

Socio-Legal Newsletter: Issues 37-64

Publications pages and index

This document is a compilation of pdfs from the *Socio-Legal Newsletter* numbers 37–64. Pages are in order of publication. Note that, for the purposes of indexing, pages have been renumbered. The original numbers are at the bottom of each page for ease of referencing. New numbers are in the top right or left. The index uses these and indicates columns with the letters ‘a’ or ‘b’.

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NUFFIELD SOCIAL SCIENCE SCHEMES

The Nuffield Foundation New Career Development Fellowship Scheme supports social scientists in the early stages of post-doctoral research to work in partnership with an experienced researcher on projects broadly related to social well being.

The scheme aims to foster research capacity through the exposure of fellows to research skills or a new body of knowledge that they would not otherwise easily acquire.

In summary the fellowship consists of:

- a partnership between a 'new' post-doctoral social scientist (the fellow) and an established and experienced social scientist;
- a joint project that has a clear relation to social well being and will increase the skills/knowledge of the fellow;
- foundation funding of up to £120,000 for three years (salary support for the fellow, support for the partner, project costs).

The closing date for 2003 is likely to be towards the end of November 2002. Applicants must have a PhD or equivalent expertise and research experience. Fellowships must be held at UK institutions. Application materials for the 2003 round will be available on the Foundation website by the beginning of September 2002 @ www.nuffieldfoundation.org.

The Social Science Small Grants Scheme makes grants intended for self-contained social science research projects, including pilot studies. Awards are normally up to £6,000 but may exceptionally reach £10,000. Grants may be used for research assistance, data collection, travel and subsistence, or other research expenses.

The three priority areas for funding are: projects that develop social science research capacity and 'new' research careers; self-contained or pilot projects that address the wider objects of the foundation, namely its interest in 'the advancement of social well being'; outstanding small projects in the social sciences. Applicants must have a post of one year or more in a university or independent research institute in the UK. Research students or others working for a higher degree are not eligible.

The Social Science Small Grants Scheme is a rolling programme and there is no closing date. Small Grants Application Materials (Ref: SSS/LB) are available from: ☒ The Nuffield Foundation, 28 Bedford Square, London WC1B 3JS.

@ www.nuffieldfoundation.org ☎ 020 7580 7434 (24 hour)

JOURNAL OF LAW AND SOCIETY

Volume 29 Number 3 – September 2002

'Identity, recognition, rights: what can Hegel teach us about human rights?' – *Costas Douzinas*

'Court awards of damages for loss of future earnings: an empirical study and an alternative method of calculation' – *Richard Lewis, Robert McNabb, Helen Robinson, Victoria Wass*

'Children at risk: legal and societal perceptions of the potential threat that the possession of child pornography poses to society' – *Suzanne Ost*

'Changing definitions of risk and responsibility in French political scandals' – *Violaine Roussel*

'A revised role for trade unions as devised by New Labour: the representation pyramid and "partnership"' – *Tonia Novitz*

'What made me a legal aid lawyer?' – *Geoffrey Bindman*

just published ...

The **British Journal of Community Justice** is a new peer reviewed journal with three issues a year published jointly by De Montfort and Sheffield Hallam Universities. Its aims are to articulate, interrogate and debate research, theory, policy and practice, and their interrelationships in the domain of community justice. Editors, Paul Senior and Brian Williams, would welcome articles for forthcoming issues. @ bjcj@psc-uk.com

The following reports have been published recently by the Lord Chancellor's Department. **Court-based ADR Initiatives for Non-Family Civil Disputes: the Commercial Court and the Court of Appeal**, by Hazel Genn (2002) 115pp, presents an evaluation of the Commercial Court's practice of issuing ADR Orders in selected commercial disputes and a review of the Court of Appeal's mediation scheme, established in 1996.

Judges' Case Management Perspectives: the views of opinion formers and case managers, by Joyce Plotnikoff and Richard Woolfson (2002) 56pp, presents the findings of a qualitative research project which asked judges for their views on case management skills and possible ways they could be acquired by members of the judiciary and magistrates.

Professionalising Lay Justice: the role of the court clerk in family proceedings, by Joan Hunt (2002) 201pp, reports on the findings of a research project to examine in depth the role and practice of the court clerk in family proceedings, using data gathered from clerks, magistrates and professionals using the courts. The study focuses particularly on case management and considers what lessons might be drawn for the experience of case management under the Children Act 1989. For details contact: ☎ 020 7210 8520 ☎ 020 7210 0695 @ sattwood@lcdhq.gsi.gov.uk.

Supporting Court Users: the In-Court Advice and Mediation Projects in Edinburgh Sherriff Court Research Phase 2, by Elaine Samuel (2002) Scottish Executive Central Research Unit/The Stationery Office ISBN 07559 3342 7 £5, has recently been published. The study monitored the business of the In-court Advice Project in Edinburgh Sherriff Court for a period of nine months, examined the new mediation component of the project and assessed the project's continued impact on court users, the sherriff court and the civil justice system. Copies available from The Stationery Office Bookshop: ☎ 0870 606 5566 ☎ 0870 606 5588 www.tsonline.co.uk.

Woolf - personal injury, clinical negligence and housing disrepair by Tamara Goriely, Richard Moorhead and Pamela Abrams (2002) Law and Civil Justice Council £20

The first in-depth research into the impact of the Woolf reforms on the pre-action stages of personal injury, clinical negligence and housing disrepair suggests there has been a change in the culture of litigation towards a more co-operative approach but there remain concerns about the speed and cost of cases post-Woolf. Available from: the Law Society Strategic Research Unit ☎ 020 7320 5623.

Responsibility in Law and Morality by Peter Cane (2002) Hart Publishing ISBN 1-84113-321-3 £25hb 320pp.

Lawyers who write about responsibility tend to focus on criminal law at the expense of civil and public law; while philosophers tend to treat responsibility as a moral concept, and either ignore the law or consider legal responsibility to be a more or less distorted reflection of its moral counterpart. This book aims to counteract both of these biases. By adopting a comparative institutional approach to the relationship between law and morality, it challenges the common view that morality stands to law as critical standard to conventional practice. It shows how law and morality interact symbiotically, and how careful study of legal concepts of responsibility can add significantly to our understanding of responsibility more generally. @ www.hartpub.co.uk

The Community and Criminal Justice Studies Division, De Montfort University, has published two new monographs. **Take-Up and Roll-Out: issues and contexts in the implementation of effective practice in the probation service** and **Case Management: context for supervision and design issues for the probation service** are both by Paul Holt and priced £9.99. @ glennon@dmu.ac.uk

Senior Citizenship? Retirement, migration and welfare in the European Union, by Louise Ackers and Peter Dwyer (2002) The Policy Press ISBN 1 86134 264 0 £18.99pb 232pp

Debates about citizenship in Europe, particularly in relation to social policy and welfare provision, are increasingly topical as the European Union expands and moves towards greater integration. This book charts the development of mobility and welfare rights for retired people moving or returning home under the Free Movement of Persons provisions. It raises important issues around the future of social citizenship and the implications of the exercise of agency, in an increasingly global and mobile world.

Body Lore and Laws: essays on law and the human body Martin Richards, Andrew Bainham and Shelley Day Sclater (eds) (2002) Hart Publishing ISBNs 1-84113-196-2 £35hb 1-84113-197-0 £18pb 400pp

Bodies and body parts are not only subject to regulation through formal legal processes, but also the meanings attached to particular bodies, and the significance accorded to some body parts, are aspects of broader cultural processes. In short, bodies are subjected to both lore and laws. The contributors offer a range of interdisciplinary papers that critically examine how bodies are constructed and regulated in law.

The UKCLE has just published the second edition of the teaching and learning manual **Teaching Human Rights** by Noel Whitty, Doris Buss, Wade Mansell, Susan Millns and Christine Bell (2002) UK Centre for Legal Education ISBN 1 902730 07 0 £6.80. The manual is intended as a resource for teachers wishing to rethink, refresh or develop their courses. For information and orders contact: @ ukcle@warwick.ac.uk @ www.ukcle.ac.uk.

Visible Women: essays on feminist legal theory and political philosophy Susan James and Stephanie Palmer (eds) (2002) Hart Publishing ISBN 1-84113-195-4 £25hb 216pp

In this volume, current debate is advanced on two levels. First, it contains original and ground-breaking discussions of questions lying at the heart of contemporary feminist theory. At the same time, it contains a more reflexive strand of argument about the intellectual resources available to feminist thinkers, and the advantages and dangers of borrowing from non-feminist traditions of thought. It provides an exceptionally rich examination of contemporary legal and political feminist theory.

Contract Law: casebooks on the common law of Europe by Hugh Beale (2002) Hart ISBN 1-84113-237-3 £35pb 1088pp

This book is aimed at those who teach, learn or practice law with a comparative or European perspective. It contains leading cases, legislation and other materials from the legal traditions within Europe with a focus on English, French and German law as the main representatives of those traditions.

Human Rights in Private Law by Daniel Friedmann and Daphne Barak Erez (eds) Hart Publishing ISBN 1-84113-213-6 £45hb 400pp

The expansion of human rights legislation and concepts in modern national and international law has given rise to a major issue relating to their potential impact on private relationships. This book presents new approaches which strive to broaden the application of human rights to the private field on the ground that power can be abused and human rights can be infringed even when all parties are private. The subject is examined from theoretical and comparative perspectives by leading scholars representing a diversity of legal systems.

Frank Cass Publishing is launching a new series, **Studies in Law, Society and Popular Culture**. Series editors are Steve Greenfield and Guy Osborn, Westminster University. The series will publish works of scholarship on the interaction of law and popular culture in areas as diverse as sport, music, media, intellectual property, leisure and tourism, gambling, art, youth culture, advertising, performing arts, computer games, literature and film. It will also explore those activities where the absence of any law or the internal 'laws' or norms dictate the way they are organised and managed. There will be works of comparative and international research, studies in specific areas, edited collections and broader texts that may cut across areas of popular culture (such as crime and popular culture). The editors are happy to discuss potential submissions with authors and encourage submissions across established disciplines. Please contact Guy Osborn @ g.osborn@wmin.ac.uk ☎ 020 7911 5000 x2567 or Steve Greenfield @ greenfs@wmin.ac.uk ☎ 020 7911 5000 x2538.

The Principles of Social Order: selected essays of Lon L Fuller Kenneth Winston (ed) (2002) ISBN 1 84113 234 9 £25pb 344pp

This volume contains Fuller's 'exercises in economics', studies of the principal forms of legal order (eg contract, adjudication, mediation, legislation and administration). There is also a previously unpublished lecture on freedom.

Just published

Brian Jack, of Queen's University Belfast, and Antonia Layard, of Exeter University, have been appointed to assist Maria Cull as case note editors on *The Environmental Law Review*. They welcome contributions from colleagues reviewing noteworthy cases and would be happy to answer queries from potential contributors: Brian Jack ✉ Queen's University, Belfast BT7 1NN ☎ 02890 273451 ✉ b.jack@qub.ac.uk or Antonia Layard ✉ School of Law, Exeter University, The Amory Building, Exeter EX4 4RJ ☎ 01392 263365 ✉ a.layard@exeter.ac.uk

Andrew Le Sueur is the new editor of *Public Law*. The journal is published four times a year and welcomes enquiries from intending contributors about items that may be suitable, whether as articles (4000–9500 words) or as 'analysis' pieces (4000 words max). Further information can be found on the inside back cover of recent issues. Andrew Le Sueur ✉ School of Law, Birmingham University, Birmingham B15 2TT ✉ a.lesueur@bham.ac.uk ☎ 0121 414 6291

A Sentencing Information System for the High Court of Justiciary of Scotland by Cyrus Tata, Neil Hutton, John N Wilson, Alan Paterson & Ian D Hughson (2002) Centre for Sentencing Research/Dept of Computer Science Strathclyde University ISSN 1464 987X reports the results of the first stage of this research project ... The **Sentencing Observer** is a new information bulletin for people interested in the study of sentencing and society worldwide. It reports recent developments; promotes conferences, seminars, courses and other events; identifies funding opportunities, websites, calls for consultation; disseminates recent research; assists the development of international links and collaboration. Published 2–3 times per year on paper and on the web at www.law.strath.ac.uk/csr/observer. For both publications contact Jan Nicholson ✉ Centre for Sentencing Research, Law School, Strathclyde University G4 0RQ ☎ 0141 548 3338 ✉ jan.nicholson@strath.ac.uk ... Also from Strathclyde **Sentencing and Society: International perspectives** (2002) Cyrus Tata and Neil Hutton (eds) (2002) Ashgate (600+pp) 28 papers by 35 contributors from over 20 countries who attended the First International Sentencing and Society Conference at Strathclyde University in June 1999.

The Public Defence Solicitors' Office in Edinburgh: an independent evaluation by Tamara Goriely, Paul McRone, Prof Peter Duff, Prof Martin Knapp, Alistair Henry, Cyrus Tata, Becki Lancaster, Prof Avrom Sherr (2002) Scottish Executive Central Research Unit ISSN 0950 2254 ISBN 07559 3247 1

Facing Family Change: children's circumstances, strategies and resources by Amanda Wade and Carol Smart (2002) Joseph Rowntree Foundation £12.95 + £2 p&p from York Publishing Services, 64 Hallfield Road, Layerthorpe, York YO31 7ZQ. More information on the JRF website ✉ www.jrf.org.uk/bookshop.

At What Cost? The economics of gypsy and traveller encampments by Rachel Morris and Luke Clements (2002) Policy Press ISBN 1 86134 423 6 £18.99pb + £2.75 p&p This book presents the findings of a comprehensive study by the Traveller Law Research Unit at Cardiff Law School of the costs associated with unauthorised encampments. In addition to exploration of the financial costs experienced by local authorities in the UK,

both as landowners and as providers of public services, the book also examines the financial, human and social costs suffered by private landowners, police services and Travelling People themselves. ☎ 01235 465500 ✉ direct.orders@marston.co.uk

New Visions of Crime Victims Carolyn Hoyle and Richard Young (eds) (2002) Hart Publishing ISBN 1 84113 280 2 £25hb 224pp This innovative collection presents original theoretical analyses and previously unpublished empirical research on criminal victimisation. Following an overview of the development and deficiencies of victimology, subsequent chapters present more detailed challenges to stereotypical conceptions of victimisation through their focus on: male victims of domestic violence; victims of male-on-male rape; corporate victims; and the 'victim-offenders' who are the recipients of IRA punishment beatings. The second half of the book considers criminal justice responses to victimisation.

An Introduction to Law and Social Theory Reza Banakar and Max Travers (eds) (2002) Hart Publishing ISBN 1 84113 209 8 £40hb £20pb 388pp Although most law schools recognise the value of introducing students to a broader sociological perspective on law, this usually falls short of a full engagement with sociology as an academic discipline. This book introduces a wide range of sociological traditions and how they can be used in investigating law and legal institutions. The book is organised into six sections on classical sociology of law, structural functionalism and systems theory, critical approaches, interpretive approaches, postmodernism, and pluralism and globalisation, and a conclusion that discusses the relationship between law and sociology ✉ www.hart.oxi.net

The Changing Face of Litigation: unrepresented litigants in the Family Court of Australia by Rosemary Hunter, Ann Genovese, April Chrzanowski and Carolyn Morris (2002) Law & Justice Foundation of NSW, Sydney \$20 This report incorporates the results of a quantitative study of unrepresented litigants in the Family Court, including demographic information, characteristics of cases involving unrepresented litigants, and the changing incidence of unrepresented litigants over the past five years; and a qualitative study of the procedural and jurisprudential impact of unrepresented litigants in appeal cases. Copies of the report are available from the Law & Justice Foundation ✉ www.lawfoundation.net.au.

Economics, Ethics and the Environment by Julian Boswall and Robert Lee (2002) Cavendish ISBN 1 85941 725 6 £30pb 112pp This book draws together papers from academics, practitioners, lawyers and environmental experts in the fields of science, social science and law. Issues covered include risk regulation and the precautionary principle; methods of safeguarding the environment; techniques of regulatory intervention; the possible use of traditional economic devices such as taxation, trading and insurance in environmental regulation; the control of waste; and the contrast between protections afforded domestic animals and wildlife.

The Institute of Governance held an interdisciplinary workshop on 'Reconfiguring Government: politics, process and policy' in September 2001. The papers will be published in a special edition of *Northern Ireland Quarterly*. ▶ p12

p11 ◀ Recently published by the Lord Chancellor's Department are ... **It's only parking but ...** by John Raine and Stephanie Snape (2002) LCD Number 5/02 free 80pp is an evaluation of the London Parking Appeals Service (PAS) and an examination of the applicability to other adjudicative settings of a set of organisational arrangements that have been pioneered at PAS. The project sought to draw out the lessons for other tribunals and courts in terms of costs, benefits and disbenefits ... and **The Impact of Conditional Fees on the Selection, Handling and Outcomes of Personal Injury Cases** by Paul Fenn, Alastair Gray, Neil Rickman and Howard Carrier (2002) LCD Number 6/02 free 75pp The past seven years have witnessed important developments in the ways that clients can pay their lawyers in England and Wales including the introduction of conditional fees (CFAs), changes to the legal aid scheme, and the growing influence of insurers in the legal marketplace. This study collected data on over 700 cases closed mainly during 2000 and 2001 to draw inferences about the population of solicitors doing personal injury work. It portrays a 'mixed economy' of fee arrangements. The research provides a useful benchmark against which to assess subsequent changes. Both reports are available free of charge from ☒ The Research Unit, Lord Chancellor's Department, 54-60 Victoria Street, London SW1E 6QW ☉ research@lcdhq.gsi.gov.uk ☎ 0207 210 8520.

Informal Criminal Justice Dermot Feenan (ed) (2002) Ashgate Publishing ISBN 0 7546 2220 7 £45hb 204pp explores conceptual debates and provides contemporary research in the field of informal criminal justice, including chapters on paramilitary 'punishment' and post-ceasefire restorative justice schemes in Northern Ireland, post-apartheid vigilantism in South Africa and informal crime management in England. Chapters also draw out general thematic issues, such as the relationship between formal and informal justice and the role of vigilantism as a form of informal justice.

The European Journal of Criminology is a new quarterly journal to be launched in January 2004 by the European Society of Criminology in partnership with Sage. It will seek to open channels of communication between academics, researchers and policy makers across the wider Europe. It will seek to bring together broad theoretical accounts of crime, analyses of quantitative data, comparative studies, systematic evaluations of interventions and discussions of criminal justice institutions. The journal will also cover analysis of policy and the results of policy. Inquiries should be sent to David Smith ☉ david.j.smith@ed.ac.uk ☒ School of Law, Edinburgh University, Old College, Edinburgh EH8 9YL ☉ www.sagepub.co.uk

Respect and Equality: transsexual and transgender rights by Stephen Whittle (2002) Cavendish ISBN 1 85941 743 4 £25pb 300pp Written by a leading campaigner in the field, this book offers an essential guide to the legal position of 'trans' people. For Stephen Whittle, there is a history of non-respect and inequality before the law. In tracing past injustices, Whittle draws on theoretical discussions of sex, sexuality, gender and law, exploring the historical medico-legal construction of transsexualism as a syndrome, and the socio-legal construction of the transsexual. The book covers legal issues in relation to employment, marriage, parenting, treatment access, the military and imprisonment, plus the all-important position in European law, as well as examples of successful affidavits. It takes account of the most recent legal developments in the field.

