenon. But if you believe that there are no laws which govern internet social networks and virtual worlds, this book will persuade you otherwise. There is law, and a good deal of it. Why would there not be? As with many other aspects of the world wide web, this new medium is unregulated and offers many opportunities for companies to damage their reputation, run into a whole host of problems relating to intellectual property, trade marks and copyrights, and compromise the rights of individuals participating within the virtual environment.

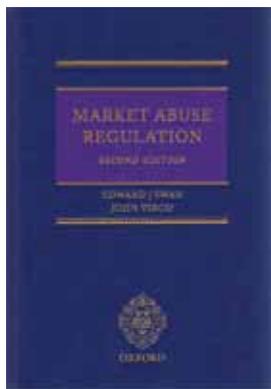
Speaight, Anthony; Stone, Gregory, *Architect's Legal Handbook: The Law for Architects 9th ed*, Butterworth-Heinemann, Paperback, A4, £39.99, ISBN: 9781856176279

*The Architect's Legal Handbook* is the most widely used reference on the law for architects in practice and the established leading textbook on law for architectural stu-

## MAJOR NEW TITLES THIS MONTH – *Continued*



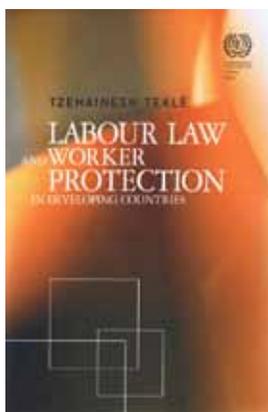
dents. The 9th ed includes all the latest development in the law that affect an architect's work, and comprehensive coverage of relevant UK law topics. Most significantly, the chapter on the JCT contracts has been completely revised to cover the 2005 update. Architect's Legal Handbook is the essential legal reference work for all architects and students of architecture.



Swan, Edward J., *Market Abuse Regulation 2nd ed.*

Oxford University Press, Hardback, £115.00, ISBN: 9780199532834

The purpose of this book is to clarify and simplify the meaning, impact and application of the UK and EU regulations on market abuse. The book examines in detail the UK market abuse regime. The same analysis is also applied to EU regulations. Finally, in order to help clarify the position of traders in an international market, the book also discusses key issues of how the new UK and EU regulations interact with US regulations.



Tekle, Tzehainesh, *Labour Law and Worker Protection in Developing Countries*, Hart Publishing, Paperback, £35.00, ISBN: 9781841138879

This important new study

shifts the focus of scholarly and policy debates around the role of labour law in an era of globalisation away from the countries and labour law systems of the North to those of the global South. Placing its analysis within the context of the current scholarly debates on the challenges and future of labour law, the book critically reviews the relevant literature and reflects upon the way workers' protection tends to be conceptualised as well as on the adequacy of the legal categories and tools used to further it, with special attention given to the effectiveness of labour legislation to promoting gender equality.



Urpeth, David, *Coroners: A Guide to the New Law*, Law Society Publishing, Paperback, £49.95, ISBN: 9781853288333

## MAJOR NEW TITLES THIS MONTH – *Continued*

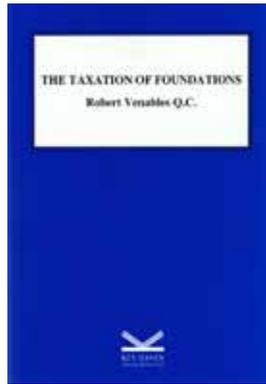
The Coroners and Justice Act 2009 introduces fundamental changes to the coronial system. All those who advise or represent potential claimants, defendants, witnesses or family members will need to understand how the provisions affect coroners' law in practice. *Coroners: A Guide to the New Law* provides a clear and thorough coverage of the changes, offering detailed analysis with reference to the new and existing legislation.



Van Gerven, Dirk, *Common Legal Framework for Takeover Bids in Europe Volume 2*, Cambridge University Press, Hardback, £85.00, ISBN: 9780521516709 2 Volume Set, £160.00, ISBN: 9780521191777

This book discusses the Takeover Directive and its

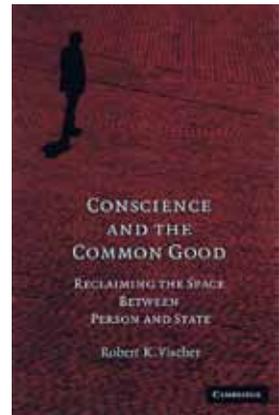
implementing rules in each Member State of the European Union and the European Economic Area, providing companies and their advisors with useful insight into the legal framework and principles applicable to takeover bids in the region.



Venables, Robert, *The Taxation of Foundations*, Key Haven Publications PLC, Paperback, £125.00, ISBN: 9781901614442

The Foundations (Jersey) Law 2009 means that foundations can now be established in an English speaking jurisdiction, close to the United Kingdom, of high probity, efficiency and reputation for its financial services. The United Kingdom tax code has never targeted foundations. While its provisions can by accident apply to foundations, the well-advised

can slip through the interstices in the anti-avoidance net. The author predicts that the foundation has now come of age and will be increasingly used in strategic United Kingdom tax planning, as its many advantages are perceived. This seminal work will be mandatory reading for all United Kingdom tax advisers who wish to remain abreast of, and even ahead of, current developments.

