Chapter One: Law and Legal Study

Barnett, H, Constitutional and Administrative Law, 9th edn, 2011, Abingdon: Routledge Bradney, A et al, How to Study Law, 6th edn, 2010, London: Sweet & Maxwell Clinch, P, Using a Law Library, 2nd edn, 2001, London: Blackstone Fitzpatrick, P (ed), Dangerous Supplements, 1991, London: Pluto Mansfield, M, Memoirs of a Radical Lawyer, 2009, London: Bloomsbury Slapper, G, and Kelly D, Questions and Answers on the English Legal System 2011-2012, 2011, Abingdon: Routledge Susskind, R, The End of Lawyers?, 2009, Oxford: OUP SOCIAL AND LEGAL ORDER Mansell, W and Meteyard, B, A Critical Introduction to Law, 3rd edn, 2004, London: **Cavendish Publishing** Roberts, S, Order and Dispute, 1979, Harmondsworth: Penguin LEGAL LANGUAGE Friedman, L, 'On interpretation of laws' (1988) 11(3) Ratio Juris 252 Goodrich, P, Reading the Law, 1986, Oxford: Basil Blackwell Jackson, B, Making Sense in Law, 1995, London: Deborah Charles Chapter Two: The Rule of Law and Human Rights

LAW, POLITICS AND THE RULE OF LAW

Anti-Social Behaviour Orders: Analysis of the First Six Years, 2004, London: National Association of Probation Officers

Bennion, F, 'A naked usurpation?' (1999) 149 NLJ 421

Bingham Tom (Lord), The Rule of Law, 2010, London: Allen Lane

Dicey, AV, Introduction to the Law of the Constitution, 1897, London: Macmillan

Feldman, D, 'The Human Rights Act and constitutional principles' (1999) 19(2) JLS, June

Fenwick, H, Civil Liberties and Human Rights, 4th edn, 2007, Abingdon: Routledge-Cavendish

Fenwick, H, Masterman, R and Phillipson, G (eds), *Judicial Reasoning under the UK Human Rights Act*, 2007, Cambridge: CUP

Fine, R, *Democracy and the Rule of Law*, 1984, London: Pluto

Hayek, F von, *The Road to Serfdom*, 1962, London: Routledge

Hill, C, Liberty Against the Law, 1996, Harmondsworth: Penguin

Horowitz, MJ, 'The Rule of Law: an unqualified good?' (1977) 86 Yale LJ 561

Kairys, D (ed), The Politics of Law: A Progressive Critique, 1990, London: Pantheon

Kavanagh, A, 'Judging the judges under the Human Rights Act: deference, disillusionment and the

"war on terror" [2009] PL 287–304

Keating, D, 'Upholding the Rule of Law' (1999) 149 NLJ 533

Laws, J (Sir), 'Law and democracy' [1995] PL 72

Locke, J, The Treatises of Government, 1988, Cambridge: CUP

Raz, J, 'The Rule of Law and its virtue' (1977) 93 LQR 195

Rozenberg, J, 'Upholding the rule of law' (2009) 106(6) Law Soc Gazette 8

Sedley, S (Sir), Freedom, Law and Justice, 1998, Hamlyn Lectures, London: Sweet & Maxwell

Sedley, S (Sir), 'Human rights: a 21st century agenda' [1995] PL 386

Steiner, H and Alston, P, *International Human Rights in Context*, 3rd edn, 2007, Oxford: OUP Steyn (Lord), 'Civil liberties in modern Britain' [2009] PL 228–36

Thompson, A, 'Taking the right seriously: the case of FA Hayek', in Fitzpatrick, P (ed),

Dangerous Supplements, 1991, London: Pluto

Thompson, E, Whigs and Hunters, 1977, Harmondsworth: Penguin

Wadham, J, 'Rights and responsibilities' (2009) 106(39) Law Soc Gazette 8

Young, J, 'The politics of the Human Rights Act' (1999) 26(1) JLS 27

Zander, M, 'The Prevention of Terrorism Act 2005' (2005) 155 NLJ 438

Chapter Three: Sources of Law

Boulton, C (ed), *Erskine May's Treatise on the Law, Privileges, Proceedings and Usage of Parliament*, 1989, London: Butterworths

Cross, R, *Cross, Harris and Hart, Precedent in English Law*, 4th edn, 1991, Oxford: Clarendon Elliot, M and Perreau-Saussine, A, 'Pyrrhic public law: Bancoult and the sources, status and content of common law limitations on prerogative power' [2009] PL 697–722

Goodhart, A, 'The ratio decidendi of a case' (1959) 22 MLR 117

Holdsworth, W, 'Case law' (1934) 50 LQR 180

Jenkins, C, 'Helping the reader of Bills and Acts' (1999) 149 NLJ 798

MacCormick, N, Legal Rules and Legal Reasoning, 1978, Oxford: Clarendon

Masterman, R, 'Interpretations, declarations and dialogue: rights protection under the Human Rights Act and Victorian Charter of Human Rights and Responsibilities' [2009] PL 112–31

Mora, PD, 'The compatibility with art. 10 ECHR of the continued publication of a libel on the Internet: *Times Newspapers Ltd (Nos 1 and 2) v The United Kingdom*' (2009) 20(6) Ent LR 226–8

Simpson, A, 'The *ratio decidendi* of a case' (1957) 20 MLR 413; (1958) 21 MLR 155 *The following are also relevant to the issues in Chapter 5:*

Bates, T, 'The contemporary use of legislative history in the United Kingdom' (1995) 54(1) CLJ 127