SOCIO-LEGAL STUDIES 11(4) DECEMBER 2002

'Policing property and moral risk through promotions, anonymization and rewards: crime stoppers revisited' – *Randy Lippert*

Risk havens: offshore financial centres, insurance cycles, the "litigation explosion", and a social democratic alternative' – *Anthony B Van Fossen*

'Policing and regulation: what is the difference?' – *Peter Gill*

'Legal autonomy and reflexive rationality in complex societies' – *Patrick Capps and Henrik Palmer Olsen*

'Justice as integrity: objectivity and social meaning in legal theory' – *David Fagelson*

SOCIO-LEGAL STUDIES 12(1) March 2003

'New modes of governance and the commodification of criminological knowledge' – *Reece Walters*

'Relational consumer contracts: new challenges for Brazilian consumer law' – *Ronaldo Porto Macedo Jr*

'Private interest representation or civil society deliberation? A contemporary dilemma for European Union governance' – *Deirdre Curtin*

'Saints, sluts and sexual assault: rethinking the relationship between sex, race and gender' – *Anne Cossins*

'The grounds of law' – *Alan Norrie*

'Tristes Juristes' – *Peter Goodrich*

'A fateful inversion' – *Alan Norrie*

Review essay

'Sigrun I Skoly, The Human Rights Obligations of the World Bank and the International Monetary Fund' – *Mac Darrow*

...events noticeboard

• SLSA ANNUAL CONFERENCE 2003 –

Nottingham Trent University: 14-16 April 2003

See the advertisement on page 13 of this newsletter for details or visit the conference website ☉ www.nls.ntu.ac.uk/slsa2003/.

• LILI 2003 COMPLEXITY, CREATIVITY AND THE CURRICULUM

UKCLE, Warwick University: 10 January 2003

Bookings now being taken. Speakers include: Prof John Bell (Cambridge University), Prof Richard de Mulder (Erasmus University, Rotterdam) and Prof Avrom Sherr (IALS). ☉ www.ukcle.ac.uk/lili/2003.

• SPEAKING TRUTH TO POWER –

Savannah, Georgia, USA: 30 January-1 February 2003

Participants from all disciplines worldwide are welcome. Contact Harold Cline: ☉ hcline@gmc.peachnet.edu

• PRIVATE ORDERING – OR NOT?: LAW & SOCIAL POLICY ANNUAL SEMINAR, 2003

Centre for the Study of the Family: 1 February 2003

Papers include: Domestic partnership contracts down under – any lessons? Frank Bates, Newcastle University, New South Wales; Sharing homes – the way forward, Stuart Bridge, Law Commission; Cohabitation reform: the Law Society's view, Cheryl Morris, Secretary to the Family Law Committee; Private ordering in practice – who decides? A portrait of the lawyer as a young mediator, Neil Robinson, solicitor mediator, The Mediation Centre; Private ordering and the interests of the child, Gillian Douglas, Cardiff Law School; A view from the bench, Nicholas Wilson, Family Division of the High Court of Justice. Fee £75. Contact Chris Barton: ☒ Law School, Leek Rd, Stoke-on-Trent ST4 2DF ☉ c.j.barton@staffs.ac.uk ☎ 01782 294550. ▶ p15

The Lay and Judicial Perspectives on the Expansion of the Small Claims Regime (2002) John Baldwin, LCD 8/02

The small claims regime in England and Wales has been designed specifically with litigants in person in mind. It provides a cheap and simple mechanism by which people who are unfamiliar with legal procedures can bring their disputes to court. This report considers the consequences of the rise in the small claims limit from £3000 to £5000 from the perspective of both litigants and district judges.

The Impact on Courts and the Administration of Justice of the Human Rights Act 1998 (2002) John Raine and Clive Walker, LCD 9/02

This report describes the findings of a research project designed to assess the impacts on courts of the implementation of the Human Rights Act 1998. The project examined the planning and preparation work undertaken by courts and related agencies in the period ahead of implementation of the Act; the effects immediately after implementation (in October 2000); and the position almost a year later to assess the longer term impacts.

Housing Possession Cases in the County Court: Perceptions and experiences of black and minority ethnic defendants (2002) Sarah Blandy, Caroline Hunter, Diane Lister and Judy Nixon, LCD 11/02

This research examines how far the experience of defendants in housing possession cases is affected by their ethnicity. In particular it explores the perceptions, experiences and understanding of the court functions and processes amongst black and minority ethnic (BME) defendants and more widely within their communities. It also compares the experience of BME and white defendants of the possession process.

Social Work Law (2003) Alison Brammer, Pearson Harlow, £20 504pp

Suitable for law modules within the professional social work qualification, the Diploma in Social Work, and for Masters degrees in related areas, a companion website is available at www.booksites.net which includes materials to update the book in this fast-moving area of the law. The text provides a practical and clear guide to the legal framework and substantive law relating to social work. There is equally weighted coverage of the law relating to children and to vulnerable adults, criminal justice issues examined in relation to both groups and additional chapters on discrimination and asylum. The text emphasises the dynamic relationship between the law and social work practice and the growing influence of the Human Rights Act.

Money Laundering Law: Forfeiture, confiscation, civil recovery, criminal laundering and taxation of the proceeds of crime (2003) Peter Alldridge, Hart ISBN 1 84113 264 0 £40hb 324pp

In the past 20 years, the 'profits of crime' has moved rapidly up the criminal justice agenda. The Proceeds of Crime Act 2002 is another step towards greater concentration both on the financial aspects of crime and on the internationalisation of criminal law. It will put in place the Assets Recovery Agency, which will have power both to bring civil proceedings to recover proceeds of crime without a prior criminal conviction and to raise assessments to taxation. This book subjects the law of laundering to theoretical critique and to a human rights' audit.

The Harassment and Abuse of Older People in the Private Rented Sector (2003) Dr Nancy Carlton, Dr Frances Heywood, Dr Misa Izuwara, Jenny Pannell, Tina Fear and Robin Means, The Policy Press ISBN 1 86134 458 9 £14.99

Help the Aged funded this major study because of concerns that older people living in private rented housing were vulnerable to abuse and harassment by landlords. The report concludes with recommendations including the need for changes in areas such as the regulation of the sector, the rights of older tenants and in the housing benefit system.

Legal Method: Text and materials 2nd edn (forthcoming summer 2003) Professors Carl Stychin and Linda Mulcahy, Sweet and Maxwell

The Handbook of Psychology in Legal Contexts 2nd edn (2003) David Carson and Ray Bull (eds), Wiley & Sons

As with the first edition, this completely updated new edition is edited by David Carson and Ray Bull. It contains 30 chapters, from leading authorities in North America, Europe and Australia, on developing issues at the interface between law and psychology. From support for police investigations, through developments with restorative and problem-solving courts, to establishing facts and the relationship between behavioural and social sciences.

Age as an Equality Issue: Legal and policy perspectives (2003) Sandra Fredman and Sarah Spencer (eds), Hart ISBN 1 84113 405 8 £35hb 224pp

Ageism is on the equality agenda due to the spectre of an ageing population and this has led to a range of policies on 'active ageing'. Most importantly, legally binding legislation prohibiting age discrimination in employment will need to be in place by 2006. This book looks at all the issues in a series of chapters by experts from a wide range of disciplines. It examines the nature of the ageing process, the concept of age equality and critically assesses employment, education, and health in this light.

Conversations, Choices and Chances: The liberal law school in the twenty-first century (2003) Anthony Bradney, Hart ISBN 1 84113 248 9 £22.50hb 204pp

Basing itself on a detailed examination of the theory of liberal education, this book looks at what the liberal university law school should be doing in terms of its teaching, research and administration.

Family Law: Processes, practices, pressures (2003) John Dewar and Stephen Parker (eds), Hart ISBN 1 84113 308 6 £55pb 604pp

This volume contains an edited selection of the papers by contributors from around the world delivered at the 10th World Conference of the International Society of Family Law. The papers cover three broad themes: innovations in processes for resolving and determining family disputes; changing patterns in family and professional practices; and the political and other pressures operating on family law systems and law reform processes.

Governing Sexuality: The changing politics of citizenship and law reform (2003) Carl Stychin, Hart ISBN 1 84113 267 5 £30hb 224pp

This book explores issues of sexual citizenship and law reform in the UK and Europe. Across Europe, lesbians and gay men are making claims for equal status, grounded in the language of rights and citizenship, and using the language of international human rights and European law.

Responsibility in Law and Morality (2003) Peter Cane, Hart ISBN 1 84113 400 7 £17.95pb 320pp new in paperback

Lawyers who write about responsibility tend to focus on criminal law at the expense of civil and public law; while philosophers tend to treat responsibility as a moral concept, and either ignore the law or consider legal responsibility to be a more or less distorted reflection of its moral counterpart. This book aims to counteract both of these biases.

At What Cost? The economics of gypsy and Traveller encampments (2002) Rachel Morris and Luke Clements, The Policy Press ISBN 1 86134 423 6 £18.99 176pp

This book presents the findings of a comprehensive study of the costs associated with unauthorised encampments. In addition to exploration of the financial costs experienced by local authorities in the UK, the book also examines and places in context the financial, human and social costs suffered by private landowners, police services and travelling people themselves.

Sports Law 2nd edn (2003) Simon Gardiner *et al*

This new edition is now published and can be purchased on-line at www.cavendishpublishing.com.

Surrogate Motherhood: International perspectives (2003) Rachel Cook and Shelley Day Sclater, with Felicity Kaganas (eds), Hart ISBN 1 84113 255 1 £35hb 288pp

This book is a multi-disciplinary collection of essays from leading researchers and practitioners, exploring legal, ethical, social, psychological and practical aspects of surrogate motherhood in Britain and abroad. It highlights the common themes that characterise debates across countries as well as exploring the many differences in policies and practices. Surrogacy raises questions for medical and welfare practitioners and dilemmas for policy makers as well as ethical issues of concern to society as a whole. The international perspective adopted by this book offers an opportunity for questions of law, policy and practice to be shared and debated across countries. The book links contemporary views from research and practice with broader social issues and bio-ethical debates.

The Appeal of Internal Review (2003) Dave Cowan and Simon Halliday (with Caroline Hunter, Paul Maginn and Lisa Naylor), Hart ISBN 1 84113 383 3 £35hb 224pp

Why do most welfare applicants fail to challenge adverse decisions despite a continuing sense of need? This book addresses this question using English homelessness law as a case study and asks why homeless applicants did – but more often did not – challenge adverse decisions by seeking internal administrative review. Drawing on a diverse literature – risk, trust, audit, legal consciousness, and complaints – the authors lay the foundations for our understanding of the (non-)emergence of administrative disputes.

Women in the World's Legal Professions (2003) Ulrike Schultz and Gisela Shaw (eds), Hart ISBN 1 84113 319 1 £55hb ISBN 1 84113 320 5 £30pb 484pp

Women lawyers, less than a century ago still almost a contradiction in terms, have come to stay. Who are they? Where are they? What impact have they had on the profession that had for so long been a bastion of male domination? These are key questions asked in this first comprehensive study of women in the world's legal professions. Answers are based on both quantitative and qualitative analyses, using a variety of conceptual frameworks. Twenty-six contributions by 25 authors present and evaluate the situation of women in the legal profession in 15 countries.

Politics of Jurisprudence: A Critical introduction to legal philosophy 2nd edn (2003) Roger Cotterrell, Butterworths 300pp

A new, and substantially expanded, second edition scheduled for publication in April. Roger Cotterrell is Professor of Legal Theory at Queen Mary and Westfield College

Lawyers and Vampires: Cultural histories of legal professions (2003) David Sugarman and W Wesley Pue (eds), Hart ISBN 1 84113 3124 £45hb 408pp

This is the first book that directly addresses the cultural history of the legal profession. An international team of scholars canvasses wide-ranging issues concerning the culture of the legal profession and the wider cultural significance of lawyers, including consideration of the relation to cultural processes of state formation and colonisation. The essays describe and analyse significant aspects of the cultural history of the legal profession in 10 countries and seek to understand the complex ways in which lawyers were imaginatively and institutionally constructed, and their larger cultural significance. It illustrates both the diversity and the potential of a cultural approach to lawyers in history.

Journal of Immigration, Asylum and Nationality Law

Dr Prakash A Shah of Queen Mary School of Law, London University has been appointed as the new managing editor of this journal and will be seeking contributions from within the academic and practitioner community in this very crucial area of socio-legal studies. epakash.shah@qmul.ac.uk

• **GLOBAL GOVERNANCE AND THE SEARCH FOR JUSTICE**

Halifax Hall, Sheffield University: 29 April–1 May 2003

The globalisation phenomenon embraces just about every legal discipline. This conference hopes to make a contribution to underlining the emerging significance of these disciplines to the globalisation debate. Speakers from the WTO, World Bank and Amnesty, plus David Blunkett and leading academics. Contact: Moira Ruff [+44 \(0\)114 222 6776](tel:+441142226776) [e globalisation@sheffield.ac.uk](mailto:globalisation@sheffield.ac.uk) or www.sheffield.ac.uk/law/conferences/globalisation/globe2003.htm

• **VISTA PERSPECTIVES ON PROBATION**

Birmingham, Botanical Gardens: 15 May 2003

Theme: Engaging with Local Communities: A Key Role for Local Probation Boards. Chair Prof Sue Richards (Birmingham University). Contact Amanda Williams [+0121 414 7407](tel:+4411214147407) [e a.a.williams@bham.ac.uk](mailto:a.a.williams@bham.ac.uk).

• **WOMEN IN LEGAL EDUCATION/WOMEN LAW PROFESSORS NETWORK WORKSHOP: FEMINIST METHODS IN LEGAL EDUCATION**

Cardiff Law School: 20 May 2003

Plenary speaker Joanne Conaghan. Organisers Judy Laing and Celia Wells. Contact Sharon Willicombe [e willicombesr@cardiff.ac.uk](mailto:swillicombesr@cardiff.ac.uk).

• **REMAKING LAW IN AFRICA: TRANSNATIONALISM, PERSONS AND RIGHTS**

Centre for African Studies, Edinburgh University: 21–22 May 2003

For details, contact Anne Griffiths [e anne.griffiths@ed.ac.uk](mailto:anne.griffiths@ed.ac.uk).

• **INTERNATIONAL COMMERCIAL ARBITRATION AND AFRICAN STATES**

Senate House, London University: 4–5 June 2003

Issues to be discussed at this colloquium include: the development, practices and use of arbitration and ADR in Africa; the practical merits of arbitration and the ADR process in the African setting; the emergence of international and national arbitration institutions, centres and associations in African jurisdictions; and many more. Contact: Laurreta Alexander, King's College London, London WC2R 2LS [e l.a.alexander@kcl.ac.uk](mailto:l.a.alexander@kcl.ac.uk) [+44 \(0\) 20 7848 2265](tel:+442078482265) [+44 \(0\) 20 7848 2465](tel:+442078482465) www.kcl/BIIIC and www.biicl.org

• **FRAMEWORKS OF UNDERSTANDING: MULTI-DISCIPLINARY PERSPECTIVES ON CHILDHOOD**

Centre for Research on Family, Kinship and Childhood, Leeds University: 6 June 2003

Aimed at researchers and practitioners to explore and evaluate new ways of understanding childhood from different standpoints and perspectives. Speakers include: Katherine Gieve, Jan Aldridge, Jennifer Flowerdew, Bren Neale and Elizabeth Such. Contact Angela Jackman [e family@leeds.ac.uk](mailto:efamily@leeds.ac.uk)

• **NOTTINGHAM UNIVERSITY – FORTHCOMING EVENTS**

- International Criminal Court Summer School: 16–25 June 2003;
- 'Trafficking in People', Portland Building, 27–28 June 2003.

Further details from the HRLC www.nottingham.ac.uk/law/hrlc

• **WG HART WORKSHOP: EU LAW FOR THE 21ST CENTURY – RETHINKING THE NEW LEGAL ORDER**

Institute of Advanced Legal Studies: 25–27 June 2003

Organisers: David O'Keeffe and Takis Tridimas. Aims: to assess the state of development of EU law, 50 years after the establishment of the Communities, contribute to the current debate on Europe and identify future trends. Belinda Crothers [e belinda.crothers@sas.ac.uk](mailto:BELINDA.CROTHERS@SAS.AC.UK)

• **INFLUENCES ON THE DEVELOPMENT OF FAMILY LAW**

Oregon University, School of Law: 26–28 June 2003

Topics include: defining the family; philosophical, economic, sociological or developmental issues in defining family rights and obligations; family support issues etc. International and comparative approaches to topics are encouraged. Contact Leslie Harris, Oregon University, [\(541\) 346-3840](tel:+15413463840) [e lharris@law.uoregon.edu](mailto:lharris@law.uoregon.edu) www.law.uoregon.edu/isfl/

Conversations, Choices and Chances: The liberal law school in the twenty-first Century (2003) Anthony Bradney, Hart ISBN 1-84113-248-9 £22.50 220pp — Most academics in university law schools would claim to offer a liberal education. Few have thought very much about what a liberal education in law means. Basing itself on a detailed examination of the theory of liberal education, this book looks at what the liberal university law school should be doing in terms of its teaching, research and administration.

Family Law: Processes, practices, pressures (2003) John Dewar and Stephen Parker (eds), Hart ISBN 1-84113-308-6 £55 604pp — This volume contains an edited selection of the papers by contributors from around the world delivered at the 10th World Conference of the International Society of Family Law. The papers cover three broad themes: innovations in processes for resolving and determining family disputes; changing patterns in family and professional practices; and the political and other pressures operating on family law systems and law reform processes.

Lawyers and Vampires: Cultural histories of legal professions (2003) David Sugarman and W Wesley Pue (eds), Hart ISBN 1-84113-312-4 £50 410pp — This is the first book that directly addresses the cultural history of the legal profession. An international team of scholars canvasses wide-ranging issues concerning the culture of the legal profession and the wider cultural significance of lawyers, including consideration of the relation to cultural processes of state formation and colonisation. The essays describe and analyse significant aspects of the cultural history of the legal profession in England, Canada, Australia, France, Germany, Italy, Sweden, Switzerland, Norway and Finland. The book seeks to understand the complex ways in which lawyers were imaginatively and institutionally constructed, and their larger cultural significance. It illustrates both the diversity and the potential of a cultural approach to lawyers in history.

Women in the World's Legal Professions (2003) Ulrike Schultz and Gisela Shaw (eds), Hart ISBN 1-84113-319-1 hb 1-84113-320-5 pb £55/£30 544pp — Women lawyers have come to stay. Who are they? Where are they? What impact have they had? These are key questions asked in this first comprehensive study of women in the world's legal professions. Answers are based on both quantitative and qualitative analyses, using a variety of conceptual frameworks. Twenty-six contributions present and evaluate the situation of women in the legal profession in both common and civil law countries in the developed world. The focus ranges from judges and public prosecutors, to law professors, lawyers (attorneys), notaries and company lawyers. National differences are clearly in evidence, but so are common features cutting across national boundaries.

Significant Harm: Child protection litigation in a multi-cultural setting (2003) Julia Brophy, Jagbir Jhutti-Johal, Charlie Owen, LCD 1/03 — Within a statutory framework that aims to protect all children from parental ill treatment, this study explored the information on diversity available to courts, and whether the legal criteria engaged to assess significant harm and future risk to children are sufficiently sensitive to culturally diverse approaches to parenting. The study involved an analysis of court files concerning applications for care orders under s 31 of the Children Act 1989, observations of court hearings, and finally interviews with key court personnel.