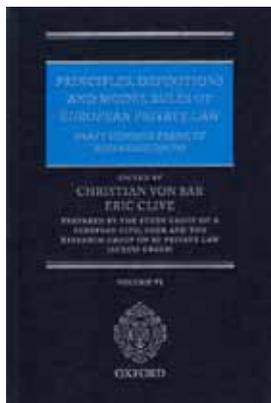


Vischer, Robert, *Conscience and the Common Good: Reclaiming the Space Between Person and State*, Cambridge University Press, Paperback, £19.99, ISBN: 9780521130707

Defending individual autonomy is not the same as defending the liberty of conscience because, although conscience is inescapably

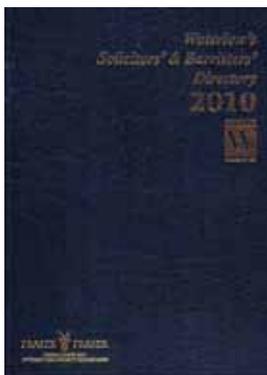
## MAJOR NEW TITLES THIS MONTH – *Continued*

personal, it is also inescapably relational. Conscience is formed, articulated, and lived out through relationships, and its viability depends on the law's willingness to protect the associations and venues through which individual consciences can flourish: these are the myriad institutions that make up the space between the person and the state. *Conscience and the Common Good* reframes the debate about conscience by bringing its relational dimension



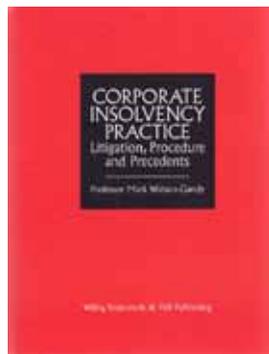
Von Bar, Christian; Clive, Eric, *Principles, Definitions and Model Rules of European Private Law: Draft Common Frame of Reference (DCFR)*, Oxford University Press, Hardback, 6 Volumes, £750.00, ISBN: 9780199573752  
This landmark reference

work, in six volumes, marks the culmination of over 20 years' research into the history and potential future of European private law. An international team of researchers have analysed the diverse national traditions of private law to compile a codified set of principles of European law for the law of obligations and core aspects of the law of property - known as the Draft Common Frame of Reference. This full edition of the reference work comes complete with all the scholarly apparatus needed to interpret the principles. Full commentary is provided on the text of the 'draft common frame of reference', together with references to and comparative analysis of all the national legal materials used as a basis of the text.



Waterlows, *Waterlow's Solicitors' & Barristers'*

*Directory 2010*, Waterlow Legal & Regulatory, Hardback, £83.95, ISBN: 9781857831238



Watson-Gandy, Mark, *Corporate Insolvency Practice: Litigation, Procedure and Precedents*, Wildy, Simmonds and Hill Publishing, Hardback, £79.00, ISBN: 9780854900466

Since the *Bamber* case highlighted the perils of assuming that Civil Procedure Rules forms could be used in company cases, the quirky practices and procedures of the Companies Court have retained a jealously guarded mystique. *Corporate Insolvency Practice* provides an easy to follow 'how to do it' guide for all the most common court applications in corporate insolvency. Covering areas as diverse as winding up petitions to administrations to the reuse

## MAJOR NEW TITLES THIS MONTH – *Continued*

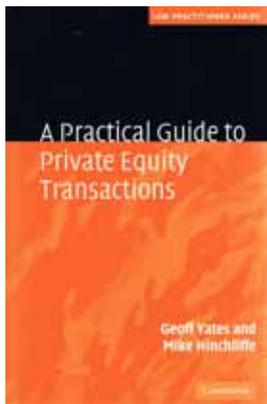
of company names the book seeks to give the inside track on what the court will expect both in terms of practice and evidence.



Wolfe, Georgina; Robson, Alexander, *The Path to Pupillage: A Guide for the Aspiring Barrister 2nd ed*, Sweet & Maxwell Ltd, Paperback, £16.95, ISBN: 9780414042360

*The Path to Pupillage: A Guide to the Aspiring Barrister* is the essential guide for anyone considering a career as a barrister, from the sixth form to those at the final stage of the Bar Vocational Course. This book considers each step of the route to pupillage, the final and most competitive stage of a barrister's training, offering detailed advice on everything from choosing the Bar as a

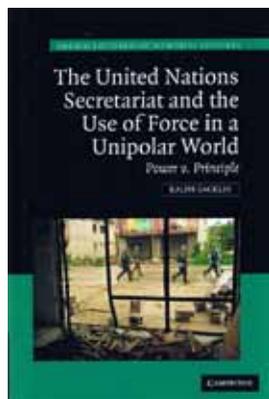
career to succeeding in pupillage interviews.



Yates, Geoff; Hinchliffe, Mike, *A Practical Guide to Private Equity Transactions*, Cambridge University Press, Hardback, £95.00, ISBN: 9780521193115

This overview of a complex and often misunderstood subject takes the reader through the issues that are faced throughout the life cycle of a private equity investment, from the identification of an opportunity, through the various stages of the transaction and the lifetime of the investment, to the eventual exit by the investor. The analysis of key documentation and legal issues covers company law, employment law, pensions, taxation, debt funding and competition law, taking into account recent legal developments such as the Companies

Act 2006, the recent emergence of private equity in the UK and the challenges faced by the industry as a result of the financial crisis.