Bell, J and Engle, G (Sir), *Cross: Statutory Interpretation*, 3rd edn, 1995, London: Butterworths

Bennion, F, 'Statute law: obscurity and drafting parameters' (1978) 5 British JLS 235 Bennion, F, *Statutory Interpretation*, 2nd edn, 1992, London: Butterworths

Committee on the Preparation of Legislation, *Renton Committee Report*, Cmnd 6053, 1975, London: HMSO

Editorial, 'Disability discrimination: tribunal interprets DDA to cover discrimination by association' (2008) 869 IDS Emp L Brief 3–5

Eskridge, W, *Dynamic Statutory Interpretation*, 1994, Cambridge, MA: Harvard UP Friedman, L, 'On interpretation of laws' (1988) 11(3) Ratio Juris 252

Manchester, C, *Exploring the Law: The Dynamics of Precedent and Statutory Interpretation*, 2006, London: Sweet & Maxwell

Stone, J, 'The Ratio of the Ratio Decidendi' (1959) 22 MLR 597

Chapter Four: The Civil Courts

Blackstone's Civil Practice, 2011, Oxford: OUP

Gibb, F, 'Age of secrecy ends as family courts are opened to media scrutiny', *The Times*, 28 April 2009

Gold, S, 'Civil way' (2009) 159 NLJ 7378

Millett, T, 'A marked improvement' (2008) 158 NLJ 7321

Ministry of Justice, Judicial and Court Statistics 2007, September 2008

New Law Journal, 'New Charter For Civil Courts' [2007] 138

Parpworth, N, 'The hunt goes on' (2008) 158 NLJ 8118

Chapter Five: The Civil Process

Blackstone's Civil Procedure (HH Judge William Rose, (ed)), 2010, Oxford: OUP Browne, K, Catlow, M, *Civil Litigation*, 2010-2011, London: College of Law Publishing Burns, R, 'A view from the ranks' (2000) 150 NLJ 1829–30 Genn, H, *Hamlyn Lectures 2008: Judging Civil Justice* Genn, H, Hard Bargaining: Out of Court Settlements in Personal Injury Claims, 1987, Oxford: OUP

Gold, S, 'Civil Way' (2008) 158 NLJ 1370

Gold, S, 'Civil Way' (2008) 158 NLJ 1412

Harrison, R, 'Cry Woolf' (1999) 149 NLJ 1011

Kinley, A, 'Preparing the way' (2009) 153(40) SJ 8

Miller, F, 'The adversarial myth' (1995) 145 NLJ 743

New Law Journal, Increase in Civil Cases in High Court [2007] 1628

Sime, S, A Practical Approach to Civil Procedure, 2010, Oxford: OUP

Solon, M, 'Selecting the best' (2008) 158 NLJ 1299

Squire, G, 'No more hired guns' (2009) 153(40) SJ 20

Thacker, R, 'The new Supreme Court' (2009) Legal Action 20–21

Zander, M, 'Are there any clothes for the emperor to wear?' (1995) 145 NLJ 154

Zuckerman, AAS, 'A reform of civil procedure – rationing procedure rather than access to justice' (1995) 22 JLS 156

Chapter Six: The Criminal Courts

Archbold – Criminal Pleading Evidence and Practice 2010, Richardson, P J (ed), London: Thompson

Bates, T, 'The contemporary use of legislative history in the United Kingdom' (1995) 54(1) CLJ 127

Bell, J and Engle, G (Sir), *Cross: Statutory Interpretation*, 3rd edn, 1995, London: Butterworths

Bennion, F, 'Statute law: obscurity and drafting parameters' (1978) 5 British JLS 235 Bennion, F, *Statutory Interpretation*, 2nd edn, 1992, London: Butterworths

Burrows, D, 'Enforcement matters: Part 1' (2009) 159 NLJ 334–5; Part II (2009) 159 NLJ 415 Carlen, P, *Magistrates' Justice*, 1976, Oxford: Martin Robertson

Committee on the Preparation of Legislation, *Renton Committee Report*, Cmnd 6053, 1975, London: HMSO

Dugg, A, Farmer, L, Marshall, S and Tadros, V (eds), *The Trial on Trial – Truth and Due Process*, 2004, Oxford: Hart Publishing

Eskridge, W, *Dynamic Statutory Interpretation*, 1994, Cambridge, MA: Harvard UP Fitzpatrick, B, *Going to Court*, 2006, Oxford: OUP

Friedman, L, 'On interpretation of laws' (1988) 11(3) Ratio Juris 252

Gibb, F, 'The highest court in the land opens its doors to the public', *The Times*, 1 October 2009

Grove, T, The Magistrates' Tale, 2002, London: Bloomsbury

Hillman, M, 'For the public good?' (2008) 158 NLJ 661

Manchester, C, *Exploring the Law: The Dynamics of Precedent and Statutory Interpretation*, 2006, London: Sweet & Maxwell

Matthews, P and Foreman, J (eds), *Jervis: On the Office and Duties of Coroners*, 1993, London: Sweet & Maxwell

Moxon, D and Hedderman, C, 'Mode of trial decisions and sentencing differences between courts' (1994) 33(2) Howard J of Criminal Justice 97

New Law Journal, 'Increase in cases to CCRC' [2007] 1060

Richardson, PJ (ed), *Archbold on Criminal Pleading, Evidence and Practice*, 2007, London: Sweet & Maxwell