Evaluating the Effectiveness of Enforcement Procedures in Undefended Claims in the Civil Courts (2003) John Baldwin, LCD 3/03 — This study is concerned with what is described as the crisis of enforcement of civil court judgments in England and Wales. A major problem in understanding the issues has been the lack of hard evidence about the operation of enforcement

procedures. This research focuses upon civil claims that end in 'default judgments' (i.e. those in which judgment is awarded automatically to the claimant because no defence has been submitted to the court within the response time). The main issues explored are: whether defendants pay up when there is a default judgment; what claimants do when defendants fail to pay; whether the steps that claimants take to secure payment are effective; and, whether obtaining a default judgment is of any use to a claimant if the defendant chooses to ignore it.

Can't Pay or Won't Pay: A review of creditor and debtor approaches to non-payment of bills (2003) Nicola Dominy and Elaine Kempson, LCD 4/03 — With assistance from HM Treasury's Evidence-Based Policy Fund, LCD commissioned this research to identify and characterise, where possible, the distinction between debtors who do not pay their creditors and those who cannot pay. In particular, it explored the following questions that arose from the Report of the First Phase of the Enforcement Review: why don't debtors pay?; what features, if any, indicate a 'can't pay' debtor?; how effective are different bodies responsible for enforcement at identifying and responding to 'can't pay/won't pay' distinctions amongst debtors? The research included in-depth interviews with both creditors and debtors and has evolved a detailed map of the can't pay/won't pay divide, which takes into account both the debtor's ability to pay and their intention of doing so.

All LCD reports are available free of charge: e research@lcd.gsi.gov.uk or Christine Craig † 020 7210 8520 e christine.craig@lcd.gsi.gov.uk.

Poor Relief or Poor Deal? The Social Fund, safety nets and social security (2003) Trevor Buck and Roger S Smith (eds), Ashgate ISBN 0 7546 3335 7 £45 250pp — The social fund has been a controversial instrument of social policy in the UK since its introduction in 1988. This book brings together new research and debate on the role and effect of the social fund in relieving poverty, and introduces evidence from the wider European field to allow comparison to be made with other countries' experience of providing a 'safety net' for their poorest citizens. This book opens up for wider discussion the question of how to provide help for disadvantaged groups and individuals at times of financial crisis. Addressing practical questions about how such schemes work (or fail to work) effectively, the book also provides the basis for more general consideration of the overall objectives which they are expected to meet. This will contribute to new thinking about the policy goals of the social fund and other emergency payment schemes, and their role in meeting broader aspirations such as cohesion, inclusion and social justice.

Sentencing Observer (June 2003) Issue 2 includes a spotlight feature by Professor Pat Carlen on 'Models of reform and change in Women's imprisonment'. Jan Nicholson, Associate Editor † + 44 (0) 141 548 3338 w www.law.strath.ac.uk/csr

Merging Law and Sociology: Beyond the dichotomies in socio-legal research (2003) Reza Banakar, Glada and Wilch Publishing, Berlin ISBN 3-931397-47-5/1-931255-13-X XIV hb 365pp — Sociology of law is a field of research at the intersection of the disciplines of law and sociology, each of which conceptualises social life in its own way. Pulled apart by the academic momentum of these two disciplines, it expresses many of its insights in dichotomous terms such as 'law on the books' and 'law in action', 'formal' and 'informal' law or 'internal' and 'external' legal cultures. This book argues that some of these, which initially served analytical ends and promoted clarity of thought, are empirically misleading, neglecting the interdependence of the dual manifestations of law. Although, the employment of such dichotomies is unavoidable, we can nonetheless bring awareness of their limitations to socio-legal research.

Age as an Equality Issue – Legal and policy perspectives (2003) Sandra Fredman and Sarah Spencer (eds), Hart ISBN 1-84113-405-8 £30 239pp

Ageism has recently been thrust onto the equality agenda by the spectre of an aging population and this has led to a range of policies on 'active aging'. Most importantly, legally binding legislation prohibiting age discrimination in employment will need to be in place by 2006. This book looks at ageism in a series of chapters by experts from a wide range of disciplines. It begins by examining the nature of the ageing process and then turns to a detailed analysis of the concept of age equality and goes on critically to assess employment, education, and health.

Governing Sexuality – The changing politics of citizenship and law reform (2003) Carl Stychin, Hart ISBN 1-84113-267-5 £30 172pp

This book explores issues of sexual citizenship and law reform in the UK and continental Europe. Across western and eastern Europe, lesbians and gay men are increasingly making claims for equal status, grounded in the language of rights and citizenship, and using the language of international human rights and European law.

Implicit Dimensions of Contract – Discrete, relational, and network contracts (2003) David Campbell, Hugh Collins and John Wightman (eds), Hart ISBN 1-84113-349-3 £35 396pp

This collection explores the significance of implicit understandings and tacit expectations of the parties to different kinds of contractual agreements. An interdisciplinary and comparative approach is used to investigate how the law comprehends and gives effect to these implicit dimensions of contracts. The significance of this enquiry is found not only in relation to the interpretation of contracts in many different contexts, but in how social practices involved in making contracts should be analysed and comprehended.

International Corporate Law, Vol 2 (2003) Fiona Macmillan (ed), Hart ISBN 1-84113-158-X £52 350pp

The International Corporate Law Series is dedicated to the publication of scholarly writing on issues in the area of international and comparative corporate law. Each volume has two parts, the first contains essays on international and comparative aspects of corporate law and on theoretical perspectives on corporate law. The second contains selected short country reports.

Surrogate Motherhood – International perspectives (2003) Rachel Cook and Shelley Day Sclater (eds), with Felicity Kaganas, Hart ISBN 1-84113-255-1 £35 324pp

A multi-disciplinary collection exploring legal, ethical, social, psychological and practical aspects of surrogate motherhood in Britain and abroad. It highlights the common themes that characterise debates across countries as well as exploring the many differences in policies and practices. Surrogacy raises questions for medical and welfare practitioners and dilemmas for policy makers as well as ethical issues of concern to society as a whole.

Great Expectations: Contracted community policing in New Earswick (2003) Adam Crawford, Stuart Lister and David Wall, Joseph Rowntree Foundation ISBN 1-85935-147-6 £13.95

This report evaluates the implementation and impact of an innovative community policing initiative, whereby a housing association purchased from the local police additional policing to provide reassurance for residents. On the basis of an in-depth three-year study, this report highlights broader lessons for those considering novel ways to address residents' perceptions of security and sense of safety.

Disputing Doctors – The socio-legal dynamics of complaints about medical care (2003) Linda Mulcahy, Open University Press ISBN 0335212441 £19.99 173pp

This book looks at the dynamics of doctor-patient disputes. Reflecting on 15 years of research in the NHS, the author considers the contexts of disputes, the ways parties construct narratives and identities and the extent to which these disputes are resolved. www.mcgraw-hill.co.uk/html/0335212441.html

'Kant's theory of cosmopolitanism and Hegel's critique' (2003) by Robert Fine, in *Philosophy and Social Criticism*, David Rasmussen (ed) 29(6): 609–30 is a reconstruction of Kant's theory of cosmopolitanism and a radical re-reading of Hegel's thoroughly non-nationalistic reading of Kant. **'Classes and nations in recent historical sociology'** (2003) Robert Fine and Daniel Chernilo, in Gerard Delanty and Engin Isin (eds), *Handbook of Historical Sociology*, Sage, pp 235–50 challenges the orthodoxy that the nation state is the characteristic political form of modernity.

There are two new publications from the Department for Constitutional Affairs. **Evaluation of the Impact of the Reforms in the Court of Appeal** (Civil Division) (2003) Joyce Plotnikoff and Richard Wolfson 5/03

This study's overall aim was to describe the impact of the reforms to the Court of Appeal (Civil Division) introduced since the Bowman Report and to assess the extent to which the intentions set out in the Access to Justice Act 1999 have been achieved. It concludes that the most impressive change in the Court of Appeal since the introduction of the new rules is the improvement in processing the court's caseload. The research also identifies and examines aspects of the reforms that have been less successful.

Residence and Contact Disputes in Court, Vol 1 (2003) Carol Smart, Vanessa May, Amanda Wade and Clare Furniss 6/03

This report examines the nature of the disputes over residence and contact that were brought to three county courts in England in the year 2000. It explores how the courts processed these cases and examines how they dealt with allegations of violence and abuse. Finally, it focuses on the issue of how children's welfare was defined and the extent to which their voices were heard in the disputes. All DCA reports are available free of charge: research@dca.gsi.gov.uk.

Youth Offending and Restorative Justice: Implementing Reform in Youth Justice (2003) Adam Crawford and Tim Newburn, Willan Publishing ISBN 1-84392-011-5 £18.99

This book provides an empirically grounded and theoretically informed account of recent changes to the youth justice system in England and Wales, focusing on the attempted introduction of elements of restorative justice into the heart of the criminal justice system through the implementation of referral orders and youth offender panels.

Children and their Families: Contact, rights and welfare (2003) Andrew Bainham, Bridget Lindley, Martin Richards and Liz Trinder (eds), Hart ISBN 1-84113-253-5 £30 pb 430pp

This book is concerned with the regulation of family relationships, in particular the issue of openness and contact in the many different family situations in which it may arise.

Economic and Social Rights under the EU Charter of Fundamental Rights: A legal perspective (2003) Tamara Hervey and Jeff Kenner (eds), Hart, ISBN 1-84113-095-8 £45 hb 372pp

The Charter of Fundamental Rights of the EU includes, in addition to the traditional 'civil and political rights', many rights of an economic or social nature. These essays by leading scholars consider the significance of the inclusion of such rights.

Insolvency Law: Corporate and personal (2004) Prof Andrew Keay and Dr Peter Walton, Pearson Education

A clear, readable and comprehensive account of the principles of insolvency law in England and Wales in relation to corporate and personal debtors.

Economic and Social Rights under the EU Charter of Fundamental Rights: A legal perspective (2003) Tamara Hervey and Jeff Kenner (eds) Hart £45 The Charter of Fundamental Rights of the EU includes, in addition to the traditional 'civil and political rights', many rights of an economic or social nature. These essays by leading scholars consider the significance of the inclusion of such rights.

Grandparenting in divorced families (2003) Neil Ferguson with Gillian Douglas, Nigel Lowe, Mervyn Murch and Margaret Robinson Policy Press £18.99/£50

This book is the first in-depth exploration of grandparents' relationships with adult children and grandchildren in divorced families. It asks what part grandparents might play in public policy and whether measures should be taken to support their grandparenting role. Do they have a special place in family life that ought to be recognised in law? www.policypress.org.uk

International Human Rights and Islamic Law (2003) Dr Mashood Baderin, Oxford University Press, Oxford Monographs in International Law Series

This impressive volume is a comprehensive and authoritative comparative analysis which examines the important question of whether or not international human rights and Islamic law are compatible. It asks whether Muslim states can comply with international human rights law whilst adhering to Islamic law. The traditional arguments on this subject are examined and responded to from both international human rights and Islamic legal perspectives.

Causes of Action: Civil law and social justice (2003) Pascoe Pleasence, Alexy Buck, Nigel Balmer, Aoife O'Grady, Hazel Genn and Marisol Smith, The Stationery Office

This report provides an insight into the relationship between justiciable problems and deprivation and demonstrates the role of advice and legal services in the fight against social exclusion.

Journal of Empirical Legal Studies, Blackwell Published three times annually, this new journal is devoted to the dissemination of empirical studies of the legal system. Full information on www.blackwellpublishing.com

Public Law – call for contributions The editor of *Public Law*, Andrew Le Sueur, welcomes inquiries and submissions from scholars working in all fields of constitutional and administrative law. Empirical, doctrinal, theoretical and comparative work all find a place in the journal. So far as possible, the journal avoids having a lengthy queue – work accepted for publication normally appears in the next available issue. Professor Andrew Le Sueur [✉ a.lesueur@bham.ac.uk](mailto:a.lesueur@bham.ac.uk) School of Law, University of Birmingham, Edgbaston, Birmingham B15 2TT

The Permanent International Criminal Court: Legal and policy issues (2004) Dominic McGoldrick, Peter Rowe and Eric Donnelly (eds), Hart £35

An introduction to an important subject in international law with contributions from many of the UK's leading scholars. The idea of an International Criminal Court has captured the international legal imagination for over a century. In 1998 it became a reality with the adoption of the Rome Statute. This book critically examines the fundamental legal and policy issues involved in the establishment and functioning of the court.

Judicial Review and Compliance with Administrative Law (2004) Simon Halliday, Hart £25

How effective is judicial review in securing compliance with administrative law? This book presents an empirically based study of the influence of judicial review on government agencies.

● **PUBLIC MEETING: RECKLESS TRIALS? TRANSMISSION OF HIV AND THE CRIMINAL LAW**

Room 541, Birkbeck, Malet Street, London: 30 March 2004, 5.30–8pm

Two men have recently been convicted for infecting women with HIV. Another is awaiting trial. These cases have received national coverage and there has been significant support for the prosecutions in the media. Serious questions about law, health, race and sexuality are being ignored and overlooked. For more information contact Daniel Monk [✉ d.monk@bbk.ac.uk](mailto:d.monk@bbk.ac.uk) or Matthew Weait [✉ weait@hotmail.com](mailto:weait@hotmail.com).

● **4TH CENTRE FOR HEALTH LAW NATIONAL ANNUAL CONFERENCE: HEALTH LAW REFORM – ASSESSING THE CHANGES**

Department of Academic Legal Studies, Nottingham Law School in Association with the Medical Protection Society: 5–6 April 2004

A conference for academics, health care practitioners, managers, legal advisers and all those with an interest in health care law reform. There are currently proposed changes to many different areas of health law, the Chief Medical Officer's *Making Amends Report on Clinical Negligence*, the draft Mental Incapacity Bill, genetics *White Paper*, NHS patient complaints, CHAI, government patient empowerment initiatives to name but a few. Major reforms to fundamental areas of health law and the surrounding NHS structures are taking place. This conference is designed to reflect on these, considering how they will affect the future NHS landscape, practically, legally and ethically.

● **ESRC ANTHROPOLOGY OF LAW WORKSHOPS: DEVELOPING ANTHROPOLOGY OF LAW IN A TRANSNATIONAL WORLD**

Birkbeck: 26–28 April 2004

There are three workshops planned each year to be held at Edinburgh, Sussex and Birkbeck. The theme for the workshops for the first year is 'Governmentality, the state and transnational processes of law' and the theme for the second year is 'Space, territoriality and time'. For more information contact Peter Fitzpatrick [✉ peter.fitzpatrick@clickvision.co.uk](mailto:peter.fitzpatrick@clickvision.co.uk)

● **ESRC KNOWING FAMILIES SEMINAR SERIES**

Leeds University

• Visualising Families: Ethnographies of family life (May 2004)
Contact Angela Jackman [✉ a.s.jackman@leeds.ac.uk](mailto:a.s.jackman@leeds.ac.uk)

● **AHRB CENTRE FOR LAW, GENDER AND SEXUALITY: THEORISING INTERSECTING RELATIONS**

University of Kent: 24–25 May 2005

Speakers: Iris Marion Young and Sherene Razack. Further details to be announced.

● **6TH BIENNIAL CONFERENCE OF EUROPEAN COMMUNITY STUDIES ASSOCIATION: A CONSTITUTION FOR EUROPE? GOVERNANCE AND POLICY MAKING IN THE EUROPEAN UNION**

Montreal: 28–29 May 2004

The European project has changed significantly since the Treaty of Rome was signed in 1957. Understanding, interpreting and explaining these changes will be the guiding themes of the 6th biennial conference of ECSA-Canada. Conference chairs: Jeffrey Kopstein [✉ jeffrey.kopstein@utoronto.ca](mailto:jeffrey.kopstein@utoronto.ca) and Isabelle Petit [✉ isabelle.petit@umontreal.ca](mailto:isabelle.petit@umontreal.ca)

● **5TH ANNUAL LECTURE OF THE CENTRE FOR WELSH LEGAL AFFAIRS**

University of Wales, Aberystwyth: 18 June 2004

'Say not the struggle naught availeth': the Richard Commission and after is the title of the lecture to be delivered by Professor Richard Rawlings of the London School of Economics, focusing on devolution in Wales and the report of the Richard Commission on the powers of the National Assembly for Wales. Ann Sherlock [✉ ans@aber.ac.uk](mailto:ans@aber.ac.uk) [† 01970 622717/622712](tel:+441970622717)

Events continued on [p 15](#)

UK Asylum Law & Policy: Historical and contemporary perspectives (2004) Dallal Stevens, Sweet & Maxwell, London 466pp £32.95 ISBN 0421 763507 A critical analysis of the development of legislation, this book charts the definition and ongoing redefinition of the asylum seeker in the eyes of the law. It examines the concept of asylum, how it has evolved, and the law and practice to which it has given rise.

Challenging Diversity: Rethinking equality and the value of difference (2004) Davina Cooper, Cambridge University Press 247pp ISBN 0521539544 Critically engaging with radical pluralist, feminist and liberal scholarship, this book addresses major questions currently facing political and social theory, particularly in relation to debates about diversity. These questions concern how we identify legitimate forms of difference, understand the relationship between inequality and other social norms and address the challenge of sustaining counter-normative practices.

Rousseau and Law (2004) Thom Brooks (ed) Ashgate, Aldershot ISBN 0 7546 2441 2 The influence of Jean-Jacques Rousseau in social and political theory is well known. Although he was not primarily a legal theorist, his influence on the philosophy of law has unfortunately received too little attention. This volume contains the best previously published articles that explore Rousseau's influence on legal theory and seeks to bring Rousseau's contribution its deserved recognition by legal theorists.

Housing Law and Policy in Ireland (2004) Padraic Kenna, Irish Academic Press, Dublin 150pp 70 Euros This is the first book which combines an examination on housing law and policy in a modern context in Ireland. It provides a clear and detailed reference point for the statute and case law applicable to the ownership, funding, development and management of private and social housing. Naturally, it draws from valuable reference points in relevant areas of property, equity, family, planning and local government law as well as other approaches, including social inclusion policies, the impact of globalisation, EU law and the recently adopted European Convention on Human Rights.

Imaginary Boundaries of Justice: Social and legal justice across disciplines (2004) Ronnie Lippens (ed) Hart Publishing, Oxford 256pp £45hb/£22pb ISBN 1-84113-471-0/1-84113-475-9 This book argues that 'visions' of justice are bounded. Boundaries of 'visions' of justice, however, are also 'imaginary'. They emerge within imaginary spaces, and, as they are 'imaginary', they are inherently unstable. It captures an emerging interest (in the humanities and social sciences) in images and the visual, or the imaginary more broadly.

Judicial Review and Compliance with Administrative Law (2004) Simon Halliday, Hart, Oxford £25 188pp ISBN 1-84113-265-9 How effective is judicial review in securing compliance with administrative law? This book presents an empirically-based study of the influence of judicial review on government agencies. It explores judicial review from a regulatory perspective and uses the insights of the regulation literature to reflect on the capacity of judicial review to modify government behaviour. On the basis of extensive research with heavily litigated government agencies, the book develops a framework for analysing and researching the regulatory capacity of judicial review. Combining empirical and legal analysis, it describes the conditions which must exist to maximise judicial review's capacity to secure compliance with administrative law.

Human Rights Brought Home: Socio-legal perspectives on human rights in the national context (2004) Simon Halliday and Patrick Schmidt (eds), Hart, Oxford 256pp £30 ISBN 1-84113-388-4 This collection explores human rights in domestic legal systems. The Human Rights Act 1998, ushering the European Convention fully into UK law, represented a landmark in UK constitutional order. Other European states have also elevated the status of human rights in their legal systems. Whilst much has been written about doctrinal legal developments in the light of human rights, little is known about the empirical effects of bringing rights home. This book seeks to fill this gap in our knowledge.