Zacklin, Ralph, *The United Nations Secretariat and the Use of Force in a Unipolar World: Power v. Principle*, Cambridge University Press, Hardback, £35.00, ISBN: 9780521194136

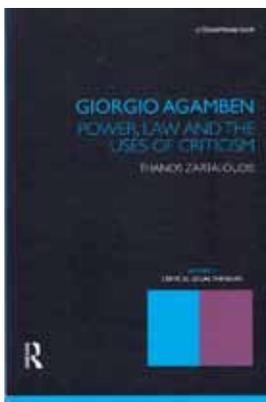
The end of the Cold War appeared to revitalise the Security Council and offered the prospect of restoring the United Nations to its central role in the maintenance of international peace and security. Between the Gulf War of 1990 and the 2003 invasion of Iraq, the UN Secretariat found itself in the midst of an unprecedented period of activity involving authorised and unauthorised actions leading to the use of force.

## MAJOR NEW TITLES THIS MONTH – *Continued*

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Ralph Zacklin examines the tensions that developed between the Secretariat and member states, particularly the five permanent members of the Security Council, concerning the process and content of the Council's actions in the Gulf War, Bosnia, Kosovo and the Iraq War as the Secretariat strove to give effect to the fundamental principles of the Charter.

Zartaloudis, Thanos, *Giorgio Agamben: Power, Law and the Uses of Criticism*, Routledge, Hardback, £80.00, ISBN: 9780415440226



This is a thorough engagement with the thought of the influential Italian philosopher Giorgio Agamben. It explores Agamben's work on language, ontology, power, law and criticism from the

1970s to his most recent publications. Introducing Agamben's work to a readership in legal theory, as well as in the humanities and social sciences more generally, Thanos Zartaloudis argues that an adequate understanding of Agamben's Homo Sacer project requires an attention to his earlier philosophical writings on language, ontology, power and time. It is through this attentive and creative analysis of Agamben's work that Zartaloudis here presents a rethinking of the ideas of justice and criticism.

*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*

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### **WILDY'S TRIPS AROUND THE WORLD IN 2010**

*A chance to meet our representatives at conferences and other venues*

2-8 April John Sinkins and John Pethick will be attending the NBA Business Law Conference in Abuja, Nigeria

9-12 May Steven Ross and Brian Hill will attend the Canadian Association Law Libraries in Windsor, Ont

10-12 June BIALL in Brighton

June, Caribbean Law Library Association

August, Nigerian Bar Association

October, International Bar Association in Vancouver

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2010, Jordan Publishing Ltd, £0.00
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- All England Law Reports Bound Volume and Parts Subscription, Volume 1 Part 4 2010,  
LexisNexis Butterworths, £0.00
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- All England Law Reports Commercial Cases Parts and Bound Volume, Volume Bound  
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Law of Restitution, 2010-3 Cumulative Supplement, Aspen Publishers, £153.00

Le Droit Maritime Francais + CD-ROM, Mensuel Fevrier 2010 No. 711, Éditions Lamy, £0.00

Legal Action Magazine, Feb-10, Legal Action Group, £0.00

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Trial: Journal of the American Association for Justice, Volume December Number 2009, American Association of Justice, £0.00  
Trial: Journal of the American Association for Justice, Volume January Number 2010, American Association of Justice, £0.00  
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Trusts and Estates Hardcopy & PDF, Volume 24 Number 1 (PDF) February 2010, Informa Publishing, £0.00  
Trusts and Estates Law & Tax Journal, Number 114 March 2010, Legalease, £0.00  
UK & Irish Dividend & Interest Service, 2009-2010 Issue 3 - updated to 31st Dec 2009, Interactive Data, £0.00  
Umweltschutz: Textsammlung des Umweltrechts der Bundesrepublik Deutschland, Update 55 December 2009, Verlag C.H. Beck, £49.20  
VAT and Property Looseleaf, Issue 47, LexisNexis Butterworths, £113.00  
VAT on Construction, Land and Property Looseleaf, Issue 22, Bloomsbury Professional, £170.00  
Wills and Trusts Law Reports Annual Subscription, Mar-10, Legalease, £0.00

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## BIALL Wine & Cheese Reception Old Hall, Lincoln's Inn

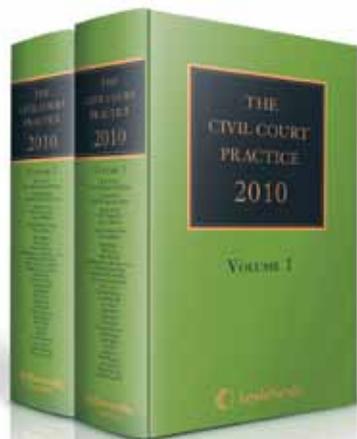




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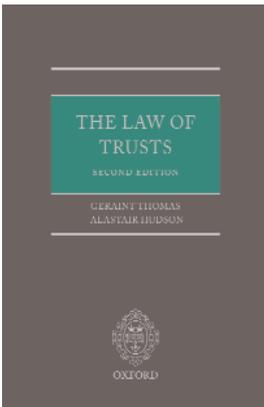
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## IMPORTANT FORTHCOMING PUBLICATIONS

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### **Bankruptcy and Divorce: A Practical Guide for the Family Lawyer 3<sup>rd</sup> edition**

by Gareth Schofield and  
Jonathan Middleton  
Jordan Publishing,  
Hardback, ISBN  
9781846612060, £65.00,  
due March 2010

The Family breakdown is often accompanied by financial problems, even insolvency. But to many family lawyers, bankruptcy and personal insolvency and their impact on ancillary relief are unfamiliar territory. *Bankruptcy and Divorce: A Practical Guide for the Family Lawyer* explains succinctly and clearly the underlying law, highlights the danger areas for family lawyers and offers problem solving advice. This new edition revises and re-structures the previous title *Debt and Insolvency on Family Breakdown* and takes into account all recent changes in case law (eg *Hill v Haines*; *Ball v Jones*).