Stone, J, 'The Ratio of the Ratio Decidendi' (1959) 22 MLR 597

Chapter Seven: The Criminal Process: (1) The Investigation of Crime Ashworth, A and Redmayne, M, The Criminal Process, 4th edn, 2010, Oxford: OUP Baldwin, J and McConville, M, Jury Trials, 1979, Oxford: Clarendon Buckland, R, 'Update: police and criminal evidence' (2009) 153(9) SJ 20-23 Cape, E, 'Police station law and practice update', May (2009) Legal Action 10-15 Committee on Fraud Trials, Roskill Report, 1986, London: HMSO Darbyshire, P, 'The lamp that shows that freedom lives – is it worth the candle?' [1991] Crim LR 740 Davies, M, Croall, H and Tyrer, J, Criminal Justice: An Introduction to the Criminal Justice System in England and Wales, 2010, Longman Devlin, P, Trial by Jury, 1956, London: Stevens Findlay, M and Duff, P, The Jury Under Attack, 1988, London: Butterworths Greer, S, 'The right to silence: defence disclosure and confession evidence' (1994) 21 JLS 103 Home Office, Crime in England and Wales 2007/08, July 2008 Parpworth, N, 'Under control?' (2008) NLJ 1061 Royal Commission on Criminal Justice, Runciman Report, Cm 2263, 1995, London: HMSO Sanders, A and Young, R, Criminal Justice, 4th edn, 2010, Oxford: OUP Zander, M, 'Out of order' (2008) NLJ 1121 Zander, M, The Police and Criminal Evidence Act 1984, 6th edn, 2008, London: Sweet and Maxwell Chapter Eight: The Criminal Process: (2) The Prosecution Archbold: Criminal Pleading, Evidence and Practice, 2009, James Richardson (ed), London: Sweet & Maxwell

Ashworth, A, Sentencing and Criminal Justice, 5th edn, 2010, Cambridge: CUP Ashworth, A and Redmayne, M, The Criminal Process, 4th edn, 2010, Oxford: OUP Baldwin, J and McConville, M, Negotiated Justice: Pressures on Defendants to Plead Guilty, 1977, Oxford: Martin Robertson Bindaman, D, 'Crown duals' (1999) Law Soc Gazette 22-8 Buxton, R, 'The private prosecutor as a minister of justice' [2009] 6 Crim LR 427-32 Carkeek, L, 'Assisted suicide guidance' (2009) 159 NLJ 1391 Cockburn, JS and Green, TA, Twelve Good Men and True, 1988, Princeton: Princeton UP Devlin, P, Trial by Jury, 1956, London: Stevens Findlay, M and Duff, P, The Jury Under Attack, 1988, London: Butterworths Hastie, R, Inside the Juror: The Psychology of Juror Decision Making, 1993, Cambridge: CUP Lawrence, J, O'Kane, M, Rab, S and Nakhwal, J, 'Hardcore bargains: what could plea bargaining offer in UK criminal cartel cases?' (2008) 7(1) Comp LJ 17–42 Padfield, N, 'The Criminal Justice and Immigration Act 2008', Legislative Comment, Arch News 2008, 7 Rose, D, In the Name of the Law – The Collapse of Criminal Justice, 1996, London: Jonathan Cape Sanders, A, 'Class bias in prosecutions' (1985) 24 Howard J 176 Sanders, A and Young, R, Criminal Justice, 4th edn, 2010, Oxford: OUP Thompson, EP, Writing by Candlelight, 1980, London: Merlin Uglow, S, Cheney, D and Dickson, L, Criminal Justice, 2nd edn, 2002, London: Sweet & Maxwell Wurtzel, D, Spotlight on the CPS, Counsel (2009) Chapter Nine: The Judiciary

Bell, J and Engle, G (Sir), *Cross on Statutory Interpretation*, 1995, London: Butterworths Bennion, F, *Statutory Interpretation*, 1992, London: Butterworths Bindman, G, 'Lessons of *Pinochet*' (1999) 149 NLJ 1050 Bindman, G, 'Lessons of history' (2009) 159 NLJ 1110 Blom-Cooper, L, 'Age of judicial responsibility' [2009] PL 429-30 Cox, N, 'The Future of Magistracy' (2010) CLJ Weekly, Sept 18 Denning (Lord), Due Process of Law, 1980, London: Butterworths Denning (Lord), The Discipline of Law, 1979, London: Butterworths Dowell, K, 'Neuberger gains political clout after attacking Supreme Court' (2009) 23(35) Lawyer 48 Hunter R, McGlynn C, & Rackley E Feminist Judgments: From Theory to Practice', 2010, Oxford, Hart Publishing Manchester, C, Salter, D, Moodie, P and Lynch, B, Exploring the Law, 2000, London: Sweet & Maxwell Parker, C, 'Judicial decision making' (1999) 149 NLJ 1142 Pearl, D, 'Judging success' (2009) Counsel 13-14 Pickles, J, Straight from the Bench, 1987, London: Hodder and Stoughton Reid (Lord), 'The judge as law maker' (1972) 12 JSPTL 22 Weinreb, L, Legal Reason: The Use of Analogy in Legal Argument, 2004, Cambridge: CUP Chapter Ten: Judicial Reasoning and Politics Baldwin, J, 'The social composition of magistrates' (1976) 16 British J of Criminology 171 Blom-Cooper, L, 'Bias: malfunction in judicial decision-making' [2009] PL 199-204 Browne-Wilkinson, N (Sir), 'The independence of the judiciary in the 1980s' [1988] PL 4 Clayton, R, 'Decision-making in the Supreme Court: new approaches and new opportunities' [2009] PL 682-5 Crawford, L, 'Race awareness training and the judges' (1994) Counsel 11 Griffith, JAG, The Politics of the Judiciary, 5th edn, 1997, London: Fontana Hailsham (Lord), 'The office of Lord Chancellor and the separation of powers' (1989) 8 Civil Justice Quarterly 308 Lee, S, Judging Judges, 1988, London: Faber & Faber MacCormick, N, Legal Rules and Legal Reasoning, 1978, Oxford: Clarendon Mackay (Lord), The Administration of Justice, 1994, London: Sweet & Maxwell Malleson, K, The New Judiciary – The Effect of Expansion and Activism, 1999, Aldershot: Ashgate McLachlin, B, 'The role of judges in modern Commonwealth society' [1994] LQR 260 Murdoch, S, 'Judges use discretion over discharges' (2009) 940 EG 131 Pannick, D, Judges, 1987, Oxford: OUP Parker, H et al, Unmasking the Magistrates, 1989, Milton Keynes: OUP Royal Commission on Criminal Justice, Runciman Report, Cm 2263, 1995, London: HMSO Rutherford, A, 'Judicial training and autonomy' (1999) 149 NLJ 1120 Skordaki, E, Judicial Appointments, Law Society Research Study No 5, 1991, London: HMSO Smith, R, 'Judging the judges' (2009) 159 NLJ 1154 Stevens, R, The Independence of the Judiciary, 1993, Oxford: OUP Stevens, R, The English Judge: Their Role in the Changing Constitution, 2002, Oxford: Hart Publishing See, in addition, reading for Chapter 2 Chapter Eleven: The Jury Airs, J and Shaw, A, 'Jury Excusal and Deferral' (1999), Home Office Research and Statistics