Judicial Review and Bureaucratic Impact: International and interdisciplinary perspectives (2004) Marc Hertogh and Simon Halliday (eds), Cambridge University Press 300pp £22.99 ISBN 0521547865 How effective are the courts in controlling bureaucracies? What impact does judicial review have on the agencies which are targeted by its rulings? For the first time, this book brings together the insights of two intellectual disciplines which have hitherto explored these questions separately: political science and law/socio-legal studies. Leading international scholars from both fields present new research which focuses on the relationship between judicial review and bureaucratic behaviour. **Counsel in the Caucasus: Professionalization and Law in Georgia** (2004) Christopher PM Waters, Martinus Nijhoff, Leiden, 204pp 80 Euros ISBN 90 04 13947 8 This book traces the development of the rule of law in Georgia since independence and speculates on its future direction. By focusing on changes in the legal profession after 1991, it concludes that culture and informal regulation are key to understanding how Georgian lawyers govern themselves. Other topics include Georgia's legal history, its current human rights situation, theories of professionalisation and the link between law and development. It also compares the Georgian experience to that country's South Caucasian neighbours, Armenia and Azerbaijan.

The State of Law in the South Caucasus (late 2004) Christopher PM Waters (ed) Palgrave Press, Basingstoke

This book evaluates the strength of the rule of law in the South Caucasus, a volatile and strategically important region of the former Soviet Union. Contributors – all of whom who have lived and worked in Armenia, Azerbaijan or Georgia – tackle this question from the perspectives of both law and politics..

Textbook on Criminology (5th ed) (2004) Katherine S Williams, OUP, Oxford 584pp £21.99 ISBN 0-19-926440-6 This new edition provides a comprehensive consideration of theoretical, practical and political aspects of crime and criminology, dealing with such major questions of criminology as: definitions of crime; why people become criminals; and crime prevention and dealing with criminals. Each question is studied from an objective and academic viewpoint, encouraging greater social, political and philosophical awareness of crime, criminals and society's response to them.

The Human Rights Act: An impact study in South Wales (2004) R Costigan, J Sheehan and PA Thomas This study reports on a survey of 'High Street' solicitors' attitudes, awareness and usage of the HRA in a socio/economic depressed valley in South Wales. Sponsored by the Nuffield Foundation, a limited number of free copies are available to SLSA members from Professor Phil Thomas, Cardiff Law School e thomaspa@cardiff.ac.uk.

A Community for Children? Children, citizenship and internal migration in the EU (2004) Louise Ackers and Helen Stalford, Ashgate 314pp £49.95 ISBN 0 7546 1858 7 Based on important social-legal research supported by the European Commission and the Nuffield Foundation, this book examines the impact of migration on children within the EU. Set within the framework of the development of 'Citizenship of the Union' and the extension of legal rights to the families of migrant workers, the research involves interviews with parents and children of EU migrant families in Sweden, Portugal, Greece and the UK. Examining their formal legal entitlement under community law, it assesses the relevance of European citizenship to children and charts recent developments in EU policy making and the promotion of children's rights.

Comparative Histories of Crime (2003) B Godfrey, C Emsley and G Dunstall (eds), Willan Publishing 222pp ISBNs 1-84392-036-0/1-84392-037-0 This book aims to reflect and take forward current thinking on comparative cross-national and cross-cultural aspects of the history of crime and to broaden the focus of the historical context of crime and policing. Contributions include declining rates of violence, juvenile delinquency, the punishment of offenders, policing and military law, demonstrating how comparative perspectives can enrich contemporary studies of crime and policing. An extensive introduction reviews current thinking in relation to the comparative history of crime and criminal justice.

From '9-11' to the Iraq War 2003: International law in an age of complexity (2004) **Dominic McGoldrick**, Hart 396pp £18/27 Euros ISBN 1-84113-496-1 This book is a tale of two towers, two wars and two visions – the twin towers of the World Trade Center in New York, the two wars, on Terrorism and on Iraq, and the two visions of the international legal and political order for the twenty-first century. The issues involved in the War Against Terrorism and the War on Iraq in 2003 will help define the shape of international order for the twenty-first century; therefore the aim of the book is not only to consider these issues, but specifically to examine how international humanitarian and international human rights law was applied in these wars. It also asks how the international debate on the Iraq War was conducted and why and questions whether the post-1945 system of international laws and organisations is capable of surviving these events, and in what form?

The Permanent International Criminal Court: Legal and policy issues (2004) **Dominic McGoldrick, Peter Rowe and Eric Donnelly (eds)** 514pp £35/52.50 ISBN 1-84113-281-0 The idea of an International Criminal Court has captured the international legal imagination for over a century. In 1998 it became a reality with the adoption of the Rome Statute. This book critically examines the fundamental legal and policy issues involved in the establishment and functioning of the Permanent International Criminal Court.

Reconcilable rights? Analysing the tension between victims and defendants (2004) **Ed Cape (ed) Legal Action Group, London** 136pp £15 ISBN 1 903307 31 7 The book is based on a series of seminars held by LAG in 2003 and brings together leading academic experts, practitioners and policy-makers in a wide-ranging analysis and discussion on four separate, but interconnected themes: Why does the present government believe that victims' and defendants' rights are mutually incompatible? Have the 'pro-victim' changes introduced in recent years created false expectations and eroded the defendant's right to fair trial? Is there a justification for involving victims in sentencing through the use of Victim Impact Statements? What rights should victims have within an adversarial system of criminal justice?

Music and Copyright (2nd edn) (2004) **Simon Frith and Lee Marshall (eds)** Edinburgh UP £19.99 ISBN 0748618139 This new edition provides analyses of copyright from a variety of disciplines (economic, historical, philosophical) and evaluates the effects of copyright through several stages of the 'music food chain' (songwriters, musicians, media, users and so on). It offers a highly accessible introduction to this crucial area of popular music as well as offering something to more experienced researchers in the field.

Crime Compliance and Control (September 2004) **Doreen McBarnet**, Ashgate, Aldershot 330pp ISBN 0 7546 2349 1 This book brings together a selection of the author's core publications. It includes work, which, though socio-legal in nature, was published originally in other contexts – sociology, criminology, business and finance – making it more readily accessible to socio-legal scholars and students. An introductory chapter provides an intellectual biography of McBarnet's work, tracing the analytical links in the evolution from criminal justice, through business regulation and 'creative compliance', to legal control, legal work and legal ethics, with the practical operation of the rule of law a recurrent theme.

The Extended Policing Family: Visible patrols in residential areas (2004) **Adam Crawford and Stuart Lister, Joseph Rowntree Foundation** £15.95 ISBN 1-85935-187-5 This report explores and explains the complex division of labour in the policing of residential areas. It draws lessons from various policing initiatives and documents the findings of a national survey of private security firms and regional surveys of local housing authorities and police forces.

Health Law and the European Union (2004) **Tamara Hervey and Jean McHale**, Cambridge University Press, Law in Context Series Despite its restricted formal competence, the EU has become increasingly involved in the health field. This book explores the impacts of measures of EU law on national health law and policy.

Quality and Access: Specialist and tolerance work under civil contracts (2004) **Richard Moorhead and Richard Harding**, Stationery Office, London This report examines the tension between the LSC's policies of quality, on the one hand, and the implications for access to justice on the other. It provides a detailed evaluation of the quality of specialist and non-specialist civil legal help work using outcome measures and peer review in particular, and insights into the management and supervision of such work.

Demystifying the Mystery of Capital: Land Tenure and Poverty in Africa & the Caribbean (2004) **Robert Home and Hilary Lim (eds)** Glasshouse Press £25 ISBN 1 904385 13 3 This is an original study of the use of law to secure land tenure in the face of poverty, urban and peri-urban growth and changing social structures. How easy is it to replace customary law with individual land rights? And is this the road to poverty reduction and capitalist development? The result of a research project commissioned by the UK Department for International Development, this book offers case studies from Botswana, Trinidad and Zambia and analyses wider issues, including the colonial legacies that create illegality in peri-urban areas, the impact of HIV/AIDS on social structure and inheritance and land readjustment in customary areas.

Competition, Regulation and the New Economy (2004) **Cosmo Graham and Fiona Smith (eds)**, Hart, Oxford 256pp £40/60 Euros ISBN 1-84113-384-1 In addition to being the principal medium for communication, education and entertainment the new economy is a leading provider of goods and services through electronic channels. It rides on technological developments in computers, telecommunications and satellites creating interactive media and on deregulation and privatisation of state-owned enterprises in telecommunications and broadcasting. The question pursued in these essays is whether conceptual underpinnings of competition law and international regulatory mechanisms are adequate or appropriate to deal with developments raised by the new economy.

Sexual Positions: Diversity and the law (2004) **Belinda Brooks-Gordon, Loraine Gelsthorpe, Martin Johnson and Andrew Bainham (eds)**, Hart, Oxford 320pp £30/45 Euros ISBN 1-84113-489-9 The idea for the book came from awareness that it is important to explore some of the social and moral censures, contours and controversies that shape and mark the boundaries of sexuality. The production of the book has coincided with a major review and new legislation concerning sexual offences, fuelling the authors' concerns and making their explorations timely.

The English Constitution: Myths and realities (2004) **Ian Ward**, Hart, Oxford 166 pp £20/30 Euros ISBN 1-84113-431-7 This book addresses two burning contemporary and complementary questions; one regarding the so-called English 'question', the changing identities of England and English-ness, and a second regarding the changing shape of the Anglo-British constitution. It is suggested that there are both internal and external pressures that are driving the reformation of our constitutional order.

The Future of Labour Law: Liber amicorum Bob Hepple QC (2004) **Catharine Barnard, Simon Deakin and Gillian S Morris (ed)**, Hart Oxford 388 pp £42/63 Euros ISBN 1-84113-404-X This book, to which an internationally distinguished group of scholars has contributed, examines the future of labour law from a wide variety of perspectives.

In brief . . . Globalizing Family Values: Christian Right International Politics (2003) **Doris Buss and Didi Herman** University of Minnesota Press . . . *Victims of Crime: Justice rebalanced?* (2005 forthcoming) **Brian Williams**, Jessica Kingsley Publishers . . . **B Godfrey and G Dunstall** (March 2005) *Crime and Empire 1840–1940: Criminal justice in global and local context*, Willan Press . . . **B Godfrey** (September 2005) *The Great British Rough: Criminality and its hinterland at the fin de siècle*, Willan Press . . . **Carole McCartney**, 'Forensic DNA sampling and the England and Wales National DNA Database: a sceptical approach' (2004) *Critical Criminology* 13:1–22 . . . *Perspectives on Labour Law* (2004) **Anne Davies**, Cambridge University Press, Law in Context Series

Lawyers and Vampires: Cultural histories of legal professions W Wesley Pue and D Sugarman (eds) (2004) Hart £27.50/€40 410 pp ISBN 1-84113-519-4 Drawing on an international team of scholars, this is the first book directly to address the cultural history of the legal profession. The book seeks to understand the complex ways in which lawyers were imaginatively and institutionally constructed and their larger cultural significance. It illustrates both the diversity and the potential of this type of approach to lawyers in history.

Patrolling with a Purpose: An evaluation of police Community Support Officers in Leeds and Bradford City Centres A Crawford, S Blackburn, S Lister and P Shepherd (2004) CCJS Press, University of Leeds, 89 pp £14.95 ISBN 0-9511032-4-5 The Police Reform Act 2002 introduced a new breed of patrolling officer known as a Police Community Support Officer (CSO). This report evaluates the first year of their deployment in Leeds and Bradford city centres drawing upon extensive interviews and surveys of CSOs and members of the public, interviews with police officers and other key workers operating in the two city centres, as well as crime data to analyse the impact of CSOs on community safety.

Competition, Regulation and the New Economy C Graham and F Little (eds) (2004) Hart £25/€37.50 224pp hb In addition to being the principal medium for communication, education and entertainment, the new economy is now a leading provider of goods and services through electronic channels. The question pursued in this book is whether the conceptual underpinnings of competition law and international regulatory mechanisms are adequate or appropriate to deal with the developments raised by the new economy.

Perspectives on Labour Law ACL Davies (2004) Cambridge University Press, Law in Context Series £19.99 ISBN 0-521-60523-7 *Perspectives on Labour Law* is an accessible but thought-provoking introduction to labour law. It is suitable for those coming to the subject for the first time, and it will also be of interest to more advanced students, including postgraduates, who need to think about the subject's broader themes. The academic literature on labour law makes considerable use of human rights arguments and of economic analysis. Both of these approaches provide valuable insights into the underlying policy of the law but they can be rather off-putting for students who do not know the international human rights instruments, or who have no background in economics. This book introduces these wider perspectives on labour law and then applies them to a selection of topics, including anti-discrimination law, dismissal, working time, pay, consultation and collective bargaining, trade union membership and industrial action.

Regulating Commercial Gambling D Miers (2004) Oxford University Press ISBN 0-19-825672-3 pb 0-19-927615-3 9 hb This book sets recent developments in the regulation and deregulation of commercial gambling's three primary forms – betting, gaming, and lotteries – against an account of their social and legal history. The book examines the implementation and impact of the present law governing gaming and the National Lottery in terms of regulation and the enforcement of regulatory regimes. Miers focuses on how these regimes regulate the probity of the supplier, the supply of gambling opportunities, the nature of the transaction, and the player's participation and concludes with an evaluation of the Draft Gambling Bill 2003

Contract Law in Perspective (4th edn) L Mulcahy and J Tillotson (2004) Cavendish Publishing 304 pp £18 ISBN 1 85941 771 X This substantially revised new edition complements 'black letter' treatments of contract by looking at legal doctrine and statutes in their social, political and economic contexts. In addition to describing the key doctrines in the field, it explains the ideology behind them and considers the extent to which they serve the needs of the business community and consumers. The book aims to broaden understanding and appreciation of the subject by reference to the 'big ideas' in contract theory, and how these relate to practice at a level which is suitable for students.

Playing Safe: Learning and teaching in undergraduate law The UKCLE learning and teaching support project was aimed at exploring the perceptions and interpretations made by law teachers of their role in facilitating learning and in responding to the wider demands of society, quality assurance and professional bodies. Focused on five law schools, this report (available online) provides a valuable insight into current concerns. **w** www.ukcle.ac.uk/research/ncl.html.

Cohabitation, Marriage and the Law: Social change and legal reform in the 21st Century A Barlow, S Duncan, G James and A Park (forthcoming 2005) Hart, Oxford £30 ISBN 1-84113-433-3 Using findings from their recent Nuffield Foundation-funded study, combining a nationally representative analysis of cohabitation and marriage with in-depth qualitative data about what cohabitants do and believe, the book explores public attitudes to cohabitation and marriage and the 'common law marriage myth'. It also provides an analysis of who cohabits, who marries and why and investigates legal attitudes and beliefs about 'cohabitation and common law marriage' and concludes by considering attitudes to and options for legal reform in the light of the research findings.

Higher Education in Cyprus Before and After Accession: Legal and financial prospects Stéphanie Lauthé Shaelou (2004) Policy Paper 1/2004, Research and Development Center, Intercollege, Nicosia, Cyprus Cyprus' accession to the European Union marks the beginning of a new legal process: the process of application and monitoring of the *acquis communautaire* in Cyprus. In the field of higher education, the *acquis* is unusual as it takes a different form, in accordance with the principle of subsidiarity. So how is Cyprus coping with this particular area of Community law? In this paper, the author focuses on certain issues of importance, such as the freedom to provide services or the institutionalisation process.

Constructing Childhood: Theory, policy and social practice Adrian James (2004) Palgrave/Macmillan ISBN 0-333-94891-2 The book provides a critical analysis of the social construction of childhood and children's agency. Through an interdisciplinary synthesis combining social theory and the role of law, social policy and the empirical findings of social science research, it bridges the current gap between theory and practice, offering an incisive theoretical account of childhood that is grounded in substantive areas of children's lives such as health, education, crime and the family. This furthers understanding of the impact of policy on children's everyday lives and social experiences.

Journals

Wales Journal of Law and Policy is a peer-reviewed publication, for legal practitioners, policy advisers, academics, public bodies and anyone interested in the development of Welsh law and public policy. It is produced in partnership by the National Centre for Public Policy and the Department of Law, University of Wales Swansea The journal provides a forum for dissemination of information, reflection and comment upon Welsh law and policy, seeking to set developments in a UK wide and international comparative context. **w** www.wjlp.org.uk.

University of Glasgow School of Law **Student Law e-Journal** publishes high quality student work. Submitted publications are refereed and moderated by an editorial team of academics and students. **w** www.law.gla.ac.uk/students/webjourn

Law & Policy has announced a call for papers (deadline 7 January 2005) for a topical issue on 'Responsive regulation and taxation', guest editor, Valerie Braithwaite of the Regulatory Institutions Network, Australian National University. **e** valerie.braithwaite@anu.edu.au **e** lawpol@buffalo.edu

Howard Journal of Criminal Justice, special issue, 'Desistance from crime and implications for policy', S Farrall and S Maruna (eds) 43(4) September 2004 is available online. Contributors include Anthony Bottoms, Joanna Shapland, Andrew Costello, Deborah Holmes and Grant Muir, Ros Burnett and Shadd Maruna, Judith Rumgay, Fergus McNeill. **w** www.blackwell-synergy.com/links/toc/hojo/43/4

New MA in legal aspects of contemporary medicine at Queen Mary

Dramatic developments in medical science pose exciting challenges to lawyers, doctors and policymakers. This MA is designed to meet those challenges. It provides students with an advanced understanding of ethical and legal issues raised by medical and scientific advances and sets them in the context of contemporary medical practice and policy, national and international. The 12-month course can also be taken part-time over two years. Applications are welcome from students with law and non-law backgrounds. There are two compulsory courses, Medical Jurisprudence and the Legal Regulation of New Medical Technologies, and one optional course from a list which includes Intellectual Property Aspects of Medicine, Consent and Contemporary Medicine and Medicine and Civil Justice. In the summer term, students are required to research and write a dissertation on an approved topic of their choosing within the scope of the MA. The course convenor is Professor Emily Jackson e.m.jackson@qmul.ac.uk and teachers include Professor Geneva Richardson, Professor Katherine O'Donovan, Professor Michael Blakeney and Dr Rachel Mulheron from the School of Law at Queen Mary, with further contributions from colleagues in the Barts and London Medical School. www.laws.qmul.ac.uk/lacm

Call for contributions for publication: literature and the history of civil liberties

Literatures written in English frequently intersect with or engage the history of civil liberties: from portrayals of Sir Thomas More's assassination to Orwell's depiction of a world devoid of civil liberties in *1984*; from Milton's 'Areopagitica' to Arthur Miller's *The Crucible*; from responses to Parliament's suspension of habeas corpus during the American and French Revolutions to responses to Lincoln's suspension of it during the American Civil War; from responses to the Alien and Sedition Acts to responses to the Patriot Act. The 2006 volume of REAL solicits essays devoted to this topic which examine:

- (1) literary representations of disputes and debates about civil liberties;
- (2) how those disputes and debates have affected and shaped various works, from choice of subject matter to cases of censorship; and
- (3) rhetorical and metaphorical analysis of those disputes and debates and how they are staged.

Use MLA style sheet and send essays for consideration to: Brook Thomas ☒ Department of English, University of California, Irvine CA 92697, USA ethomas@uci.edu by 1 October 2005.