### **Homelessness and Allocations 8<sup>th</sup> edition**

by Andrew Arden QC,  
Emily Orme and Toby  
Vanhegan  
Legal Action Group,  
Softcover, ISBN  
9781903307748, £48.00,  
due March 2010

*Homelessness and Allocations*, now in its eighth edition, has established itself as the definitive guide to the rights of the homeless. Written by leading experts, its comprehensive and authoritative guidance makes it a crucial resource for all housing practitioners, advisers, local authorities and housing officers. The text clearly and succinctly sets the law in its context, and appendices reproduce the relevant consolidated legislation and guidance. This new edition includes: New Code of Guidance on Choice Based Lettings, The 2009 Code of Guidance on Housing Allocations, New Guidance on intentional homelessness and mortgage arrears, 2009 Circular on Accommodation for ex-Armed Forces, Substantial revision of the coverage of allocations following the House of Lords decision in *R(Ahmad) v Newham LBC*, Complete revision of the chapter on immigration issues and expanded coverage of additional means of providing housing, and Coverage of numerous other important decisions - including those of House of Lords in *Holmes-Moorhouse v Richmond upon Thames LBC*, *Birmingham CC v Ali*,

*Moran v Manchester CC* and of the Supreme Court in *Tomlinson v Birmingham CC*. Housing practitioners and advisers, local authority housing and homelessness staff and housing associations seeking authoritative, accurate and accessible guidance on local authority duties need look no further than this book.

### **Moral Rights**

by Kevin Garnett and  
Gillian Davies  
Sweet and Maxwell,  
Hardback, ISBN  
9780421729407, £165.00,  
due May 2010

This unique new information source compares moral rights in more established civil law jurisdictions with those in less developed common law countries. The situation in the UK is contrasted with that in the major jurisdictions of France, Germany, Canada, Australia and the USA, along with several secondary jurisdictions. Including areas such as copyright, the paternity right, the right to privacy and transmission of moral rights, this book provides a practical and comparative approach to a topic about which little has been written. It is a unique work explaining the full implications of moral

rights which aims to Deal with the gap in knowledge in the UK of moral rights elsewhere. It Includes some of the significant amount of case law in civil law jurisdictions.

**Construction Contracts: Law and Practice 2<sup>nd</sup> edition**

by Richard Wilmot-Smith  
QC

Oxford University

Press, Hardback, ISBN

9780199579594, £225.00,

due March 2010

The second edition of this well-regarded title continues to take a clear and practical approach to the law and practice relating to construction contracts in the UK. It provides comprehensive coverage of the substantive law and modern dispute resolution procedures in the field of construction. Throughout the work the author provides key practical tips including: where and when you issue proceedings; what the judges will expect and their preferences; and how trials can be made shorter. A separate section also examines enforcement of adjudicator's awards covering recent case law on this area. This is carefully examined and digested in detail to ensure the reader has an understanding of the pitfalls of enforcement. The second edition covers all relevant

case law and legislation since the publication of the first edition in 2006 including the changes proposed under the Local Democracy, Economic Development and Construction Bill. It includes a new chapter on partnering and revised and updated appendices to include the amendments to the Housing Grants, Construction, and Regeneration Act 1996.

**Asylum Law and Practice 2<sup>nd</sup> edition**

by Mark Symes and Peter Jorro

Bloomsbury Professional,

Hardback, ISBN

9781845924539, £120.00,

due April 2010

This book is devoted exclusively to the substantive law and practice surrounding the legal representation of those seeking to remain in the UK as refugees, or whose removal would otherwise breach their human rights. It deals comprehensively with the procedures and framework of the Nationality Immigration and Asylum Act 2002, including asylum claims and monitoring, appeals and statutory review, procedure before adjudicators and the Immigration Appeal Tribunal with guidance on drafting grounds of appeal. It draws together decisions of the higher courts and the largely

unreported determinations of the IAT, and places them in the broader context of decision making in the English speaking jurisdictions abroad: Australia, Canada, New Zealand and the USA. This new 2nd edition has been fully updated to take account of the significant developments in the procedural and substantive law and contains new sections on the treatment of asylum seekers and criminal offences relating to claiming asylum.

**Joint Operating Agreements: A Practical Guide**

by Peter Roberts

Globe Law and Business,

Hardback, ISBN

9781905783311, £135.00,

due March 2010

The joint operating agreement (JOA) is one of the cornerstone contracts in the petroleum projects world and is often the starting point for further essential agreements relating to natural gas and crude oil processing, sales and transportation. The JOA enables long-term collaborative developments to be undertaken between groups of companies which have come together (often from diverse legal, commercial, cultural and political backgrounds) to share the high costs and risks which are inevitable in major petroleum exploration and production projects. It estab-

lishes common operational standards for application to developed jurisdictions and to emerging markets. This forthcoming title provides a pragmatic examination of the provisions of a typical JOA in the order that they appear, with a particular focus on the critical issues of scope, the operator's role, joint and exclusive operations, default, transfers and decommissioning. There is also practical analysis of the key issues which apply to the operation of any JOA and the positions which are taken in the various leading industry model form contracts. The perspectives of the operator and non-operator are addressed, along with a consideration of the domestic and international standards which will apply to a petroleum project. This is an essential addition to the library of any lawyers, commercial managers, advisers, engineers or financiers who are engaged in the development of petroleum exploration and production projects worldwide.