Directorate Research Study No 102, 1999

Arce, R, 'Evidence evaluation in jury decision-making' (1995) Handbook of Psychology in Legal Contexts (Bull & Carson eds)

Baldwin, J and McConville, M, Jury Trials, 1979, Oxford: Clarendon Press

Barber, JW, 'The jury is still out: the role of jury science in the modern American courtroom' (1994) 31 Am Crim L Rev 1225

Broeder, DW, 'The University of Chicago jury project' (1959) 38 Nebraska LR 744 Carlton, Darbyshire, Harris, Hodgetts and Robbins, in separate articles (1990) 140 NLJ 1264– 1276

Chada, R, 'Jury out on justice system' (2009) 106(28) Law Soc Gazette 8

Cornish, WR, The Jury, 1970, London: Allen Lane

Corrin, L, '12 heads better than one' (2009) 153(27) SJ 19

Darbyshire, P, 'The lamp that shows that freedom lives: Is it worth the candle?' (1991) Crim LR 740

Devlin, P, Trial By Jury, 1956, London: Stevens

Findlay, M and Duff, P, The Jury Under Attack, 1988, London: Butterworths

Finkel, NJ, *Common Sense Justice: Jurors' Notions of the Law*, 1995, Cambridge, MA: Harvard University Press

Gobert, J, Justice, Democracy and the Jury, 1997, Aldershot: Dartmouth

Griffiths, C, 'Jury trial' (1999) Counsel 14

Grove, T, The Juryman's Tale, 1998, London: Bloomsbury

Hastie, R, *Inside the Juror: The Psychology of Juror Decision-making*, 1993, Cambridge: CUP Mathews, R, Hancock, L and Briggs, D, *Jurors' Perceptions: Understanding Confidence and Satisfaction in the Jury System – A Study in Six Courts*, 2004, London: Home Office Sealy, AP and Cornish, WR, 'Jurors and their verdicts' (1973) 36 MLR 496

Vidmar, N (ed), World Jury Systems, 2000, Oxford: OUP

Wolchover, D, 'Twelve good men & true & safe' (2009) Counsel 28–30

Chapter Twelve: Arbitration, Tribunal Adjudication and Alternative Dispute Resolution

Abel, R, 'The comparative study of dispute institutions in society' (1973) 8 Law and Society Rev 217

Alle, T, 'Advancing ADR' (2009) 153(15) SJ 18–19

Baldwin, J, *The Small Claims Procedure and the Consumer*, 1995, London: Office of Fair Trading

Beale, H and Dugdale, T, 'Contracts between businessmen: planning and the use of contractual remedies' (1975) 2 British JLS 45

Court-based ADR Initiatives for Non-Family Civil Disputes: the Commercial Court and the Court of Appeal, 2002, London: Lord Chancellor's Department

Genn, H and Genn, Y, *The Effectiveness of Representation at Tribunals*, 1989, London: LCD Hawkins, K, *Law as a Last Resor*t, 2002, Oxford: OUP

JUSTICE, Industrial Tribunals, 1987, London: Sweet & Maxwell

JUSTICE Mackay (Lord), The Administration of Justice, 1994, London: Sweet & Maxwell