Social & Legal Studies 14(2)

Reforming land rights: the World Bank and the globalisation of agriculture – Elizabeth Forin

On mothers, babies and bathwater: distributive justice, tort law and prenatal duties – Tsachi Keren-Paz

The mysteries of human dignity and the brave new world of human cloning – David Gurnham

Zoora Shah: 'An unusual woman' – Anna Carline

Criminalizing war, criminology as ceasefire – Vincenzo Ruggiero

Debate & dialogue: 'The law school, legal education and the knowledge economy' – reflections on a growing debate

Introduction – Richard Collier:

Gothic horror in the legal academy – Margaret Thornton

Gothic horror?: a response to Margaret Thornton – Fiona Cownie and Anthony Bradney

Corporatism and legal education in Canada – Susan B Boyd

Global Governance and the Quest for Justice Vol IV Human Rights (2004) Roger Brownsword (ed) Hart Publishing £22.95/€34.50 256 pp ISBN 1-84113-409-0

This book focuses on human rights in the context of globalisation together with the principle of respect for human rights and human dignity viewed as one of the foundational commitments of a legitimate scheme of global governance. The first part deals with the ways in which globalisation impacts on established commitments to respect human rights. The second part debates the coherence of a global order committed to respect for human rights and human dignity as one of its founding principles. If globalisation aspires to export and spread respect for human rights, the thrust of the papers in this volume is that it could do better, that legitimate global governance demands that it does a great deal better, and that lawyers face a considerable challenge in developing a coherent jurisprudence of fundamental values as the basis for a just global order.

European Methods of Administrative Law Redress(2004) Trevor Buck DCA 2/04

This report examines administrative law remedies in the Netherlands, Norway and Germany and makes observations about the activities of regional European institutions in the field. For each jurisdiction the report provides an overview of the administrative law system and court structure, an outline of ombudsmen schemes and significant developments in ADR. The government's recent White Paper, *Transforming Public Services: Complaints, redress and tribunals* has presented new ideas about how to proceed with the key tasks of preventing and resolving disputes in administrative justice. This report provides an opportunity to reflect on some European approaches that might shed light on the direction and management of such reforms.

Ethnic Minority Magistrates' Experience of the Role and of the Court Environment (2004) Julie Vennard, Gwynn Davis and Julia Pearce DCA 3/04

This study offers a detailed exploration of the experience of magistrates from ethnic minority backgrounds. Taking a qualitative approach, the research seeks to explore: the prevalence of the racist experiences amongst ethnic minority magistrates and attempts by the magistracy to tackle any reported problems; the impact of perceived discrimination and racism upon magistrates' satisfaction with the role; and career progression on the bench of ethnic minority magistrates compared with that of their white colleagues.

Research reports from the UKCLE

The UKCLE has funded a number of research projects into legal education topics. The following reports are now available to download from the UKCLE site: funded by UKCLE's Project Development Fund, *Exploring Comparative Marking* (Final report); *Formative Feedback – Use within law programmes* (final report); *Law Student 2002 – a profile of law students in Scotland* (first year report); *Mapping Best Practice in Clinical Legal Education* (final report); *Practitioner Perspectives on Legal Education and Training* (final report); *Preparing Black Caribbean Students for the Legal Profession* (final report). Other recent research reports include *Hitting the Ground Running? Preparing students for practice* and *Playing Safe: Learning and teaching in undergraduate law*. See www.ukcle.ac.uk/research for further details of UKCLE research activities.

Filling the Void, Connecting the Piece (2005) Adam Crawford, Sarah Blackburn and Peter Shepherd CCJS Press £15.95

This reports the findings of an evaluation of neighbourhood and street wardens in Leeds. It analyses their contribution to environmental improvement, social cohesion and community safety and places their role within the context of the wider 'extended policing family' and urban regeneration. It explores the development of warden schemes and focuses on five case-study areas and highlights the roles and functions of wardens and their impact upon different elements of community well-being.

From Dependency to Work: Addressing the multiple needs of offenders with drug problems (2004) The Policy Press £14.99 (plus £2.75 p&p)

This new report presents the findings from one of the first evaluations of a British programme to integrate drug and alcohol treatment with mental health services, education, training and employment support – the From Dependency to Work (D2W) programme. It provides an invaluable insight into the challenges and difficulties of integrating services in this way and highlights important lessons for central and regional government on funding and working with the voluntary sector to deliver services. With the recent launch of the Drug Interventions Programme (DIP), statutory and voluntary sector agencies working together across the country will need to develop effective multidisciplinary working in this field. This report provides all those involved, from a strategic level to frontline practitioners, with a clearer understanding of the issues. For a summary of key findings and recommendations, go to www.policypress.org.uk/d2w_findings.pdf. t01235 465500 or [e direct.orders@marston.co.uk](mailto:direct.orders@marston.co.uk).

Plural Policing: The mixed economy of visible security patrols (2005) A Crawford, S Lister, S Blackburn and J. Burnett Policy Press £14.99 ISBN 1 86134 671 9

This book draws together the findings of a two-year study of developments in the provision of visible policing in England and Wales, funded by the Nuffield Foundation. Exploring the dynamic relations between different public and private providers, it combines an overview of national developments with an analysis of six focused case studies, including two city centres, one out-of-town shopping centre, an industrial park and two residential areas. It considers the role of community support officers, neighbourhood wardens and private security guards, amongst other plural policing personnel; outlines the policy implications of the research findings, particularly with regard to the government's current police reform agenda; and provides important insights and recommendations regarding the organisation, co-ordination and regulation of the future mixed economy of visible security patrols. It is relevant to those interested in community safety and the changing face of modern policing.

Consultation Paper on Review of Civil Judicial Statistics (2005) Scottish Executive Justice Department

This paper seeks views on potential changes to the way the Justice Department collects and provides information and statistics about the civil justice system. The Justice Department is reviewing current arrangements with a view to making recommendations for change. As part of the review, it wishes to obtain views from a wide range of individuals and organisations on ways in which the current system can be improved. At present, information on the civil justice system is made available through the publication *Civil Judicial Statistics* (ISBN 0-7559-4067-9) which is published annually 9–15 months after the end of the calendar year to which the statistics relate. www.scotland.gov.uk/consultations/justice/cprcjs-00.asp

Centre for Criminology publications

Last year researchers at the Oxford Centre for Criminology produced 30-plus publications including: R Burnett and C Roberts (eds), *What Works in Probation and Youth Justice: Developing evidence-based practice* (Willan), containing many contributions by centre researchers; R Burnett and C Appleton, 'Joined-up services to tackle youth crime' (2004) *BJ Crim* 44: 34; M Feilzer and R Hood, *Differences or Discrimination: Minority ethnic young people in the youth justice system*, Youth Justice Board; R Moore, E Gray, C Roberts et al, *National Evaluation of the Intensive Supervision and Surveillance Programme*, Home Office; F Varese, 'Varieties of protectors', in A Amin and NJ Thrift (eds), *The Blackwell Cultural Economy Reader*, Blackwell; A Wilcox, R Young and C Hoyle, *Two Year Resanctioning Study: a Comparison of Restorative and Traditional Cautions*, Home Office.

● **FINAL CONFERENCE OF THE MIP PROJECT**

Centre d'Estudis Jurídics, Department of Justice, Catalan Government, Barcelona: 8 April 2005

To disseminate the final results of the project Women, Integration and Prison: an analysis of women prisoners in Europe. The conference is free but delegates should register. [e projectes@surt.org](mailto:projectes@surt.org)
www.surt.org/mip

● **SECOND BIRKBECK ANTHROPOLOGY OF LAW WORKSHOP**

Birkbeck College, University of London: 25-27 April 2005

Theme – 'Space, territoriality and Time'. No registration fee, limited financial support is available for students. Contact Peter Fitzpatrick [e peter.fitzpatrick@clickvision.co.uk](mailto:peter.fitzpatrick@clickvision.co.uk).
www.bbk.ac.uk/law/workshops/anthro2005-birkbeck.shtml.

● **EXPLORING KEY CONCEPTS IN FEMINIST LEGAL THEORY: THE STATE, GOVERNANCE, AND CITIZENSHIP RELATIONS**

Keele University: 12-13 May 2005

The third in a series of five workshops funded by the British Academy and the Feminism and Legal Theory Project. The subject for consideration is changing conceptions of the state, governance, and citizenship relations and the implications for law revision and reform. Key issues include: how is the relationship between state and citizen understood in the two jurisdictions? To what extent and in what ways can this relationship be understood as gendered? What implications are there for feminist strategising and legal reform? Contact Michael Thomson [e m.o.thomson@keele.ac.uk](mailto:m.o.thomson@keele.ac.uk), Martha Fineman [e mfineman@law.emory.edu](mailto:mfineman@law.emory.edu) or Joanne Conaghan [e jafc@kent.ac.uk](mailto:jafc@kent.ac.uk)

● **WOMEN AND HUMAN RIGHTS: CONFLICT, TRANSFORMATION AND CHANGE**

Transitional Justice Institute: 19-20 May in Belfast

The conference seeks to explore multiple issues of women's human rights in the transitional context of Northern Ireland and beyond. For further details on registration for the conference, please contact Lisa Gormley at the Transitional Justice Institute [† 028 9036 8963](tel:+3532890368963)
[e l.gormley@ulster.ac.uk](mailto:l.gormley@ulster.ac.uk).

● **SECOND INTERNATIONAL GRADUATE SUMMER SCHOOL AND SEMINAR: THE SCIENCES AND HUMANITIES IN A CHANGING WORLD**

Institute of Communication, Lund University Campus, Helsingborg, Sweden: 4-17 June 2005

Last year's participants found the course an exceptional opportunity to think horizontally about the social sciences, addressing issues beyond the normal scope of their dissertations or research projects, and globally about the variety of practices and experiences confronted by the social sciences in different national contexts. There is no course fee, although participants need to cover their own travel and accommodation. Anyone interested should consult the website www.icomm.lu.se/summerschool. For information on academic matters, offers of invitation and admission procedures, please contact Alf Bang [e alf.bang@icomm.lu.se](mailto:alf.bang@icomm.lu.se). For information and advice on practical matters, submission of papers, housing, travel, social events etc, please contact Arne Gunnarsson [e arne.gunnarsson@icomm.lu.se](mailto:arne.gunnarsson@icomm.lu.se)

● **ESRC RESEARCH SEMINARS WORKSHOP: DEVELOPING ANTHROPOLOGY OF LAW IN A TRANSNATIONAL WORLD: SPACE, TERRITORIALITY TIME**

School of Law, Edinburgh University: 9-11 June

Building on discussions about the transnational nature of law which were centred last year on governmentality, the 2005 workshops will explore questions of: how to approach the temporal and spatial 'existence' of 'law in society'; how to conceive law's existence in time and space, other than through an assertion of normative validity based upon legal or socio-legal dogmatics; how to address the problem of scale and the relationship between 'micro-action' and 'macro-structures' and between micro-processes and macro-scale processes and outcomes in the field of law; how to talk about the existence and maintenance of law at a larger geographical scale than the time-and-space-bound scale at which single processes of reproduction take place; and what the social consequences are of the ways in which law and rights are actually localised in places? Professor Anne Griffiths [e anne.griffiths@ed.ac.uk](mailto:anne.griffiths@ed.ac.uk)
School of Law, Edinburgh University, Old College, South Bridge EH8 9YL [† +44 131 650 2057](tel:+441316502057)

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... journals

Law, Culture and the Humanities This new interdisciplinary journal, edited by Austin Sarat, is the official journal of the Association for the Study of Law, Culture, and the Humanities. Associate editors are Keith Bybee, Peter Fitzpatrick, William MacNeil, Karl Shoemaker and Martha Umphrey. The new journal publishes high quality work at the intersection of scholarship on law, culture and the humanities. It provides an outlet for people engaged in interdisciplinary, humanistically oriented legal scholarship. The journal's mission is to encourage dialogue across and among these fields about issues of interpretation, identity and values, authority, obligation, justice and law's place in culture. Crossing traditional divides to reflect the diverse nature of this exciting area, the journal's scope includes: legal history; legal theory and jurisprudence; law and cultural studies; law and literature; legal hermeneutics. For a free sample copy e ejournal@hodder.co.uk. For more information, including editorial and international advisory board details, visit w www.lchjournal.com.

The **Journal of Law and Society** invites expressions of interest concerning the guest editorship of the *JLS* Special Issue (Spring 2007). Proposals should be sent to the editor along with a list of authors (agreed and yet to be contacted), a list of working titles and a one-page explanation of the purpose and range of the collection. The issue is normally around 75,000 words, inclusive of footnotes and carries between 8 and 10 papers. The copy deadline is November 2006. The issue will also appear as a book published by Blackwell, Oxford. A decision on the 2007 publication will be taken in September 2005. Phil Thomas, *JLS* Editor ✉ Cardiff Law School, Cardiff University, Cardiff CF10 3XJ e thomaspa@cardiff.ac.uk

Blackwell is now publishing the journals of the American Society of Criminology: **Criminology** and **Criminology & Public Policy**. *Criminology* focuses on crime and deviant behaviour. Disciplines covered include sociology, psychology, design, systems analysis and decision theory. Major emphasis is placed on empirical research and scientific methodology. Interdisciplinary in nature, *Criminology & Public Policy* is devoted to policy discussions of criminology research findings. Focusing on the study of criminal justice policy and practice, the central objective of the journal is to strengthen the role of research findings in the formulation of crime and justice policy by publishing empirically based, policy focused articles. Reaction essays that further explore the policy implications follow each article. w www.blackwellpublishing.com

... books

Litigants in Person: Unrepresented litigants in first instance proceedings (2005) Richard Moorhead and Mark Sefton, DCA 2/05 This report explores detailed quantitative and qualitative data on unrepresented litigants from four courts in first instance civil and family cases, excluding small claims cases. It provides a detailed picture of the prevalence and nature of unrepresented litigants and the impact of non-representation on themselves, the courts and their opponents.

Sentencing and Punishment: The quest for justice (2005) Susan Easton and Christine Piper, Oxford University Press £21.99 415pp ISBN 0199270872 This book draws on a wide range of socio-legal, criminological and jurisprudential perspectives to analyse the process of calculating, justifying and implementing punishment. In doing so it addresses a wide range of issues relevant to the determination of what counts as a 'just' punishment for adults and as an acceptable response to offending by minors. In particular it discusses the issue of fair impact, the influence of rights-based critiques and the development of risk-based policies and practice.

Jurisprudence or Legal Science? (2005) Sean Coyle and George Pavlakos (eds), contributors include R Alexy, J Gorman, C Heidemann, P Leith, J Morison, and V Rodriguez-Blanco, Hart, £35/€45 224 pp ISBN 1841135046 Modern jurisprudence embodies two distinct traditions of thought about the nature of law. The first adopts a scientific approach which assumes that all legal phenomena possess universal characteristics that may be used in the analysis of any type of legal system. The main task of the legal philosopher is to disclose and understand such characteristics, which are thought to be capable of establishment independently of any moral or political values which the law might promote and of any other context-dependent features of legal systems. Another form of jurisprudential reflection views the law as a complex form of moral arrangement which can only be analysed from within a system of reflective moral and political practices. Rather than conducting a search for neutral standpoints or criteria, this second form of theorising suggests that we uncover the nature and purpose of the law by reflecting on the dynamic properties of legal practice. Can legal philosophy aspire to scientific values of reasoning and truth? Is the idea of neutral standpoints an illusion? Should legal theorising be limited to the analysis of particular practices? Are the scientific and juristic approaches in the end as rigidly distinct from one another as some have claimed? In a series of important new essays the authors of *Jurisprudence or Legal Science?* attempt to answer these and other questions whilst emphasising the connection of such 'methodological' concerns to the substantive legal issues which have traditionally defined the core of jurisprudential speculation.

Disability Rights in Europe: From theory to practice (2005) Anna Lawson and Caroline Gooding (eds), Hart £35/€52.50pb 320 pp ISBN 1-84113-486-4 This book is based on a conference organised jointly by the editors to mark the European Year of Disabled People. It explores the range of legal strategies which have been adopted, both nationally and internationally, to achieve equality for disabled people and facilitate their inclusion into mainstream society. It examines current developments in anti-discrimination law, within Member States and at EU level. It assesses the effectiveness and potential of the human rights framework for disabled Europeans. In addition, a number of approaches to the enforcement and promotion of disability rights are considered. Contributors to this book include leading academics, as well as campaigners and others working to improve or enforce disability related legislation. This is a unique and timely contribution to an important and rapidly expanding field of study. It will be of relevance to all those, whether lawyers or not, with an interest in disability and equality issues.

Human Rights in the Community: Rights as agents for change (2005) Colin Harvey (ed), Hart £30/€45 256 pp ISBN 1-84113-446-5 There has been a considerable focus in the last few years on the meaning of the Human Rights Act 1998 and its real and potential impact on judges and lawyers. Much has been written on the implications of the new legislation for a variety of areas of law. With the rising level of case law the emphasis is now turning to the impact of the legislation on specific areas of social life. In this volume the focus is on the practice of human rights and how they are enforced in reality. There is much discussion in the literature of a 'human rights culture' but how precisely is such a culture to be created and how do we make sense of human rights? In order to address these questions this volume is in two parts. Part I examines general issues surrounding the full and effective implementation of human rights, including their mainstreaming in legal and political life as well as the implications of constitutional change for human rights protection in the UK. Part II explores the implications of human rights standards in particular areas in order to test whether a 'human rights culture' has emerged.

International Child Law (2005) Trevor Buck, Cavendish, £35 350pp ISBN 1859419488 This book examines the international laws for children at global and regional levels. The UN Convention on the Rights of the Child is described and critically assessed and at the regional level the ECHR is examined as a vehicle to progress children's rights. Other key issues, increasingly regulated by international child law, are spotlighted: child labour, child abduction and inter-country adoption. This book provides a sound understanding of the international law framework and issues relating to children and is a useful resource to advanced study and research.

Cohabitation, Marriage and the Law: Social change and legal reform in the 21st century (2005) Anne Barlow, Simon Duncan, Grace James and Alison Park, Hart £30/€45pb 224 pp ISBN 1-84113-433-3 Unmarried heterosexual cohabitation is rapidly increasing in Britain and over a quarter of children are now born to unmarried cohabiting parents. This is not just an important change in the way we live; it is also a political and theoretical marker. Some commentators see cohabitation as evidence of selfish individualism and the breakdown of the family, while others see it as merely a less institutionalised way in which people express commitment and build families. Politically, 'stable' families are seen as crucial – but does stability simply mean marriage? At present the law retains important distinctions in the way it treats cohabiting and married families and this can have deleterious effects on the welfare of children and partners on cohabitation breakdown or death of a partner. Should the law be changed to reflect this changing social reality? Or should it – can it – be used to direct these changes? Using findings from their recent Nuffield Foundation-funded study, the authors examine public attitudes about cohabitation and marriage, provide an analysis of who cohabits and who marries, and investigate the extent and nature of the 'common law marriage myth' (the false belief that cohabitants have similar legal rights to married couples). They explore why people cohabit rather than marry, the nature of their commitment to one another and chart public attitudes to legal change. In the light of this, the book then evaluates different options for legal reform.