**Company Voluntary Arrangements and Administration 2<sup>nd</sup> edition**

by Geoffrey M Weisgard, Michael Griffiths and Louis Doyle  
Jordan Publishing,  
Hardback, ISBN  
9781846611933, £95.00,  
due March 2010

*Company Voluntary Arrangements and Administration* provides the vital information that all Insolvency Practitioners need to make informed decisions on the effective use of CVAs. A detailed explanation of the advantages and disadvantages of CVAs, the prescribed procedure and the likely problem areas will enable practitioners to assess their practicality and assist them in their management. This new edition has been updated and now covers the implementation of relevant provisions of the Companies Act 2006 which will come into effect from October 2009. It examines the increase in insolvency and administration work, the new Insolvency Rules and changes to the Insolvency Act due to come into force in April 2010 and April 2011. A new section on Administrations has also been included to cover the more popular corporate rescue procedures of liquidations and administrations.

**Butterworths Insurance Law Handbook 2010**

Edited by Andrew Barton  
LexisNexis Butterworths,  
Softcover, ISBN  
9781405749978, £145.00,  
due April 2010  
*Butterworths Insurance Law Handbook* provides lawyers and those involved in the

insurance industry with an invaluable compilation of relevant statutes, statutory instruments, expanded FSA Handbook materials and European legislation applicable to this important area of law. Other useful information includes the rules relating to professional indemnity of solicitors, Association of British Insurers statements, guides and codes of practice and the Motor Insurers' Bureau agreements. The Handbook also covers Insurance Companies, Insurance Intermediaries, Insurance Premium Tax, with specialist insurance categories including Liability and Motor Insurance. The legislation is printed as currently in force (taking into account all amendments, repeals and revocations), with detailed technical annotations regarding commencement and cross-references to other legislation where necessary.

**Information Rights 3<sup>rd</sup> edition**

by Philip Coppel  
Hart Publishing, Hardback,  
ISBN 9781849460118,  
£95.00, due April 2010  
The two years since the previous edition of this book have seen numerous important decisions from the courts and from the Information Tribunal on freedom of information law.

The learning from all these has been incorporated into this new edition, enabling a practitioner to see immediately all relevant cases and the principles that emerge from them. The book is logically organised so the practitioner can quickly find the topic of choice. The work commences with an historical analysis that sets out the object of the legislation and its relationship with other aspects of public law, with full references to Hansard and other Parliamentary materials provided. This is followed by a summary of the regime in five comparative jurisdictions, providing a useful test-bed for anticipated effects of disclosure and a normative yardstick. The impact of the Human Rights Act 1998 is given separate consideration. Next follows a series of chapters dealing with rights of access under provisions apart from the FOI Act: access to information held by EU bodies; access to information under the Data Protection Act; access to information under the Environmental Information Regulations; public records; and access under numerous other provisions in legislation. Together, these provide the practitioner with sources

of access that might otherwise be overlooked. All are arranged thematically. Throughout the book, full web references are given (including to all cases), facilitating ready access to primary material.

### **Banker's Remedy of Set-Off 3<sup>rd</sup> edition**

by Sheelagh McCracken  
Bloomsbury Professional,  
Hardback, ISBN  
9781847662415, £175.00,  
due March 2010

*The Banker's Remedy of Set-Off* is an invaluable definition of the origin of the concept of set-off and how it works in practice, giving examples of set-off in different contexts. The new 3<sup>rd</sup> edition of this well-respected text covers all aspects of the law from common banking transactions to cross-border debts, to ensure you receive expert guidance, whether you are dealing with debts from private individuals or multi-national companies. Part V has been expanded to cover a range of specialist financing transactions.

### **Contract Formation: Law and Practice**

by Michael Furmston and  
GJ Tolhurst  
Oxford University

Press, Hardback, ISBN  
9780199284245, £155.00,  
due March 2010

The first part of this work discusses negotiations falling short of binding agreements. It examines the uses of letters of intent and how to draft them. The book gives detailed treatment of the topics of 'subject to contract' and conditional contracts as well as the issue of intention to create legal relations. Completing this part are chapters on certainty and a summary explaining pre-contracted liability in English law. The second part of the work looks at the formation of the contract in process. This provides for full coverage of topics such as the mirror image rule, battle of laws and acceptance by silence. There is also a substantial chapter in this part examining the legal status of requests to submit tenders, tenders themselves, and obligations associated with the tendering process. Although this work is based on English law, the authors draw upon decisions in other jurisdictions such as Australia, Canada, the United States and New Zealand, where these inform the development of principles in English law.