Michaelson, J, 'An A–Z of ADR' (2003) 153 NLJ 101, 181 and 232

Payne, R, 'To counsel, not confront: the law on ADR' (1999) Counsel 30

Pedley, FH, 'The small claims process' (1994) 144 NLJ 1217

Qureshi, K, 'Absolute power' (2009) 159 NLJ 1393-4

Reid, V, 'ADR: an alternative to justice?' (2009) 39 Fam Law 981–3

Chapter Thirteen: Legal Services

Abel, R, *The Legal Profession in England and Wales*, 1988, Oxford: Basil Blackwell Baksi, C, 'Solicitor-advocates hit bar' (2008) Law Soc Gazette, 28 March Browne, D, QC, 'A considered response' (2009) Counsel 3 Bryant, J, 'Proactive regulation will hit solicitors where it hurts' (2009) 23(40) Lawyer 6 Cocks, R, *Foundations of the Modern Bar*, 1983, London: Sweet & Maxwell Farrow, A and Littler, R, 'Raising the bar' (2009) 153 (40) SJ 6 Genn, H and Genn, Y, *The Effectiveness of Representation at Tribunals*, 1989, London: LCD Guise, T, 'Something for everyone' (2009) 153(41) SJ 19 Holroyd, A, 'Moving with the times' (2008) 105(2) Law Soc Gazette 16 Jackson, R, 'Disappointed litigants and doubtful actions' (1995) Counsel 16 Keogh, A, 'Power sharing' (2008) 158 NLJ 717 Money-Kyrle, R, 'Advocates' immunity after *Osma*n' (1999) 149 NLJ 945 and 981 Underwood, K, 'Hope continues (2007) 151(46) SJ 1542 Williamson, P, 'Open and accountable' (2007) 104(48) Law Soc Gazette 11

Chapter Fourteen: The Funding of Legal Services

Butler, J, 'The funding drought' (2009) 63 Litigation Funding 16–17

Dutton, T, 'A public-private partnership' (2008) 158 NLJ 1013

Dutton, T, 'New year: new challenges' (2008) Counsel 3

Gilg, J-Y, 'Carolyn Regan: legal aid is the fourth plank of the welfare state' (2009) 153(29) SJ 10–11

Morris, A, 'Spiralling or stabilising? – the compensation culture and our propensity to claim damages for personal injury' (2007) 70(3) MLR 349–78

Morris, P et al, Social Needs and Legal Action, 1973, Oxford: Martin Robertson

Prior, S, 'Clinical negligence: the cost of claims' (2007) 52 Personal Injury Law Journal 11–13 Rhode, D, *Access to Justice*, 2004, Oxford: OUP

Robins, J, 'Are accident victims ill-served by "no win, no fee" agreements?' (2008) 158 NLJ 1125

Smith, R, 'Time to adjust' (2009) 159 NLJ 1271

Underhill, N et al., 'Law for free' (2003) Counsel 14

Chapter Fifteen: The European Context

Benoetvea, J, *The Legal Reasoning of the European Court of Justice: Towards a European Jurisprudence*, 1993, Oxford: Clarendon

Borgsmit, K, 'The Advocate General at the European Court of Justice: a comparative study' (1988) 13 EL Rev 106

Boyes, R, Bremner, C, 'Czech President becomes last European leader to sign Lisbon treaty' *The Times*, 4 November 2009

Craig, P and de Búrca, G, *EU Law: Text, Cases and Materials*, 4th edn, 2007, Oxford: OUP Davies, K, *Understanding EU Law*, 4th edn, 2010, Abingdon: Routledge

Dickson, B, Human Rights and the European Convention, 1997, London: Sweet & Maxwell Dupre, C, 'Unlocking human dignity: towards a theory for the 21st century' (2009) 2 EHRLR 190–205

Editorial, 'Working time: worker sick while on holiday entitled to replacement leave' (2009) 887 IDS Emp L Brief 3–4

Foster, N, EU Treaties and Legislation, 2010-2011, 2010, Oxford: OUP

Gormsen, LL, 'The European Commission's priority guidelines on Article 82 EC' (2009) 14(3) Comms L 83–9

Harris, DJ, O'Boyle, M and Warbrick, C, *Law of the European Convention on Human Rights*, 2nd edn, 2009, Oxford: OUP

Kaczorowska, A, EU Law, 2nd edn, 2010, Abingdon: Routledge

Kennedy, T, *Learning European Law: A Primer and Vade-mecu*m, 1998, London: Sweet & Maxwell

Lasok, KPE, *Law and Institutions of the European Union*, 7th edn, 2001, London: Butterworths

Neville Brown, L and Kennedy, T, *The Court of Justice of the European Communities*, 5th edn, 2000, London: Sweet & Maxwell

Shaw, J, European Community Law, 2nd edn, 1996, London: Macmillan

Ward, I, A Critical Introduction to European Law, 2nd edn, 2003, London: Butterworths Weatherill, S and Beaumont, P, EC Law, 1993, London: Penguin

General Reading

Archbold (Richardson, PJ (ed)), Criminal Pleading, Evidence and Practice, 2010, London: Sweet & Maxwell

- Ashworth, A, Sentencing and Criminal Justice, 2010, Cambridge: Cambridge University Press
- Bailey, SH and Gunn, MJ, Ormerod, D, *Smith & Bailey on The Modern English Legal System*, 5th ed, 2007, London: Sweet & Maxwell
- Baldwin, J, 'Police interview techniques: establishing truth or proof?' (1993) 33 British J of Criminology 3
- Baldwin, J, 'Power and police interviews' (1993) 143 NLJ 1194
- Baldwin, J and Hill, S, *The Operation of the Green Form Scheme in England and Wales*, 1988, London: LCD

Baldwin, J and McConville, M, Negotiated Justice: A Closer Look at the Implications of Plea Bargaining, 1993, London: Martin Robertson

- Baldwin, J and McConville, M, *Negotiated Justice: Pressures on Defendants to Plead Guilty*, 1977, London: Martin Robertson
- Barnard, M, 'All bar none' (1999) 96/26 Law Soc Gazette 20
- Bennion, F, 'A naked usurpation?' (1999) 149 NLJ 421

Bennion, F, 'Statute law obscurity and drafting parameters' (1978) British JLS 235