Socio-Legal Studies: Family law and family values (2005) Mavis Maclean (ed), Hart £40/€60hb ISBN 1-84113-547-X £22/€33pb ISBN 1-84113-548-8 256pp Each individual experiences obligations arising from personal relationships. These are often hard to fulfil and give rise to tensions between the demands of various relationships, between meeting current or future needs, but also between private norms and the demands of a public set of rules. Contributors consider the relationship between family law and family values in the way law is framed, the way we are developing the legal context for new kinds of relationships (such as cross-household parenting, same-sex partner relationships) and the obligations of adults to elders. It closes with a plea to rethink family law in terms of the functions we want it to perform. Contributors include Masha Antokolskaia, Benoit Bastard, John Eekelaar, Lisa Glennon, Jacek Kurczewski, Jane Lewis, Carol Smart, Velina Todorova and Jean van Houtte.

Labour Law: Text and materials (2nd edn) (2005) Hugh Collins, KD Ewing and Aileen McColgan £28/€42pb 1100 pp ISBN 1-84113-362-0 This new edition examines the law relating to employment, industrial relations and labour market regulation in the UK, including relevant dimensions of EC law and policy. It includes extracts from cases, statutes, reports, official statistics and academic commentary and analysis and is designed to provide all the materials needed for courses in labour or employment law. The text emphasises recent developments including: the expansion of legal regulation; new forms of work; the integration of labour law with broader policies aimed at the enhancement of competitiveness and the prevention of social exclusion; equal opportunities and the protection of rights in the workplace; and new mechanisms for worker participation in decisions.

Producers and Consumers in EU E-Commerce Law (2005) John Dickie, Hart £25/€37.50pb 224 pp ISBN 1-84113-454-6

This book argues that the EU is failing to protect consumers in the area of e-commerce. The author compares the EU's close and rapidly enacted protection of producers' interests in e-commerce, in terms of authorship and in 'domain-identity', with its faltering steps towards protection of consumers' corresponding interests, in terms of fair trading, privacy and (on behalf of children) morality. The author assesses the threats posed to these disparate interests, the extent to which self-help can and does neutralise those threats and the extent to which the EU has stepped into the breach. The argument is an important one as economic data show that consumers within the EU currently lack confidence in cross-border e-commerce, a motor of integration *par excellence*.

Children, Education and Health International Perspectives on Law and Policy (2005) Neville Harris and Paul Meredith (eds), Ashgate £55hb ISBN 0 7546 4387 5 This collection examines the relationship between children's education and their health from an international perspective. The authors look at a broad range of often controversial issues in law and policy, in areas such as sex, HIV, drugs, bullying, mental health, within a national and international context. The book's chapters also raise broader questions concerning moral rights within pluralistic societies and the relationship between authorities, teachers and families. It also highlights the role of education in protecting and promoting the rights of the child.

Lawyering Skills and the Legal Process (2nd edn) (2005) Caroline Maughan and Julian Webb, Cambridge University Press Law Books £24.99 230pp ISBN-13 9 7805 2161 9509 This book develops students' understanding and practising of client interviewing, writing and drafting, negotiation, and advocacy in the context of the extensive research on the work of the legal profession and the civil and criminal justice systems.

Trusts Law: Text and materials (4th edn) (2005) Graham Moffat, with Gerard Bean, John Dewar and Marina Milner, Cambridge University Press Law Books £35 864pp ISBN 13 9 7805 2167 4669 Equity and trusts are approached from a unique standpoint in this text, emphasising the numerous contexts within which the legal rules operate and integrating analysis of the law with discussion of those contexts. Selected extracts from key legal and non-legal materials help to provide a focus for study.

Analysis of Evidence (2nd edition) (2005) Terence J Anderson, David A Schum and William Twining, Cambridge University Press Law Books £22.99 500pp ISBN 13 9 7805 2167 3167 A rigorous introduction to the construction and criticism of arguments about questions of fact and to the marshalling and evaluation of evidence in litigation. Extensively rewritten, the treatment of fact investigation, probabilities and narrative has been extended and new examples and exercises have been added.

Dispute Process: ADR and the primary forms of decision making (2nd edn) (2005) Michael Palmer and Simon Roberts, Cambridge University Press Law Books £19.99 384pp ISBN 13 9 7805 2167 6014 This book considers the primary forms of alternative dispute resolution (ADR) – negotiation, mediation, and umpiring – in the context of the rapidly changing discourses and practices of civil justice that are taking place across a broad range of jurisdictions.

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The latest issue of *Prison Privatisation Report International* is available at www.psir.org/justice/ppri67.htm . . . **Making Social Security Law: The role and work of the Social Security and Child Support Commissioners** (2005 forthcoming) Trevor Buck, David Bonner, Roy Sainsbury, Ashgate 249pp ISBN 0 7546 4381 6 . . . **International Law Reports**, Vol 126 (2005) Elihu Lauterpacht, Christopher J Greenwood, AG Oppenheimer, with Karen Lee www.cambridge.org/0521829909.

STRASBOURG COURT RESEARCH

Sue Millns at Kent University has been awarded €1,179,000 (with nine partner institutions) by the European Commission for a Specific Targeted Research Project on The Strasbourg Court, Democracy and the Human Rights of Individuals and Communities: Patterns of Litigation, State Implementation and Domestic Reform. [e s.millns@kent.ac.uk](mailto:e.s.millns@kent.ac.uk)

THE LAW OF EVIDENCE IN SEXUAL OFFENCE TRIALS

Michele Burman (Glasgow), Lynn Jamieson (Edinburgh) and Jan Nicholson (Glasgow) have received funding from the Scottish Executive Justice Department to undertake research on the use of sexual history and character evidence in sexual offence trials in Scotland. This 15-month study follows on from their earlier baseline study of the law of evidence in sexual offence trials (available at:

www.scotland.gov.uk/publications) and will evaluate the impact of changes to the law of evidence introduced by the Sexual Offences (Procedure and Evidence) (Scotland) Act 2002. The study will utilise court records and taped proceedings of trials, as well as in-court observation of trials and interviews with complainers and legal professionals to investigate whether and how the legislation is being applied, and its impact on the trial process and outcome. For further information, contact [e sheproject@ gla.ac.uk](mailto:sheproject@ gla.ac.uk).

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EU Environmental Law: Challenges, change and decision-making (2005) Maria Lee, Hart £25/€37.50pb ISBN 1-84113-410-4 Contemporary environmental regulation is having to adapt to significant challenges coming from all directions, including the quest for economic efficiency, popular mistrust of experts and frequent observation of poor practical results. In respect of the EU, criticisms of regulatory activity are accentuated by significant questions surrounding the legitimacy of certain EU institutions and processes. This book, in examining substantive EU environmental laws and policies, considers endeavours to improve environmental regulation. One striking feature of EU environmental law is its preoccupation with the structure of decision-making and this forms a major theme.

The Glass Consumer (2005) Susanne Lacey (ed) National Consumer Council £12.99/US\$22.50pb ISBN 1 86134 735 9 We are all 'glass consumers'. Organisations know so much about us, they can almost see through us. *The Glass Consumer* appraises this relentless scrutiny of consumers' lives. It reviews what is known about how personal information is used and examines the benefits and risks to consumers. Bringing together leading authors in this field, the book analyses the use of consumers' information in the public and private sectors, and includes case studies on the UK NHS and the financial services sector; considers how privacy-enhancing technologies can be used to engineer good information handling practices; appraises the efficacy of the regulation of personal information; and sets out the National Consumer Council's agenda for change.

Humanity, Freedom and Feminism (2005) J Marshall, Ashgate ISBN 0 7546 2562 1 £50 210pp This book begins by analysing and critiquing 'second wave' feminists, who examine how philosophers such as Plato and Aristotle, Descartes, Hobbes and Kant regard human beings and their capacities. While some feminists seek to use ideas of the 'universal human subject' to include women, others argue that such ideas are intrinsically masculine and exclude the feminine and others seek to deconstruct that subject. The author suggests using an inclusive universal conception of the human being, drawn from ideas of positive liberty from the liberal tradition, Hegelian ideas of the formation of the free human being in society, and care ethics. It then goes on to link this theoretical perspective to international human rights and humanitarian law, drawing together areas of theory usually presented separately.

The Making of the Modern English Law of Defamation (2005) Paul Mitchell, Hart Publishing £40/€60 ISBN 1-84113-304-3hb 400pp The modern law of defamation is frequently criticised for being outdated, obscure and even incomprehensible. This book explains how and why the law has come to be as it is by offering a historical analysis of its development. Whilst the primary focus is the law of England, it also makes extensive use of comparative common law materials from other jurisdictions and is essential reading for anyone interested in the law of defamation, in media law and the relationship between free speech and the law.

Studies in International Law: Family law, gender and the state (2nd edn) (2005) Alison Diduck and Felicity Kaganas, Hart Publishing £27/€40.50 ISBN 1-84113-419-8pb 800pp The new edition of this popular book of text, cases and materials on family law, as well as providing a firm grounding in family law, sets the law in its social and historical context and encourages a critical approach by students. Legal principle is set against a background which explores, primarily from a feminist perspective, some of the assumptions relating to gender, sexual orientation, class and culture underlying the law. It examines the ideology of the family and, in particular, the role of the law in contributing to and reproducing that ideology.

French Criminal Justice: A comparative account of the investigation and prosecution of crime in France (2005) Jacqueline Hodgson, Hart £28/€42pb ISBN 1-84113-429-5 256pp Basing much of its analysis upon the first major empirical study of the French pre-trial process, this monograph breaks new ground in the field of comparative criminology. Moving away from idealised accounts of judicially supervised investigations, it provides a better understanding of the ways in which an inquisitorially rooted criminal process operates in practice and the factors that influence and constrain its development and functioning. The structure and operation of French criminal justice is set within a broad range of contexts – of political, occupational and legal cultures – from the French Republican tradition of state-centred models of authority, across the growing influence of the ECHR, to the local conditions which determine the ways in which individual discretion is exercised. The French model of investigative supervision and accountability is contrasted with more adversarial procedures and, in particular, the different ways in which the reliability of evidence is guaranteed and the interests of the accused protected.

Producers and Consumers in EU E-Commerce Law (2005) John Dickie, Hart Publishing £25/€37.50 ISBN 1-84113-454-6pb 176pp This book argues that the EU is failing to protect consumers' critical interests in the area of e-commerce. The author compares the EU's close and rapidly enacted protection of producers' critical interests in e-commerce, in terms of authorship and in 'domain-identity', with its faltering steps towards protection of consumers' corresponding interests.

Trusts Law: Text and materials (2005) Graham Moffat, with Gerry Bean, John Dewar, Cambridge University Press £35pb ISBN-10: 0521674662 ISBN-13: 9780521674669 864pp The book is divided into four main parts: trusts and the preservation of family wealth; trusts and family breakdown; trusts and commerce; and trusts and non-profit activity. Within each part, leading cases, statutes and historical and research materials are placed alongside the narrative of the author's text to give emphasis both to general theories of trust concepts and to the practical operation of trusts. Attention is also given to themes such as the developing relationship between trusts law and other areas of private law such as the law of restitution. This new edition takes account of all relevant developments and expands discussion of key themes.

Making People Behave: Anti-social behaviour, politics and policy (2005) Elizabeth Burney, Willan Anti-social behaviour has become a label attached to a huge range of nuisance and petty crime and is the lever for control mechanisms ranging from the draconian to the intrusively bureaucratic. New Labour has given the police and local authorities more power than ever before to manage disorder, especially when attributed to young people. Political capital has been gained by these measures but the result is often to increase social exclusion. 'Nasty neighbours' and 'youths hanging about' are manifestly troublesome in certain locations, but with government encouragement enforcement measures are prioritised over more complex solutions addressing root causes. This book explores both the political roots of the new measures and also the deeper social explanations for the unease expressed about anti-social behaviour, which finds its counterpart in other western democracies.

Economic and Social Rights under the EU Charter of Fundamental Rights (2005) Tamara Hervey and Jeff Kenner (eds), Hart Publishing £24/€36 ISBN 1-84113-563-1 372pp The Charter of Fundamental Rights of the European Union includes a large number of rights of an economic or social nature. This collection of essays considers the significance of the inclusion of such rights within the EU Charter, in terms of protection of individual and collective social and economic interests within and between the EU and its Member States. What differences might it make to EU law and policy that certain economic and social rights are proclaimed in the EU Charter?

Making Social Security Law: The role and work of the Social Security and Child Support Commissioners (2005) Trevor Buck, David Bonner, Roy Sainsbury, Ashgate £50 249pp ISBN 07546403816 This volume provides a comprehensive analysis of the role and work of the Social Security and Child Support Commissioners in the development of social security law. It draws on an empirical socio-legal study to offer an important basis for policy and theoretical reviews of the government's tribunal reform agenda. Key features include; reports on and analysis of in-depth interviews with all 23 Commissioners; an examination of their role in 'making' law; and a discussion of the implications of the findings for the government's tribunal reform programme. Introductory chapter and a full contents list available at www.ashgate.com/index.htm.

Human Rights Act: A success story? (2005) Luke Clements and Philip Thomas (eds), Blackwells £19.99 ISBN 1405123753pb 208pp This book examines the impact of the Human Rights Act from the viewpoint of judges, lawyers, civil libertarians, politicians and academics. It is an investigation of the Act since it came into force in 2000 and offers insights and suggestions for its more effective, accessible and successful employment.

Labour Law (4th edn) (2005) Simon Deakin and Gillian S Morris, Hart Publishing £31.95/€47.92 ISBN 1-84113-560-7pb 1256pp Labour law is a highly dynamic and complex field which can be properly understood only in its broader international and historical context. This book provides a comprehensive analysis of current British labour law which explains the role of different legal sources, as well as social and economic policy, in its development. It enables readers to obtain a deeper insight into likely future, as well as past, changes in the law. The new edition highlights important new developments in the areas of the contract of employment, dismissal and discrimination law, EU law, employee representation, human rights, 'family-friendly' policies and industrial action law.

In brief . . . Prison Privatisation Report International Number 69 is available at www.psiru.org/justice . . . just published *The State of Law in the South Caucasus* (2005) Christopher Waters (ed) Palgrave . . . and *Environmental Law* (2005) Donald McGillivray with Stuart Bell OUP.

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Call for papers The first online edition of the *Entertainment and Sports Law Journal* (formerly *Entertainment Law*) is now available at <http://go.warwick.ac.uk/eslj> as part of the Electronic Law Journals Project at the University of Warwick. The ESLJ aims to be the publication of choice for academics and practitioners working in the fields of IT, IP, media, sport, music, literature and the arts. Doctrinal, theoretical, socio-legal and comparative perspectives are all welcome. For examples of previous issues see <http://go.warwick.ac.uk/eslj/issues>. Prospective authors are encouraged to contact the editors if they would like to have an article or relevant item considered for future publications: Guy Osborn, g.osborn@wmin.ac.uk, David McArdle d.a.mcardle@stirling.ac.uk, Mark James m.james@mmu.ac.uk, SteveGreenfield s.greenfield@wmin.ac.uk.

Call for contributions 'Counterblast' is a new forum in *The Howard Journal of Criminal Justice* in which authors discuss pertinent issues in criminal justice and penal policy. The first two articles are available free online. If you would like to write a 'Counterblast', please submit your paper to the editors www.blackwellpublishing.com/hojo.

Blackwell's most accessed legal articles are available free online until 31 December 2005 and from 2006 Blackwell will be publishing the following additional titles: *The Journal of Law, Medicine & Ethics*, *The Journal of World Intellectual Property*, *Law & Social Inquiry* and *Legal Studies* www.blackwell-synergy.com.

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The Exercise of Judicial Discretion in Rent Arrears Cases (2005) Caroline Hunter, Sarah Blandy, David Cowan, Judy Nixon, Emma Hitchings, Christina Pantazis and Sadie Parr DCA 6/05 www.dca.gov.uk/research/2005/6_2005.htm This report examines the factors influencing the orders made by judges in housing possession cases brought by social landlords on the grounds of rent arrears. It considers whether there is consistency between district judges and the key stakeholders' perceptions of judges' decision-making. Taking a primarily qualitative approach, cases and outcomes were observed and analysed in three locations, focus groups were held with practitioners and 26 district judges were interviewed. The results indicate different patterns of decisions, both between courts and between judges and the report considers various possible explanations for these variations.

Residence and Contact Disputes in Court (Vol 2) Carol Smart, Vanessa May, Amanda Wade and Clare Furniss, University of Leeds DCA 4/05 This is the second report from a study, contracted January 2002, which aimed to provide baseline data on contact and residence orders. The first part of the study involved a survey of 430 court cases in three different county courts in England. This second stage of the study used qualitative in-depth interviews with 61 parents who had taken their dispute to court.

Minority Ethnic Parents, their Solicitors and Child Protection Litigation by Julia Brophy, Jagbir Jhutti-Johal, Eleanor McDonald DCA 5/05 This report examines the experience of parents from minority ethnic backgrounds who become involved in care proceedings. Through interviews, it describes what it takes for parents from diverse ethnic, cultural, religious and linguistic backgrounds to feel that the legal process is fair and that they have been heard and understood. www.dca.gov.uk/research

Review of the Effectiveness of Specialist Courts in Other Jurisdictions (2005) Joyce Plotnikoff and Richard Woolfson, Lexicon Limited 3/05 The UK has recently begun experimenting with courts that specialise in particular types of problems facing modern communities. In some countries, the development of problem-solving legal structures has a long history, derived in some instances from indigenous and tribal justice systems. This study explores the lessons, in particular the implications for the judiciary, legal profession and court process, that have emerged from the experience of 10 courts in Australia, the USA and Canada specialising in drugs, domestic violence, community and mental health problems.

... DCA reports

Evaluation of Appellate Work in the High Court and the County Courts (2005) Joyce Plotnikoff and Richard Woolfson DCA 7/05 Major changes to the system of civil appeals were introduced in May 2000 by Part 52 of the *Civil Procedure Rules*. Previous research by the authors looked at the impact of these changes on the civil division of the court of appeal. This study examines how appellate work is handled in the high court and county courts, focusing on the high court appeals office at the Royal Courts of Justice and three regional appeals centres. It draws on the views of judges, lawyers, litigants and court staff and on an examination of files. The findings should assist in developing systems that meet the needs of litigants and respond effectively to the demands of appellate work.

Administrative Justice and Alternative Dispute Resolution: the Australian experience (2005) Trevor Buck, DCA 8/05 This report examines the Australian system of administrative justice and the role of alternative dispute resolution (ADR) within it. The report outlines developments across the courts, tribunals and ombudsmen offices, at both Commonwealth and state/territory levels of government. The report finds that Australia has produced a rich range of ADR practice across these cornerstone institutions. The report concludes that what is required is a system that is sufficiently sensitised to identifying appropriate routes of dispute resolution in their individual contexts.

The Management of Civil Cases: The courts and the post-Woolf landscape (2005) Professor John Peysner and Professor Mary Seneviratne, DCA 9/05 This research project examines the effect of the 1999 civil justice reforms on case management in the fast and multi-tracks. It is a qualitative investigation, conducted in eight county courts, examining resources and costs. It concludes that the culture of litigation has changed for the better; case management is a success; and settlement rates in advance of litigation are high. However, costs remain a problem, and these appear to have increased overall.

Advice Agencies, Advisors and their Clients: Perceptions of quality (2005) Jenny Johnstone and James Marson 10/05 This research reports on perceptions of quality of legal advice services provided by non-legally qualified advisers. It describes clients' perceptions of the advice they received and providers' perceptions of the service they offer. It also examines advisors' views on quality standards and the advice network, and clients' definitions of a good quality service.