## CALLOW PUBLISHING

*From January 1, 2009 we took over the distribution of the current Callow list and any new titles or editions will be published by Wildy, Simmonds & Hill Publishing*

AGNEW, DONALD AND MORRIS, AMANDA: *Neighbour Disputes: A Concise Guide to the Law and Practice*, 1st edition, 2006, 217 + xxi pages; paperback; ISBN 1 898899 81 9 Price £29.50

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PAIN, K M; Consulting Editor: Pain, K W: *Licensing Practice and Procedure*, 9th edition, 2008; 399 + xxxv pages; paperback; ISBN 978 1 898899 97 6 Price £49.50

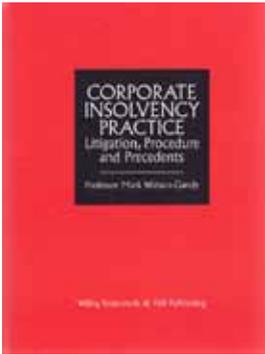
PAIN, K W: *Club Law Manual*, April 2005; paperback; ISBN 1 898899 78 9 Price £27.50

PEARCE, N: *Adoption Law Manual*, 1st edition, January 2006, 573 + xxxvii pages; paperback; ISBN 1 898899 82 7 Price £34.95

PEARCE, N: *Inheritance Claims and Challenges: A Guide to Claims under the Inheritance Act with a Short Introduction to Challenging Testamentary Dispositions*, 1st edition, 2004; 279 + xxxi pages; paperback; ISBN 1 898899 71 1. Price £35.00

PUGSLEY, K: *Enquiries of Local Authorities and Water Companies: A Practical Guide*, 5th edition, 2007; 210 + xiii pages; paperback; ISBN 978 1 898899 95 2 Price £29.95

SCANLAN, D: *The Crime and Disorder Act 1998: A Guide for Practitioners*, 1st edition, 1998; 256 + xxiv pages; paperback; ISBN 1 898899 33 9 Price £30.00



## **CORPORATE INSOLVENCY PRACTICE** *Litigation, Procedure and Precedents*

Professor Mark Watson-Gandy

Price: £79  
ISBN: 9780854900466  
Extent: 389pp  
Size: 229 x 152mm  
Binding: Hardback

An ideal starting point for all practitioners, whether solicitors or barristers, Corporate Insolvency Practice is the only comprehensive easy to follow ‘how to do it’ guide for all the most common court applications in corporate insolvency.

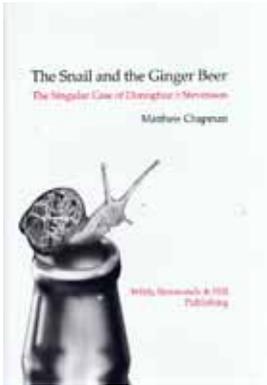
Covering areas as diverse as winding up petitions to administrations to the reuse of company names, this practical book seeks to give the inside track on what the court will expect both in terms of practice and evidence. It provides the busy practitioner with a range of useful precedents and checklists, and sets out the key statutory and practice material for each application.

Fully incorporating the changes implemented by the Companies Act 2006 and the recent amendments to the Insolvency Rules 1986, Corporate Insolvency Practice will prove an invaluable reference for practitioners making insolvency applications in the Companies Court.

Professor Mark Watson-Gandy is a practising barrister at Thirteen Old Square Chambers and a Visiting Professor at the University of Westminster. He is a member of R3 and is an Editor of Butterworths Corporate Law Service. He was recently shortlisted in Credit Today magazine’s Insolvency & Rescue Awards 2009 as “Barrister of the Year”.

**THE SNAIL AND THE GINGER BEER**  
*The Story of Donoghue v Stevenson*

Matthew Chapman

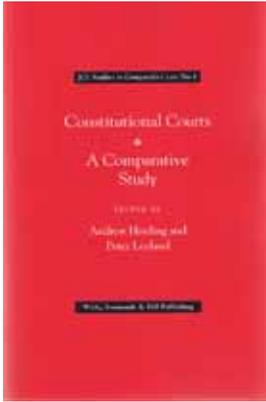


Price: £19.99  
ISBN: 9780854900497  
Extent: 200 pp.  
Size: 152mm x 229mm  
Binding: Hardback

On an August evening in 1928 May Donoghue, a shop assistant, entered a café in Paisley. The circumstances of her visit made legal history. A ginger beer was ordered for Mrs Donoghue who famously complained that, to her surprise and shock, a decomposed snail had tumbled from the bottle into her glass. Mrs Donoghue sued for the nervous shock she claimed to have suffered as a result. The question whether she had a case in law against the manufacturer of the ginger beer was argued as far as the House of Lords. It is hard to overstate the importance of the decision in *Donoghue v Stevenson*. It represents, perhaps, the greatest contribution made by English and Scottish lawyers to the development of the common law.

*Donoghue v Stevenson* made it clear that, even without a contract between the parties, a duty of care is owed by 'A' to take reasonable care to avoid acts or omissions which could reasonably be foreseen as likely to cause injury to his neighbour: 'B'. This concept, developed by the great jurist Lord Atkin, has become known by the universal shorthand, 'the neighbour principle'. Who, Lord Atkin asked rhetorically, is 'in law' my neighbour? *Donoghue v Stevenson* provides the answer.

*The Snail and the Ginger Beer* tells the full story of this remarkable case. It provides vivid biographical sketches of the protagonists and of the great lawyers who were involved in the case. It sets *Donoghue v Stevenson* in its historical context and re-evaluates the evidence. The roots of the neighbour principle are excavated in the parable of the Good Samaritan and the case law of the United States. The constitutional importance of the case is also dealt with; the blow it struck for a moral approach to the law which departed from a rigid doctrine of precedent. Finally, the book investigates the influence of *Donoghue v Stevenson* across the common law world: from the USA to the countries of what is now the Commonwealth.