Bennion, F, Statutory Interpretation, 5th ed, 2008, London: Butterworths

Bindaman, D, 'Crown duals' (1999) Law Soc Gazette, 31 March

Bindman, G, 'Lessons of Pinochet' (1999) 149 NLJ 1050

Blackstone's Civil Procedure (Plant, C (ed)), 2010, Oxford: OUP

Blom-Cooper, L (ed), The Law as Literature, 1961, London: The Bodley Head

- Bradley, A and Ewing, K, Constitutional and Administrative Law, 13th edn, 2003, London: Longman
- Broadbent, G, 'Offensive weapons and the Criminal Justice Act' (1989) Law Soc Gazette, 12 July

Burns, R, 'A view from the ranks' (2000) 150 NLJ 1829-30

Burrow, J, 'Pre-committal custody time limits' (1999) 149 NLJ 330

- Cane, P (ed), *Atiyah's Accidents, Compensation and the Law*, 6th ed, 2006, Cambridge University Press
- Cape, E, 'Police interrogation and interruption' (1994) 144 NLJ 120

Card, R and Ward, R, The Criminal Justice and Public Order Act 1994, 1994, Bristol: Jordans

Clayton, R and Tomlinson, H, 'Arrest and reasonable grounds for suspicion' (1988) 32 Law Soc Gazette 22

Cragg, S, 'Stop and search powers: research and extension' (1999) Legal Action 3

- Craig, P and de Búrca, G, EU Law: Text, Cases and Materials, 3rd edn, 2003, Oxford: OUP
- Crawford, L, 'Race awareness training and the judges' (1994) Counsel 11
- Croall, H, Crime and Society in Britain, 2008, London: Longman
- Darbyshire, P, 'The lamp that shows that freedom lives is it worth the candle?' [1991] Crim LR 740
- De Sousa Santos, B, Toward a New Common Sense, 2002, London: Butterworths

Devlin (Lord), Trial by Jury, 1966, London: Stevens

Diamond, D, 'Woolf reforms hike costs' (1999) The Lawyer 2

- Dicey, AV, An Introduction to the Study of the Law of the Constitution (1885), 10th edn, 1959, London: Macmillan
- Dixon, D, Coleman, C and Bottomley, K, 'Consent and legal regulation of policing' (1990) 17 JLS 345
- Exall, G, 'Civil litigation brief' (1999) SJ 32

Feldman, D, Civil Liberties and Human Rights in England and Wales, 1993, Oxford: OUP

Flemming, J, 'Judge airs concerns over Woolf reforms' (2000) Law Soc Gazette, 10 February

Freeman, M, Law and Popular Culture, 2005, Oxford: Oxford University Press

Frenkel, J, 'Offers to settle and payments into court' (1999) 149 NLJ 458

- Frenkel, J, 'On the road to reform' (1998) Law Soc Gazette, 16 December
- Genn, H, Hard Bargaining: Out of Court Settlement in Personal Injury Claims, 1987, Oxford: OUP

Genn, H and Genn, Y, The Effectiveness of Representation at Tribunals, 1989, London: LCD

- Gibb, F, 'Rude judges must mind their language' (1999) The Times, 29 June
- Gibb, F, 'Thatcher furious at "vindictive" Pinochet decision' (1999) The Times, 16 April
- Gibb, F, 'Child killer Bell granted anonymity for life' (2003) The Times, 22 May
- Gibb, F, 'Falconer takes an axe to legal tradition' (2003) The Times, 16 September
- Gibb, F, 'Fee cuts prompt barristers to reject legal aid work' (2004) The Times, 5 April
- Gibb, F, 'Commonwealth and common law: our imperial legacies' (2005) *The Times*, 13 September
- Gibb, F, 'Some of the EU countries are hypocritical about human rights' (2006) *The Times*, 25 April
- Gibb, F, 'Price is important, but quality can't be sacrificed' (2006) The Times, 14 February
- Gibb, F, Legal profession set for historic reforms, The Times, November 20, 2009
- Gibb, F, Chilcot and legal advice, The Times, February 3, 2010
- Gibb, F, Gilderdale case prompts fresh calls to clarify the law on assisted dying,
- The Times January 26, 2010
- Gibb, F, Divorce courts may be thing of the past under radical overhaul of family justice, *The Times*, January 21, 2010
- Gibb, F, 'No win, no fee' deals cost taxpayers and insurers millions, *The Times* January 15, 2010
- Gibb, F, First criminal trial with no jury for 400 years starts, The Times, January 13, 2010
- Gibson, B, 'Why Bournemouth?' (1987) 151 JP 520

Glasser, C, 'Legal aid and eligibility' (1988) Law Soc Gazette, 9 March

Glasser, C, 'Legal services and the Green Papers' (1989) Law Soc Gazette, 5 April

- Gold, S, 'Woolf watch' (1999) 149 NLJ 718
- Goodhart, A, 'The ratio decidendi of a case' (1959) 22 MLR 117

Goodrich, P, *Reading the Law*, 1986, Oxford: Basil Blackwell

Grainger, I and Fealy, M, An Introduction to the New Civil Procedure Rules, 1999, London: Cavendish Publishing

Griffith, JAG, The Politics of the Judiciary, 5th edn, 1997, London: Fontana

Griffiths, C, 'Jury trial' (1999) Counsel 14

Hamer, P, 'Complaints: a new strategy' (1999) 149 NLJ 959

Harris, D et al, Compensation and Support for Illness and Injury, 1984, Oxford: Clarendon

