

Chapter One: Law and Legal Study

- Barnett, H, *Constitutional and Administrative Law*, 8th edn, 2010, Abingdon: Routledge
Bradney, A *et al*, *How to Study Law*, 5th edn, 2005, 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*, Bloomsbury, 2009
Slapper, G, and Kelly D, *Questions and Answers on the English Legal System*, 2009–10, 200, Routledge-Cavendish
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
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, 2010, 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*, 2007–08, London: The College of Law
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*, 2007, 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*, 2005, 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*, 2006, 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*, 2005, Cambridge: CUP

Ashworth, A and Redmayne, M, *The Criminal Process*, 2005, 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*, 2000, London: Butterworths
Thompson, EP, *Writing by Candlelight*, 1980, London: Merlin
Uglov, 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
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
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
Malleon, 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 Resort*, 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 *Osman*' (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*, 3rd edn, 2006, Abingdon: Routledge–Cavendish
- 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, 2007–2008*, 2007, 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*, 1995, London: Butterworths
- Kaczorowska, A, *EU Law*, 2008, Abingdon: Routledge–Cavendish
- Kennedy, T, *Learning European Law: A Primer and Vade-mecum*, 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 Widdtich, 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