## ***CONSTITUTIONAL COURTS*** ***A Comparative Study***

Andrew Harding & Peter Leyland

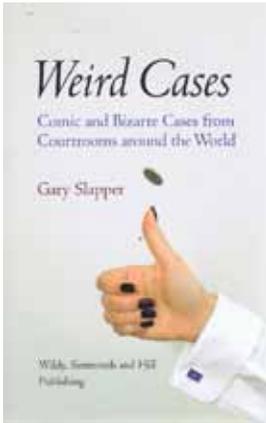
Price: £19.95  
ISBN: 9780854900633  
Extent: 384 pp  
Size: 152 x 229 mm  
Binding: Paperback

This book contains an outstanding set of essays on constitutional courts. In many nations constitutional justice can be identified as a central feature of contemporary constitutionalism. Moreover, viewed from a comparative global perspective it is clear that constitutional justice as well as providing a special kind of dispute resolution, also has been turned to as a means of safeguarding conditions of liberal democracy. What characteristics must such a court possess to undertake the tasks that confront them? These contributions by providing an analysis of features such as constitutional context, jurisdictional scope, organisational features and interpretative techniques to give a selective snapshot of the legal characteristics and the operation of constitutional courts across the world.

The chapters by a team of leading international scholars include a general introduction and then focus on: Austria, Central and Eastern Europe, France, Germany, Italy, Russia, Spain, Turkey, Egypt, Francophone Africa, South Africa, Latin America, East Asia, Indonesia and Thailand.

*Andrew Harding* is Director of the Centre for Asia-Pacific Initiatives and Chair of Asia-Pacific Relations at the University of Victoria, Canada.

*Peter Leyland* is Professor of Public Law at London Metropolitan University. Both have published extensively in the field of comparative public law and they are joint editors of the series: 'Constitutional Systems of the World'.



***WEIRD CASES***  
***Comic and bizarre cases from courtrooms around  
the world***

Gary Slapper

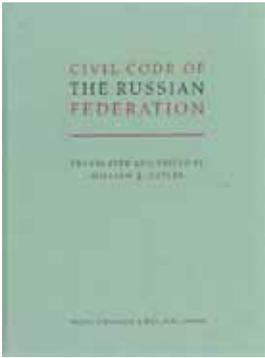
Price: £12.99  
ISBN: 9780854900619  
Extent: 160 pp  
Size: 229 x 152mm  
Binding: Hardback

Based on the author's popular Times Online column 'Weird Cases', this book draws on extraordinary cases from many countries, including the UK, USA, Canada, Australia, New Zealand, Germany, Italy, Romania, and China. The result is a highly entertaining read for anyone who enjoys reading about the more bizarre aspects of human life that fetch up in the law courts at the beginning of the 21st century.

Courts have seen judges do things like try to turn off a musical tie playing "We wish you a merry Christmas" while sentencing a defendant to prison, fall fast asleep in the middle of trials, flip a coin to decide a case, demand a foot massage from a clerk, and get sentenced for judicial racketeering. Courts have listened to the defences like that of a bogus dentist caught using DIY tools on his patients, a man who based his defence on being as hapless as Homer Simpson, and a woman who was running a brothel from an office in the criminal courts. Courts have seen a litigant sue for becoming pregnant by a stray sperm in a swimming pool, and a litigant suddenly strip naked before the judges.

The cases featured in *Weird Cases* are those that truly stand out as odd, even among all the unusual dramas that challenge the courts. The chapters are: Compensation and Punishment, Love and Sex, Food, Drink, and Drugs, Judges, Death and Violence, Pets and Animals, On the Road, Lawyers, and Jurors, Friends, and Neighbours.

*Gary Slapper* is an established writer in bringing law to a wide audience. He is a columnist with *The Times*, for which he has written since 1998, and Professor of Law at The Open University. He also acts as a Legal Consultant to BBC drama and documentaries.



## ***CIVIL CODE OF THE RUSSIAN FEDERATION***

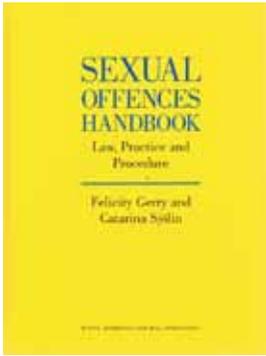
William E. Butler

Price: £95  
ISBN: 9780854900589  
Extent: 618 pp  
Size: 189x246mm  
Binding: Hardback

Although Part One of the Civil Code celebrates a decade and a half since its enactment, the final Part Four has been in force for about eighteen months. The “economic constitution” of the Russian Federation required not only some twelve years to be drafted and enacted, but as the keystone legal document in the transition from a socialist Planned Economy to a market-based economic system.

The present text contains Parts One, Two, Three, and Four of the Civil Code, as amended. It constitutes the complete Civil Code as contemplated by Russian civil law doctrine. The translation of the Civil Code is based on the official text published in the official gazette and as integrated on the legal data base provided by Consultant Plus.