Harrison, R, 'Appealing prospects' (2000) NLJ 1175-76

Harrison, R, 'Cry Woolf' (1999) 149 NLJ 1011

Harrison, R, 'Why have two types of civil court?' (1999) 149 NLJ 65

Hart, H, The Concept of Law, 1961, Oxford: OUP

Hayek, FA von, *The Road to Serfdom* (1971), 1994, London: Routledge and Kegan Paul Hedderman, C and Moxon, C, *Magistrates' Court or Crown Court? Mode of Trial Decisions and Sentencing*, Home Office Study No 125, 1992, London: HMSO HM Magistrates' Courts Service Inspectorate, Annual Report 1997–98, London: HMSO

Holdsworth, W, A History of English Law, 1924, London: Methuen

Holland, T, 'Cut price conveyancing' (1994) 144 NLJ 192

Hutchinson, A, Evolution and the Common Law, 2005, Cambridge: CUP

Irvine (Lord), 'Community vision under fire' (1999) Law Soc Gazette, 26 May

Jason-Lloyd, L, 'Section 60 of the Criminal Justice and Public Order Act 1994' (1998) 162 JP 836

- JUSTICE, Professional Negligence and the Quality of Legal Services An Economic Perspective, 1983, London: JUSTICE
- Kadri, S, The Trial: a history from Socrates to OJ Simpson, 2005, London: HarperCollins
- Kairys, D, The Politics of Law: A Progressive Critique, 1982, New York: Pantheon
- Keating, D, 'Upholding the Rule of Law' (1999) 149 NLJ 533

Khan, S and Ryder, M, 'Police and the law' (1998) Legal Action 16

Law Society Civil Litigation Committee, 'Unravelling the enigma of *Thai Trading*' (2000) Law Soc Gazette, 9 June

Lee, S, Judging Judges, 1988, London: Faber & Faber

Legal Services Ombudsman, *Demanding Progress*, 1999–2000 Annual Report, London: HMSO Lidstone, K, 'Entry, search and seizure' (1989) 40 NILQ 333

- Lidstone, K (ed), *Prosecutions by Private Individuals and Non-Police Agencies*, 1980, London: HMSO
- Lidstone, K and Palmer, C, *The Investigation of Crime*, 1996, London: Butterworths

Lord Chancellor's Department, Judicial Statistics 2000, Cm 3980, London: HMSO

Loughlin, M, Sword and Scales, 2000, Oxford: Hart

MacCallum, V, 'Learning lessons' (2001) Law Soc Gazette, 10 January

MacCormick, N, Legal Rules and Legal Reasoning, 1978, Oxford: Clarendon

Mackay (Lord), *The Administration of Justice*, 1994, Hamlyn Lectures, London: Sweet & Maxwell

Malleson, K, The New Judiciary – The Effect of Expansion and Activism, 1999, Aldershot: Ashgate

- Malleson, K and Roberts, S, 'Streamlining and Clarifying the Appellate Process' (2002) Crim LR 272
- Mansell, W and Meteyard, B, A Critical Introduction to Law, 2nd edn, 1999, London: Cavendish Publishing

Mayhew, L and Reiss, A, 'The social organisation of legal contacts' (1969) 34 American Sociological Rev 311

McConville, M, Sanders, A and Leng, R, *The Case for the Prosecution*, 1991, London: Routledge

McGrath, P, 'Appeals against small claims track decisions' (1999) 149 NLJ 748

McLaughlin, E and Muncie, J, Controlling Crime, 2001, London: Sage and the Open University

Money-Kyrle, R, 'Advocates' immunity after Osman' (1999) 149 NLJ 945 and 981

Montesquieu, C, De l'Esprit des Lois (1748), 1989, Cambridge: CUP

Morris, P, White, R and Lewis, P, Social Needs and Legal Action, 1973, London: Robertson

Motson, S, Stephenson, G and Williamson, T, 'The effects of case characteristics on suspect