Tribunals for Diverse Users (2006) Hazel Genn, Ben Lever, Lauren Gray with Nigel Balmer and National Centre for Social Research DCA 1/06 Using a variety of methodologies, this is a major study of access, experiences and outcomes of tribunal hearings from the perspective of tribunal users in three tribunals: the Appeals Service, the Criminal Injuries Compensation Appeals Panel and the Special Educational Needs and Disability Tribunal. The study also included focus groups with the general public and interviews with tribunal judiciary. It was designed specifically to compare the experiences of white, black and minority ethnic users to establish how they perceive, and are treated within, tribunals and whether black and minority ethnic users experience any direct or indirect disadvantage in accessing and using tribunal services. The findings have implications for the provision of information and advice services and for judicial training.

The Exercise of Judicial Discretion in Rent Arrears Cases (2005) Caroline Hunter, Sarah Blandy, David Cowan, Judy Nixon, Emma Hitchings, Christina Pantazis and Sadie Parr DCA 6/05 This report from academics at Sheffield Hallam and Bristol Universities examines the factors which influence the orders made by judges in housing possession cases. It considers how far there is a consistency of approach in cases between district judges and the perceptions that key stakeholders have of judges' decision-making behaviour.

These and other reports are available from the Department for Constitutional Affairs, Research Unit [e research@dca.gsi.gov.uk](mailto:research@dca.gsi.gov.uk)
[w www.dca.gov.uk/research/dcares.htm](http://www.dca.gov.uk/research/dcares.htm)

... books

The Silicon Empire: Law, culture and commerce (2005) Michael B Likosky, Ashgate (with Foreword by Sally Falk Moore) Michael Likosky examines the continuities and discontinuities between colonial and present-day high-tech transnational legal orders. He distinguishes the democratic and human rights rhetoric of this economy from a reality wherein the legal order is often used to reproduce colonial-type relationships. Just as in the colonial period, the expansion of trans-border commerce overlaps with democratic demands and human rights in complex, multifaceted and paradoxical ways. Through a case study looking at Malaysia's Multimedia Super Corridor, a high-tech national development plan and foreign direct investment scheme, he examines how the transnational leaders of the high-tech economy along with the Malaysian political elite react when human rights problems threaten to derail commercial plans.

Privatising Development: Transnational law, infrastructure and human rights (2005) Michael B Likosky (ed) Martinus Nijhoff This book looks at the shift since the 1980s away from state-financed and towards privatised international infrastructure projects. An interdisciplinary group of contributors looks at the relationship between privatisation and human rights in diverse national settings and in multiple sectors of the economy. These issues are explored through international organisation frameworks and internal politics, legislative guides, contracts and public-private organisations. The role of the World Bank, MIGA, export credit agencies, the UN Commission on International Trade Law, credit ratings agencies, international banks, TNCs, NUDs, community groups and state agencies are examined.

Labour Law: Text and materials (2005) (2nd edn) Hugh Collins, KD Ewing and Aileen McColgan, Hart £28/€42 ISBN 1-84113-362-0 1166pp The second edition of this book examines the law relating to employment, industrial relations and labour market regulation in the United Kingdom, including relevant dimensions of EC law and policy. The text introduces selected extracts from cases, statutes, reports, official statistics and academic commentary and analysis, and the whole is designed to provide all the materials needed for courses in labour law or employment law. The text emphasises recent developments including the expansion of legal regulation, new forms of work, the integration of labour law with broader policies aimed at the enhancement of competitiveness and the prevention of social exclusion, equal opportunities and the protection of rights in the workplace and new mechanisms for worker participation in decisions.

The New Public Contracting: Regulation, responsiveness, relationality (2006) £60 hb ISBN-10: 0-19-929127-6 pb ISBN-13: 978-0-19-929127-4 384pp This book charts the significant increase in Britain over the last 25 years in the deployment of contract as a regulatory mechanism across a broad spectrum of social relationships. Since 1997 the trend has accelerated, the use of contract spreading beyond the sphere of economics into public administration and social policy. The 'new public contracting' is the term given to this distinctive mode of governance, characterised by the delegation of contractual powers and responsibilities to public agencies in regulatory frameworks preserving central government controls and powers of intervention. The book critically analyses and evaluates such contractual arrangements with reference to theories of relational contract and responsive regulation. It argues that while in business and other private relations contract routinely enables the parties to regulate and adjust their on-going relationships to mutual benefit, this is often not the case in the new public contracting. In many instances crucial elements of trust, voluntariness and reciprocity are lacking. This and other weaknesses in regulatory design can impede the attainment of government policy objectives. The book demonstrates the problems of ineffectiveness and lack of legitimacy associated with this mode of regulation, and specifies institutional and other conditions that need to be satisfied for the more responsive governance of these public service functions.

Theory and Method in Socio-Legal Research (2006) Reza Banakar and Max Travers (eds), Hart £50/€75 hb ISBN 1-84113-625-5 £17.60/€26.40 pb ISBN 1-84113-626-3 348pp Socio-legal researchers increasingly recognise the need to employ a wide variety of methods in studying law and legal phenomena and that this needs to be informed by an understanding of debates about theory and method in mainstream social science. This collection publishes papers from a workshop held at the Oñati Institute for Sociology of Law in which researchers from several countries explored these issues. The editors have provided a critical introduction to each of six sections, and a general introduction on law, sociology and method.

French Criminal Justice: A comparative account of the investigation and prosecution of crime in France (2005) Jacqueline Hodgson, Hart £30/€45 ISBN 1-84113-429-5 Basing much of its analysis upon the first systematic empirical study of the French pre-trial process, this monograph breaks new ground in the field of comparative criminal justice. Moving away from idealised accounts of judicially supervised investigations, it provides a better understanding of the ways in which an inquisitorially rooted criminal process operates in practice and the factors that influence and constrain its development and functioning. The structure and operation of French criminal justice is set within a broad range of contexts – of political, occupational and legal cultures – from the French Republican tradition of state-centred models of authority, across the growing influence of the ECHR, to the local conditions which determine the ways in which individual discretion is exercised. The French model of investigative supervision and accountability is contrasted with more adversarial procedures and in particular, the different ways in which the reliability of evidence is guaranteed and the interests of the accused protected. This book will be essential reading for teachers, researchers, students and policy-makers working in the areas of criminal justice in the UK and across Europe, in comparative criminal justice/criminology, as well as in French and European studies.

State of Law in the South Caucasus (2005) Christopher PM Waters, Palgrave £55 The countries of the South Caucasus – Georgia, Armenia and Azerbaijan – have been plagued by the failings of the rule of law. While the quality of written laws has improved since independence, legal institutions – and perhaps legal culture – continue to be weak. The failings of law have in turn had a corrosive effect on state-building and democratisation. This book examines the rule of law in the region from a variety of themes and perspectives, such as corruption, elections, relations with Europe, legal professions, regulation of business, environment protection and human rights.

Integrating Victims in Restorative Youth Justice (2005) Adam Crawford and Tom Burden, Policy Press, £14.99 102pp ISBN 1861347855 It is a key aim of current youth justice policy to introduce principles of restorative justice and involve victims in responses to crime. This is most evident in the referral order and youth offender panels established by the Youth Justice and Criminal Evidence Act 1999. However, the challenges involved in delivering a form of restorative youth justice that is sensitive to the needs of victims are considerable. This report provides an illuminating evaluation of the manner in which one Youth Offending Service sought to integrate victims into the referral order process. The study affords in-depth insights into the experiences and views of victims and young people who attended youth offender panel meetings. It places these in the context of recent policy debates and principles of restorative justice. The report tracks a six-month cohort of cases in 2004; provides an analysis of in-depth interviews with victims, young offenders and their parents; highlights the challenges associated with integrating victims into restorative youth justice; and offers recommendations with regard to the involvement of victims in referral orders. This timely report will be of great value to youth justice policy-makers and practitioners, researchers and students of criminology and criminal justice, as well as all those interested in restorative interventions and the role of victims in the justice process.

Housing Rights and Human Rights (2005) Padraic Kenna, European Federation of National Associations Working with the Homeless in Brussels €10 ISBN 9075529449 *Housing Rights and Human Rights* sets out in one publication the range of international instruments which states have accepted guaranteeing housing rights to their citizens and others. It provides a valuable guide to understanding the origins and extent of contemporary human rights and housing rights instruments. The book examines the development and current status of housing rights as they are defined, monitored and implemented (or not) in line with various obligations of states, derived from the legal instruments of the United Nations, the Council of Europe and the European Union. This book offers a valuable source of inspiration, as well as an established corpus of law and standards, to counter 'the race to the bottom', where states compete for foreign direct investment, low capital taxation levels and 'competitive labour markets', by reducing rights. It also examines the position of housing rights within the 'new governance' of the EU involving a shift away from hard law, towards such methods as the open method of co-ordination within the social inclusion policies of the EU. It posits the relevance of fundamental rights, such as are set out in the EU Charter of Fundamental Rights, in the context of these developments and the growth of New Public Management. The book provides an analysis of relevant EU reports and literature in this area. Available in bookshops and from e mary.fay@feantsa.org. Further information from e padraic.kenna@nuigalway.ie

In brief ... the 2nd edition of Pascoe Pleasence's (2006) *Causes of Action: Civil law and social justice*, TSO, Norwich, was published at the end of February.

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The **Journal of Legal Studies Education** (JLSE) is offering a free sample copy. Published twice annually, the JLSE is an important resource for professors of business law. The journal is peer-reviewed and closely examines pedagogical issues within business legal studies. For more information visit the journal homepage. www.blackwellpublishing.com/jlse

Journal of Sexualities, Gender and Justice: call for papers The *Journal of Sexualities, Gender and Justice* is an independently peer-reviewed journal which aims to promote discussion of, and provide a forum for, the analysis of relations between and within sexualities, genders and law from critical and interdisciplinary perspectives. The theme for the inaugural issue is 'Just love' – a topic which seems out of place in an academic and political environment that is preoccupied with international security, economic rationalism and new pandemics. And yet a critical glance reveals that these 'objective' and 'rational' topics are couched in highly emotive language and often draw heavily upon generalisations about gender and sexuality. The *Journal of Sexualities, Gender and Justice* invites submissions on the topic of just love, and encourages analyses across plural and different sexualities and genders, including but not limited to heterosexual, queer, intersex, transgender, masculinities and femininities and analyses that address the appearance of law in different sites, such as word and image, popular culture, cinema, policy, daily life, judgments and legislation. Any style of submission up to 8000 words is welcome from any relevant discipline. Submissions due by 30 June 2006. www.jsjg.org For more information contact Sarah Keenan † 0412 805 742 or Mark Thomas † 0408 714 706 e editors@jsjg.org.

The **Journal of Academic Legal Studies** (JOALS) is a new, free access online journal initiated by the University of Hannover. It aims to provide young legal scholars with an entry point into the world of academic publishing, applying a rigid peer-review system whilst acknowledging that high quality academic work can be produced by undergraduates, postgraduates and postdoctoral scholars alike. Issue 1 is now available on the journal's website and the editors are actively seeking submissions for future issues. For more information, please visit the site or contact the editors. www.joals.org e info@joals.org

Database of PhD dissertations

The Network of European Union Centers of Excellence in the United States (EUCE) is inviting graduate students pursuing a doctoral degree in topics related to the European Union or transatlantic relations to submit their names and dissertation information to a new database of PhD dissertations currently under construction.

The goal of the database is to help doctoral students identify fellow candidates working in similar areas in the United States and anywhere else in the world. To participate, go to the EUCE Network website at www.unc.edu/euce/dissertation.htm and download a short form which can be filled in and returned online.

Bringing together young researchers and innovators across Europe

A date for your diary . . . 26 August 2006 – the inaugural meeting of the European Postgraduate Researchers Working Group will take place at the 2006 European Society of Criminology (ESC) Conference in Tübingen, Germany. The Working Group provides the opportunity for early stage researchers and lead/senior academics to come together and discuss, develop and collaborate on new and innovative criminal justice research at the European level.

As a member of the Working Group you will have the opportunity to present your research; discuss innovative research techniques; ask questions and seek guidance on publishing work, pursuing academic/research careers and applying for research funding. More importantly it will provide you with a forum to network and to set up future research collaborations across Europe. To be part of this first meeting and the development of this new group please contact: Lisa Burns [e l.k.burns@sheffield.ac.uk](mailto:l.k.burns@sheffield.ac.uk) t +44 (0)114 222 6859. For more information and to view details of the Working Group go to www.esc-eurocrim.org/workgroups.shtml. We look forward to meeting you there!

Jenny Johnstone

Websites

Law books

Two new websites (under the Auspices of the NYU School of Law) Global Law Books and European Law Books have recently been launched. They will post reviews of books published in the fields of European and regional integration, international law and economics, and the broader field of global economic, regulatory and cultural integration. They hope to reflect the current state of the literature on the European Union, global law and international trade and help identify, clarify and shape some of the current debates in these areas of the law and are inviting potential reviewers to sign up. www.globallawbooks.org and www.europeanlawbooks.org

Canadian studies

The British Association of Canadian Studies Legal Studies group has a new website where interested parties can find information about the group and its annual conference. www.lancs.ac.uk/fass/organisations/canadian/index.htm

Working class drop-out

Recently published on the Joseph Rowntree Foundation website is *Rethinking Working-Class 'Drop-Out' from University*. Based on a range of qualitative methods, this research questions the negative portrayal of students from disadvantaged backgrounds who do not complete their initial university course.

Read or comment on this research at www.jrf.org.uk

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Family Law, Gender and the State (2006) 2nd edn, Alison Diduck and Felicity Kaganas, Hart £27/€40.50 798pp The second edition of this work on family law, comprising text, cases and materials, provides not only an explication of legal principle but also explores, primarily from a feminist perspective, some of the assumptions about, and constructions of, gender, sexual orientation, class and culture that underlie the law. It examines the ideology of the family and, in particular, the role of the law in contributing to and reproducing that ideology. Structured around the themes of welfare, equality and family privacy, the book aims to offer the benefits of a textbook while also giving students a wide-ranging set of materials for classroom discussion, using the case method to demonstrate how various issues might be resolved. As well as providing a firm grounding in family law, the text sets the law in its social and historical context and encourages a critical approach by students to the subject. It provides an ideal introduction to family law for undergraduates, but will be equally helpful for postgraduate students of family law for whom it provides a challenging set of materials situated within a theoretically rich set of ideas and arguments.

Reorganization and Resistance: Legal professions confront a changing world (2005) William LF Felstiner (ed), £3500/€52.50 368pp This work analyses the ways in which the legal professions of nine countries (England, France, the Netherlands, Germany, Canada, the US, Mexico, Australia and Korea) and one continent (South America) have confronted the internal and external political, economic and social upheavals of the past 20 years. It documents how change and resistance are inextricably tied together in an oppositional tension where the greater weight shifts gradually from one to the other, even shifts backwards at times, but in the long view runs in the direction of change. The most obvious instance almost everywhere is the struggle of women in legal professions where improvement is undeniable even as resistance is varied and stiff. The book charts the way demographic shifts have changed the work of lawyers, the way that the revenue from law practice has been redistributed, and the extent to which barriers based on race, class, religion and gender have shrunk or shifted. It describes how some professions have been forced by government or co-regulation with government to reorganise. It also documents how others have not kept pace with transformations in the economy and changes and challenges to legal education take centre stage while demographic shifts and institutional reorganization are of much less importance.

Housing Law and Policy in Ireland (2006) Padraic Kenna, Clarus Press €49 This book examines housing law and policy in Ireland, within a modern and easily understood framework. Drawing on legislative, jurisprudential, policy and human rights norms, this book presents a clear description of the origin and current status of Irish housing law and policy. Property rights, mortgages, planning, building standards, regulation, State housing supports and subsidies are considered in the context of contemporary housing policy issues. The controversial issues surrounding both rural housing and the growing and newly regulated private rented sector are uncovered and explored. Indirect measures which impact on housing law and policy, such as consumer rights, family and equality law and other developments are analysed alongside the emerging European dimension to all aspects of Irish housing law and policy. This unique work, the first book on housing law and policy for the Irish market, offers a timely and important contribution to this hotly-debated issue. Up-to-date, clear and extensively referenced, it is essential reading for all those interested in housing law and policy in Ireland.

The Age of Consent: Young people, sexuality and citizenship (2005) Matthew Waites, Palgrave Macmillan £55

This book addresses the contentious issue of how children's sexual behaviour should be regulated. The text includes: a unique history of age-of-consent laws in the UK, analysed via contemporary social theory; a global comparative survey of age-of-consent laws and relevant international human rights law; a critical analysis of how protectionist agendas shaped new age-of-consent laws in England and Wales in the Sexual Offences Act 2003; in-depth theoretical discussion of the rationale for age of consent laws; an original proposal to reduce the age of consent to 14 for young people who are less than two years apart in age; responding to contemporary concerns about young people's sexual behaviour, sexual abuse and paedophilia. This book will engage readers in law and socio-legal studies, sociology, history, politics, social policy, youth and childhood studies, and gender and sexuality studies; and professionals and practitioners working with young people.

A Sociology of Jurisprudence (2006) Richard Nobles and David Schiff, Hart £16/€24 264pp This book presents an accessible introduction to Niklas Luhmann's theories and also seeks to explore and develop Luhmann's claim that jurisprudence is part of law's self-description.

Luhmann on Law and Politics: Critical appraisals and applications (2006) Michael King and Chris Thornhill (eds), Hart £35/€52.50 and £22/€33 216pp This collection of essays includes critical and reconstructive contributions by a number of distinguished social theorists, political theorists, legal scholars and empirical sociologists. Together, they provide evidence of Luhmann's extensive and diverse relevance to the issues facing contemporary society.

Costs and Cautionary Tales: Economic insights for the law (2006) Anthony I Ogus, Hart £20/€30 328pp The aim of this book is to provide an overview of how economic analysis can enrich an understanding of law and can provide standards for its critical evaluation.

Landmark Cases in the Law of Restitution (2006) Charles Mitchell and Paul Mitchell (eds) £50/€75 416pp In this collection of essays, a group of leading scholars look back and reappraise some of the landmark cases in the law of restitution. They range from the early 17th century to the mid-20th century, and shed new light on some classic decisions.

Teaching Legal Research, 2nd edn (2006) Peter Clinch, UKCLE £8 The UKCLE's latest publication, Teaching Legal Research, is now available. Written by Peter Clinch (Cardiff University), the book provides guidance and advice on how to develop and run a legal research skills course, with numerous illustrations and examples drawn from practical experience. Order a copy or download the full text from www.ukcle.ac.uk/resources/tr.

Delivering Affordable Housing through Section 106: Outputs and outcomes (2006) Sarah Monk, Tony Crook, Diane Lister, Roland Lovatt, Aoife Ni Luanaigh, Steven Rowley and Christine Whitehead, Joseph Rowntree Foundation This report examines the effectiveness of s 106 planning agreements in delivering affordable homes. As government statements suggest the increasing importance of s 106, this timely research seeks to address current knowledge gaps regarding the outcomes of s 106 planning agreements. Available from www.jrf.org.uk/bookshop/details.asp?pubID=789.

Living and working in areas of street sex work: From conflict to coexistence (2006) Jane Pitcher, Rosie Campbell, Phil Hubbard, Maggie O'Neill and Jane Scoular, Joseph Rowntree Foundation In the light of debates about managing the 'street scene', this study looks at whether residents and street sex workers can share residential areas. It reflects on the scope for improving relations through initiatives such as consultation, mediation and awareness raising. Available from: www.jrf.org.uk/bookshop/details.asp?pubID=783.