*William E. Butler*, B. A. (The American University), M. A. (Johns Hopkins University SAIS), J.D. (Harvard), LL.M. (Academy University of Law, Institute of State and Law, Russian Academy of Sciences), Ph.D. (Johns Hopkins University SAIS), LL.D. (University of London), is the John Edward Fowler Distinguished Professor of Law, Dickinson School of Law, Pennsylvania State University, Professor Emeritus of Comparative Law in the University of London, and Director, The Vinogradoff Institute, Pennsylvania State University. By secondment (1994-2004) he served as the founder of the Faculty of Law and the M. M. Speranskii Professor of International and Comparative Law, Moscow Higher School of Social and Economic Sciences attached to the Academy of National Economy of the Russian Federation. He has been elected Academician of the National Academy of Sciences of Ukraine, the Russian Academy of Natural Sciences, and a member of the Russian Academy of Legal Sciences and the American Law Institute. He also serves as a member of the Executive Committee of the Russian Association of Maritime Law.



***SEXUAL OFFENCES HANDBOOK***  
***A Practitioner's Guide to Sex Crime Trials***

Felicity Gerry and Catarina Sjölin

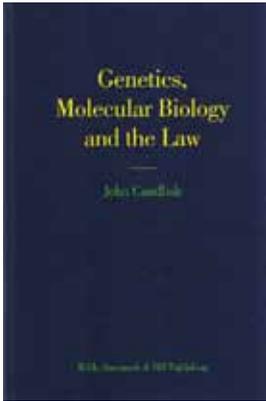
Price: £65  
ISBN: 9780854900350  
Extent: 630 pp  
Size: 229 x 152mm  
Binding: Hardback

The law and procedure relating to sexual offences is notoriously complex. Since the advent of the Sexual Offences Act 2003, the law (both as to the offences and as to sentencing) changes depending on when the offence was committed, the age of the parties involved and the nature of the act committed. This new guide deals with historic and recent sexual offences, providing a step-by-step approach to the relevant law and procedure, including matters arising before and during trials, from the perspectives of both prosecution and the defence. It also provides coverage of proposed amendments and new legislation arising from the Policing and Crime Bill 2008 and the Coroners and Justice Bill 2009.

Written by two practitioners with extensive experience of preparing and presenting sex crime trials, this practical and accessible work will prove an invaluable reference for all practitioners working within this specialised area of criminal law.

*Felicity Gerry* is a barrister specialising in serious fatal, sexual and violent offences. She is a “Rape Specialist” advocate and is particularly experienced in complex and lengthy trials concerning recent or historic sexual crime. She has contributed to Counsel Magazine and to BBC Radio 4 “Law in Action” and recorded podcasts for CPDcast.com.

*Catarina Sjölin* is a specialist criminal barrister. She prosecutes and defends in cases involving a wide range of serious violence, abuse of children and sexual assaults including rape. She has contributed to Counsel Magazine and acted as Junior to the Midland Circuit.



## ***GENETICS, MOLECULAR BIOLOGY AND THE LAW***

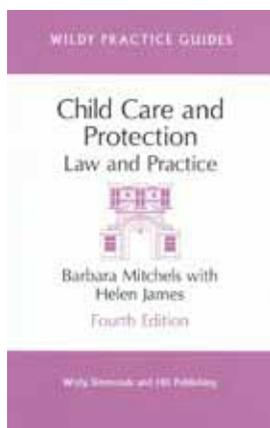
John Candlish

Price: £69  
ISBN: 9780854900404  
Extent: 287 pp  
Size: 152mm x 229mm  
Binding: Hardback

This timely book provides a comprehensive treatment of the interface between the law and modern science as represented by genetics and molecular biology, albeit in a highly digestible and lucid style. Chapters are: 'The Basics of Molecular Biology' (the genome, genetics, proteomics); 'Criminal Law' (molecular transfer processes; theft of DNA; forensic mathematics; keynote cases); 'Aspects of Civil Law' (paternity and maternity; retention of DNA and privacy; DNA in medical law; DNA, insurance and employment); 'Intellectual Property' (patenting genes, expressed sequence tags and single nucleotide polymorphisms, keynote cases in U.K. and U.S.A.); 'Food' (gene manipulation; aspects of tort; environmental risks); 'International Law' (genetically modified organisms, CITES and CBD, warfare and molecular biology). *Genetics, Molecular Biology and the Law* provides practitioners and academics alike with a detailed analysis of how the law is responding to the latest advances in the increasingly complex fields of molecular biology and genetics.

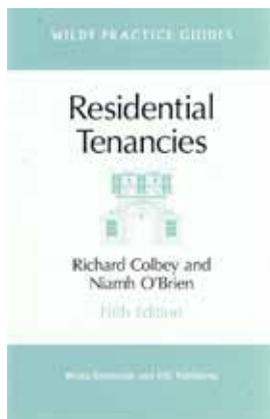
*John Candlish* took degrees in science and law from the Universities of St Andrews, London and Singapore, and has held academic positions in Scotland, Malaysia, Saudi Arabia and Singapore. He is the author of several books, including *Hawking Genes, Selling Spleens: the Human Body and the Laws of Property* (UNIMAS Press, Kuching, 2006), and has contributed articles to several journals.

## WILDY PRACTICE GUIDES



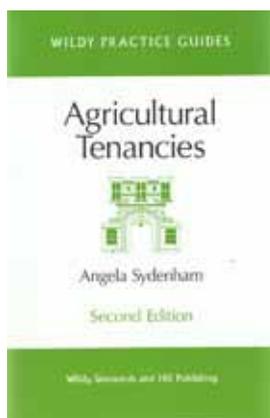
### **Child Care and Protection: Law and Practice**

Barbara Mitchels with Helen James  
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