behaviour during police questioning' (1992) 32 British J of Criminology 23

Murphy, M, 'Civil legal aid eligibility' (1989) Legal Action 4

Napier, M, 'Conditional fees' (1995) 92/16 Law Soc Gazette 1626

News, 'The legal profession and the Community Legal Service' (1999) 149 NLJ 1195

News in Brief, 'Cheap conveyancing' (1998) 148 NLJ 8

Nobles, R, 'The Criminal Case Review Commission' (2005) Crim LR 173

Oliver, D and Drewry, G, The Law and Parliament, 1998, London: Butterworths

Pannick, D, Advocates, 1992, Oxford: OUP

Pannick, D, Judges, 1987, Oxford: OUP

- Parker, C, 'Judicial decision making' (1999) 149 NLJ 1142
- Parpworth, N, 'Breach of the peace: breach of human rights?' (1998) 152 JP 6
- Payne, R, 'To counsel, not confront: the law on ADR' (1999) Counsel 30
- Popplewell, O, Benchmark: life, laughter, and the law, 2003, London: Tauris
- Purchas, F (Sir), 'What is happening to judicial independence' (1994) 144 NLJ 1306
- Raz, J, 'The Rule of Law and its virtue' (1977) 93 LQR 195
- Reid (Lord), 'The judge as law maker' (1972) 12 JSPTL 22
- Reiner, R, Crime, Order and Policing, 1994, London: Routledge
- Reiner, R, 'Responsibilities and reforms' (1993) 143 NLJ 1096
- Reiner, R, The Politics of the Police, 2nd edn, 2000, Oxford: OUP
- Richardson, J et al, Archbold on Criminal Evidence, Pleading and Practice, 1995, London: Sweet & Maxwell
- Robertshaw, P, Rethinking Legal Need: The Case of Criminal Justice, 1991, Aldershot: Dartmouth
- Robertson, G, 'The Downey Report: MPs must realise they are not above the law' (1997) *The Guardian*, 4 July
- Rutherford, A, 'Judicial training and autonomy' (1999) 149 NLJ 1120
- Rutherford, A, 'Preserving a robust independence' (1999) 149 NLJ 908
- Sanders, A, 'Class bias in prosecutions' (1985) 24 Howard J 17
- Sanders, A, 'The silent code' (1994) 144 NLJ 946
- Sanders, A and Young, R, Criminal Justice, 1995, London: Butterworths
- Sanders, A and Young, R, 'Plea bargaining and the next Criminal Justice Bill' (1994) 144 NLJ 1200
- Sanders, A et al, Advice and Assistance at Police Stations and the 24 Hour Duty Solicitor Scheme, 1989, London: LCD
- Scrivener, A, 'The birth of a new language in the court room: English' (1999) The Independent, 26 April
- Sedley, S (Sir), 'Human rights: a 21st century agenda' [1995] PL 386
- Simpson, A, 'The ratio decidendi of a case' (1957) 20 MLR 413
- Skordaki, E, Judicial Appointments, Law Society Research Study No 5, 1991, London: HMSO
- Slapper, G, Blood in the Bank, 1999, Aldershot: Ashgate
- Slapper, G, 'English legal system' (1999) 26 SLR 31
- Slapper, G, Organisational Prosecutions, 2001, Aldershot: Ashgate
- Smith, JC, 'Criminal appeals and the Criminal Cases Review Commission' (1995) 145 NLJ 534
- Smith, R, 'Judicial statistics: questions and answers' (1994) 144 NLJ 1088
- Smith, R, 'Politics and the judiciary' (1993) 143 NLJ 1486
- Smith, R (ed), Achieving Civil Justice, 1996, London: LAG
- Smith, R (ed), Shaping the Future: New Directions in Legal Services, 1995, London: LAG
- St Luce, S, 'Cutting the lifeline' (1999) 149 NLJ 398
- Steyn (Lord), 'The weakest and least dangerous department of government' [1997] PL 84
- Temple Lang, J, 'The duties of national courts under Community constitutional law' [1997] EL Rev 22
- Thomas, DA (ed), Current Sentencing Practice, 1999, London: Sweet & Maxwell
- Thompson, P (ed), The Civil Court Practice, 1999, London: Butterworths
- Trent, M, 'ADR and the new Civil Procedure Rules' (1999) 149 NLJ 410
- Turner, AJ, 'Inferences under s 34 of the Criminal Justice and Public Order Act 1994: Part One' (1999) 163 JP, 27 March
- Turner, AJ, 'Inferences under s 34 of the Criminal Justice and Public Order Act 1994: Part Two' (1999) 163 JP, 24 April
- Twining, W, Globalisation and Legal Theory, 2000, Cambridge: Cambridge University Press

- Twining, W and Meirs, D, *How To Do Things With Rules*, 5th ed, 2010, Cambridge: Cambridge University Press
- Unger, R, In Law and Modern Society, 1976, New York: Free Press
- Verkaik, R, 'Opinions on counsel' (1998) 95/04 Law Soc Gazette 22
- Vignaendra, S, Social Class and entry into the Solicitors' Profession: Research Study 41, 2001, London: The Law Society
- Wadham, J and Arkinstall, J, 'Human rights and crime' (1999) 149 NLJ 703
- Watson, A, 'The right to elect trial by jury: the issue reappears' (1998) 163 JP 636
- Weber, M, *Economy and Society (Wirtschaft und Gesellschaft)*, 1968, Roth, G and Widttich, C (trans), Berkeley: California UP
- Wendel Holmes, O, The Common Law (1881), 1968, London: Macmillan
- Williams, G, 'Letting off the guilty and prosecuting the innocent' [1985] Crim LR 115
- Wolchover, D and Heaton-Armstrong, A, 'Jailing psychopaths and prison cell confessions' (1999) 149 NLJ 285
- Woolf (Lord), 'Judicial review the tensions between the executive and the judiciary' (1998) 114 LQR 579
- Yarrow, S, The Price of Success, 1997, Grantham: Grantham
- Yarrow, S and Abrams, P, Nothing to Lose? Clients' Experiences of Using Conditional Fees, Summary Report, 1999, London: University of Westminster
- Zander, M, A Matter of Justice, 1989, Oxford: OUP
- Zander, M, Cases and Materials on the English Legal System, 10th ed, 2007, Cambridge: Cambridge University Press
- Zander, M, 'Costs of litigation a study in the Queen's Bench Division' (1975) Law Soc Gazette, 25 June
- Zander, M, 'How does judicial case management work?' (1997) 147 NLJ 353
- Zander, M, 'Investigation of crime' [1979] Crim LR 211
- Zander, M, Legal Services for the Community, 1978, London: Temple Smith
- Zander, M, 'The trouble with fast track fixed costs' (1997) 147 NLJ 1125
- Zander, M, 'The Woolf Report: forwards or backwards for the new Lord Chancellor' (1997) 16 Civil Justice Quarterly 208
- Zander, M, 'Who goes to solicitors?' (1969) 66 Law Soc Gazette 174
- Zander, M, 'Woolf on Zander' (1997) 147 NLJ 768
- Zander, M and Henderson, P, *The Crown Court Study*, Royal Commission on Criminal Justice Study 19, 145, 1993, London: HMSO