Surviving Domestic Violence: Gender, poverty and agency (2006) Paula Wilcox, Palgrave Macmillan £45

Surviving Domestic Violence follows a group of women on their journeys through and away from abusive relationships. Using a gendered lens, seven influential social dimensions are examined: power, emotion, children, home, economic resource, informal and community support. Struggling with domestic violence and poverty, women actively pursue safety for themselves and their children. A gendered analysis of external structural contexts as well as individual responses reveals the constraints women face in achieving support to gain safety. The book concludes that an overall strategy to decrease domestic violence needs to focus on economic independence for women, enhancing responses towards them and their children not only from formal agencies but also from informal support networks and the wider community.

The Copy/South Dossier (2006) Alan Story, Colin Darch and Debora Halbert (eds), Otterbein College, USA This book covers issues in the economics, politics, and ideology of copyright in the global South. In 50 articles by 11 authors, the dossier critically analyses a wide range of copyright-related issues, including education, culture, economics, and technology, that impact on the daily lives (and future lives) of those who live in the global South. The dossier is being distributed free at www.copysouth.org. Alternatively, contact Copy South at contact@copysouth.org to receive a free copy in the post.

Defamation: Comparative law and practice (2006) Andrew T Kenyon, UCL Press This book investigates defamation law and litigation practice in England, Australia and the United States, combining close legal analysis and extensive empirical research to examine central aspects of defamation law. The book centres on two themes: the treatment of a publication's meaning, and the protection of media speech by privilege defences and constitutional doctrines. What role does a publication's meaning play in defamation? How is media speech protected by qualified privilege in England and Australia and by constitutional rules in the US? How do defamation laws and litigation practices affect the ways in which reputation and free speech are protected in each country? By drawing on substantial research in England, Australia and the US, the book answers these questions and re-evaluates defamation law's most important doctrinal issues. Contents include: defamatory meaning and relevant defences in England and Australia; litigation practices in England, Victoria and New South Wales; qualified privilege: English and Australian law and practice; US defamation law and practice; Lucas-Box and Polly Peck in Australia; comparative defamation law and practice.

The First Women Lawyers: A comparative study of gender, law and the legal professions (2006) Mary Jane Mossman, Hart £30/€45 240pp This is a pioneering study of the lives of the first women to practice as lawyers presenting new evidence of the lives and struggles of these early legal heroines which took place at a time of considerable optimism about progressive societal change.

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The journal *Public Law* welcomes submissions from across the whole range of scholarship dealing with constitutional and administrative law, including socio-legal studies, legal theory, doctrinal analysis and comparative law. There are two main sections: articles (up to 9500 words) and shorter analysis pieces (up to 4000 words). The editor is happy to discuss proposed submissions informally. Contact: Professor Andrew Le Sueur a.lesueur@qmul.ac.uk.

Legal Studies has a new editorial team and a new publisher, Blackwell. The editors are Rob Merkin, Jenny Steele and Nick Wikeley and the first issue of 2006 is now available online. Contributors include Robert Bagshaw, Douglas W Vick, Nicholas Hopkins, Emma Laurie and Peter Cumper, ▶ p14

p 13 ◀ John Keown, Maurice Sunkin and David Nelken. Back issues will be available online soon.
 www.blackwell-synergy.com/loi/lest.

Human Rights & International Legal Discourse, published by Intersentia, is a new peer-reviewed law journal that focuses on the interplay between human rights law and international law. It is designed to encourage the critical study of the increasing influence of human rights law on international legal discourse. In addition to traditional public international law, the journal aims to focus on the interaction of human rights law with specific domains of international law, including international development law, international environmental law, international criminal law, international labour law, and international trade law. The journal places special emphasis on promoting a north-south dialogue. Contact Kim Van der Borgh k.van-der-borghthull.ac.uk.

Regulation & Governance is a new quarterly journal edited by John Braithwaite (ANU), Cary Coglianese (Harvard) and David Levi-Faur (Haifa). It aims to serve as a leading platform for the study of regulation and governance by political scientists, lawyers, sociologists, historians, criminologists, psychologists, anthropologists, economists, and others. Published by Blackwell, the journal seeks to provide a forum for major new research, debate, and refinement of key theories and findings in one of the most important fields of the social sciences. It is committed to open and critical dialogue and encourages scholarly papers from different disciplines, using diverse methodologies, and from any area of regulation. The editors hope to advance discussions between various disciplines about regulation and governance, promote the development of new theoretical and empirical understanding, and serve the growing needs of practitioners for a useful academic reference. For further information, including submission instructions and details of how to become a reviewer, see: www.blackwellpublishing.com/rego.

After an extraordinary 20 years as co-editor of *Law & Policy*, Keith Hawkins, Professor of Law and Society at Oriel College, Oxford, and his co-editor of 10 years, Murray Levine, Professor of Psychology and Law at SUNY Buffalo, will be stepping down. The 2007 incoming editors are Fiona Haines, Department of Criminology, University of Melbourne; Nancy Reichman, Department of Sociology, University of Denver; and Colin Scott, Chair of EU Regulation and Governance, University College Dublin. See www.blackwellpublishing.com/lapo for more information.

The *International Journal of Law in Context* is a new journal from Cambridge University Press. The editors are Michael Feenan and Carrie Menkel-Meadow and the book reviews editor is Alison Diduck. It will be a forum for interdisciplinary legal studies and will offer intellectual space for ground-breaking critical research. It will publish contextual work about law and its relationship with other disciplines including, but not limited to science, literature, humanities, philosophy, sociology, psychology, ethics, history and geography. The aim of the journal is to explore and expand the boundaries of law and legal studies. To read a free online sample copy of the journal and for more information visit: www.journals.cambridge.org/jid_IJC.

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'Vanishing trials: an English perspective' (2006) R Dingwall and E Cloatre, *Journal of Dispute Resolution* reviews recent trends in civil litigation in England and Wales. It highlights that the decrease in numbers of trials illustrated in earlier research has been associated with a decrease in numbers of claims, and discusses how this can be understood in the light of the successive reforms made to the court system.

- **INTERNATIONAL JOURNAL OF CLINICAL LEGAL EDUCATION CONFERENCE: THE PRACTICE OF FREEDOM: EMANCIPATION THROUGH CLINICAL LEARNING?**

Institute of Advanced Legal Studies, London: 12-13 July 2006
 Contact Philip Plowden [e philip.plowden@northumbria.ac.uk](mailto:philip.plowden@northumbria.ac.uk).

- **LAW AND LITERATURE ASSOCIATION OF AUSTRALIA: PASSAGES - LAW, AESTHETICS, POLITICS - Call**

University of Melbourne: 13-14 July 2006
 A conference committed to critical and theoretical analysis responding to the contemporary political conditions of today.
 Contact Amy Harrington [e law-cmcl@unimelb.edu.au](mailto:law-cmcl@unimelb.edu.au).
www.law.unimelb.edu.au/cmcl

- **MEDEA: MUTATIONS AND PERMUTATIONS OF A MYTH**

Clifton Hill House, Bristol, UK: 17-19 July 2006
 Contact Dr Heike Bartel [e heike.bartel@nottingham.ac.uk](mailto:heike.bartel@nottingham.ac.uk) or Dr Anne Simon [e a.simon@bristol.ac.uk](mailto:a.simon@bristol.ac.uk).

- **WHY AND HOW? THEORETICAL AND METHODOLOGICAL DIRECTIONS IN LAW, FEMINISM, GENDER AND SEXUALITY**

University of British Columbia: 24-26 August 2006
 Contact Anisa de Jong, Centre Coordinator [† 01227 82 4474](tel:01227824474)
[e centrelgs@kent.ac.uk](mailto:centrelgs@kent.ac.uk) www.kent.ac.uk/clgs/events.html.

- **REGIONALISING INTERNATIONAL CRIMINAL LAW**

University of Canterbury, Christchurch, NZ: 19-20 August 2006
 The International Law Group of Canterbury University School of Law is pleased to invite the members of the Socio-Legal Studies Association to submit papers. This conference is intended to provide a forum to discuss the necessity, validity and practicality of regional responses to international crime in all its various forms. Keynote speakers: Judge Tuiloma Neroni Slade of the International Criminal Court and Professor William Schabas of the Irish Centre for Human Rights. Further information at www.laws.canterbury.ac.nz/regionalisingicl.

- **SYMPOSIUM: FAMILY RESPONSIBILITY AND THE STATE**

Sussex Law School, University of Sussex: 15 September 2006
 This event is principally by invitation, but there are some unallocated spaces being made available for those who have a keen interest in the subject. If you would like more details please contact Craig Lind [e c.lind@sussex.ac.uk](mailto:c.lind@sussex.ac.uk), Jo Bridgeman [e j.c.bridgeman@sussex.ac.uk](mailto:j.c.bridgeman@sussex.ac.uk) or Heather Keating [e h.m.keating@sussex.ac.uk](mailto:h.m.keating@sussex.ac.uk).

- **CENTENNIAL CONFERENCE ON LEVINAS AND LAW**

McGill University Faculty of Law, Montreal: 17-18 September 2006
 The event challenges leading and emerging scholars of Levinas in multiple disciplines to imagine and apply ethical styles of thinking, engagement, and judgment across the socialscape. With a limited enrolment, working through a round-table format, the conference will pursue the goal of shifting legal academic work on Levinas into high gear, to transform what has been said into a living process of saying. Registration and additional information at www.ccll.mcgill.ca or contact [e ccll@mcgill.ca](mailto:ccll@mcgill.ca) or [e desmond.manderson@mcgill.ca](mailto:desmond.manderson@mcgill.ca).

- **RISK AND REGULATION 2006: 5th ANNUAL RESEARCH STUDENT CONFERENCE**

LSE: 21-22 September 2006
 CARR is organising this conference for students whose research focuses on a topic related to CARR's agenda. It is intended as a forum for intense and constructive discussion and debate between students and is designed to help them improve their research projects. There will also be keynote speeches and master classes led by members of CARR. Apply online at: www.lse.ac.uk/collections/carr.

- **LATIN AMERICAN NETWORK OF LEGAL ANTHROPOLOGY**

Mexico: October 2006
 Bi-annual conference: this network brings together socio-legal scholars and indigenous rights activists. [www http://relaju.alertanet.org/](http://relaju.alertanet.org/)

- **1st ANNUAL CONFERENCE ON EMPIRICAL LEGAL STUDIES**

University of Texas Law School: 27-28 October 2006
 Featuring presentations of original empirical and experimental legal scholarship by leading scholars from diverse fields. It is jointly organised by Cornell Law School, NYU School of Law and the University of Texas Law School. General inquiries: Prof Bernard Black [e bblack@law.utexas.edu](mailto:bblack@law.utexas.edu). Registration: Peggy Brundage [e pbrundage@law.utexas.edu](mailto:pbrundage@law.utexas.edu).

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Who Believes in Human Rights?: Reflections on the European Convention (2006) Marie-Bénédicte Dembour, Cambridge University Press, Law in Context Series £29.99 338pp Many people believe passionately in human rights. Others – Bentham, Marx, cultural relativists and some feminists amongst them – dismiss the concept of human rights as practically and conceptually inadequate. This book reviews these classical critiques and shows how their insights are reflected in the case law of the European Court of Human Rights. At one level an original, accessible and insightful legal commentary on the European Convention, this book is also a groundbreaking work of theory which challenges human rights orthodoxy. Its novel identification of four human rights schools proposes that we alternatively conceive of these rights as given (natural school), agreed upon (deliberative school), fought for (protest school) and talked about (discourse school). Which of these concepts we adopt is determined by particular ways in which we believe, or do not believe, in human rights.

Regulating Social Housing: Governing decline (2006) David Cowan and Morag McDermont, Routledge Cavendish 250pp £22.95 What is social about social housing? *Regulating Social Housing* examines the conditions which make possible the present-day imagining of social housing, arguing that 'social housing' is a contingent term that has become linked to ideas about regulation, government and control. Drawing upon Foucauldian analyses of governmentality, the authors contend that social housing must be understood according to a range of political rationalities that saturate current practice and policy. They critically address the practice of dividing social from private tenure; situating subjects such as the purpose and financing of social housing, the regulation of its providers and occupiers, and its relationship to changing perceptions of private renting and owner-occupation, within the context of an argument that all housing tenures form part of an understanding of social housing. The authors also take up the ways in which social housing is regulated through the invocation and manipulation of obscure notions of housing 'need' and 'affordability'. And, finally, they consider how social housing has provided a focus for debates about sustainable communities and for concerns about anti-social behaviour. Social housing has always been a site for the moral regulation of households. And as *Regulating Social Housing* addresses its contested place in our social and political imagination, so it provides a rich and insightful analysis that will be of value to legal scholars, criminologists and other social scientists with interests in housing, urban studies and contemporary forms of regulation.

Rethinking Evidence: Exploratory Essays, 2nd edn (2006) William Twining, Cambridge University Press, Law in Context Series £29.99 532pp The law of evidence has traditionally been perceived as a dry, highly technical, and mysterious subject. This book argues that problems of evidence in law are closely related to the handling of evidence in other kinds of practical decision-making and other academic disciplines, that it is closely related to common sense and that it is an interesting, lively and accessible subject. These essays develop a readable, coherent historical and theoretical perspective about problems of proof, evidence, and inferential reasoning in law. Although individual essays stand alone, all are woven together to present a sustained argument for a broad inter-disciplinary approach to evidence in litigation, in which the rules of evidence play a subordinate, though significant, role. This revised and enlarged edition includes a revised introduction, the best-known essays in the first edition, and new chapters on narrative and argumentation, teaching evidence, and evidence as a multi-disciplinary subject.

Consent in the Law (2007) Deryck Beylveled and Roger Brownsword, Hart Publishing £40/€60 372pp Consent features pervasively in both moral and legal discourse as a justifying reason: stated simply, where there is consent, there can be no complaint. However, without a clear appreciation of the nature of a consent-based justification, its integrity, both in principle and in practice, is liable to be compromised. This book examines the role of consent as a procedural justification, discussing the prerequisites for an adequate consent – in particular, that an agent with the relevant capacity has made an unforced and informed choice, that the consent has been clearly signalled, and that the scope of the authorisation covers the act in question. It goes on to highlight both the Fallacy of Necessity (where there is no consent, there must be a wrong) and the Fallacy of Sufficiency (where there is consent, there cannot be a wrong). Finally, the extent to which the authority of law itself rests on consent is considered.

If the familiarity of consent-based justification engenders confusion and contempt, the analysis in this book acts as a corrective, identifying a range of abusive or misguided practices that variously undervalue or overvalue consent, that fictionalise it or that are fixated by it, and that treat it too casually or too cautiously.

Documents of the African Commission on Human and Peoples' Rights, Vol II: 1999-2005 (2007) Rachel Murray and Malcolm Evans (eds), Hart Publishing £45/€67.50 1022pp Once again the aim of the work is to provide not only the basic documents, but also the less well-known material related to the jurisprudence emanating from the consideration of communications. This volume therefore includes, amongst other material, the most recent activity reports adopted by the commission, resolutions and final communiqués from the sessions. Together with Volume I this is the most comprehensive set of documents available on the African Commission.

Global Governance and the Quest for Justice, Vol II: Corporate Governance (2006) Sorcha MacLeod (ed), Hart Publishing £22.95/€34.43 270pp Against the backdrop of perceived abuse of corporate power – alleged violations of human rights, degradation of the environment, abuse of labour, Enron-style financial scandals, and the like – the papers in the first part of this collection examine the nature and function of the corporation as well as the way in which we should understand corporate governance and the power of transnational corporations. Central to the question is the issue of accountability, as well as the questions of social and environmental responsibility – here the authors ask whether corporations should be more accountable relative to the broader public interest, and suggest that public law approaches to accountability may offer a way forward. The second part of the book considers the most appropriate regulatory locus (local, regional, or international) and the most effective form of response to the deficit in corporate responsibility and the abuse of corporate power. For example, are transnational corporations most effectively regulated internationally (eg by the United Nations), regionally (eg by the EU or NAFTA) or locally (eg through stringent reporting requirements and implementation of triple bottom-line standards)?

Law in Social Theory (2006) Roger Cotterrell (ed), Ashgate, International Library of Essays in Law and Society, £125/US\$250 527pp Taking a broad view of social theory, this book shows the importance of this theory for the study of contemporary law. Through studies of the work of Weber, Durkheim, Gurwitsch, Habermas, Luhmann, Derrida, Bourdieu, Foucault, Schmitt, Neumann, Kelsen and others, the essays address such fundamental topics as the changing forms of regulation, law's relations with morals and beliefs, law and democracy and prospects for the rule of law in the context of globalisation.

Judicial Review and Bureaucratic Impact: International and interdisciplinary perspectives (2004, eBook 2006) Marc Hertogh and Simon Halliday (eds), CUPress US\$32 How effective are the courts in controlling bureaucracies? What impact does judicial review have on the agencies which are targeted by its rulings? For the first time, this book brings together the insights of two intellectual disciplines which have hitherto explored these questions separately: political science and law/socio-legal studies. Leading international scholars from both fields present new research which focuses on the relationship between judicial review and bureaucratic behaviour. Individual contributors discuss fundamental conceptual and methodological issues, in addition to presenting a number of empirical case studies from various parts of the world: the United States, Canada, Australia, Israel, and the United Kingdom. This volume constitutes a landmark text offering an international, interdisciplinary and empirical perspective on judicial review's impact on bureaucracies. It will significantly advance the research agenda concerning judicial review and its relationship to social change.

British and Canadian Perspectives on International Law (2006) Christopher PM Waters (ed), Martinus Nijhoff €125/US\$ 169, 408+xxpp *British and Canadian Perspectives on International Law* examines the impact of public international law on the UK and Canadian domestic legal systems. It also analyses the contributions of British and Canadian practice to the development of international norms. Topics addressed include international criminal law, international humanitarian law, human rights and human security, asylum, trade, jurisdiction, 'reception law' and media portrayals of international law. Whereas international law scholarship usually takes a global, regional or national approach, this book's chapters are written by leading scholars and practitioners from both countries and provide unique comparative views. While there remains much in common between the two states' understandings of international law, recent developments have shown significant points of departure.

Child Support Law and Policy (2006) Nick Wikeley, Hart Publishing £35 520pp This book analyses the current child support legislation in its broader historical and social context, synthesising both doctrinal and socio-legal approaches to legal research and scholarship. It draws on the historical and legal literature on the Poor Law and the development of both the public and private law obligation of child maintenance. Modern child support law must also be considered in the context of both social and demographic changes and in the light of popular norms about child maintenance liabilities. The main part of the book is devoted to an analysis of the modern child support scheme, and key issues that are addressed are, for example: the distinction between applications in 'private' and 'benefit' cases and the extent to which the courts retain a role in child maintenance matters; and the basis for, and the justification for, the exception from the obligation for parents with care on benefit to co-operate with the Child Support Agency where they fear 'undue harm or distress'. The final chapter examines compliance issues and explores various models for reform of the child support scheme.

Fathers' Rights Activism and Law Reform in Comparative Perspective (2006) Richard Collier and Sally Sheldon (eds), Hart Publishing £14.95 182pp This book brings together leading international commentators to provide a careful, critical and comparative analysis of the work of fathers' rights activists, the role law has played in their campaigning, their legal strategies, their success (or otherwise) in achieving legal reform, similarities and divergences with the women's movement, and the relationship between fathers' rights movements and the societies that frame them. In addition to Collier and Sheldon, contributors include: Susan B Boyd, Jocelyn Crowley, Maria Eriksson, Keith Pringle, Helen Rhoades and Carol Smart.

Law, Culture and Society: Legal ideas in the mirror of social theory (2006) Roger Cotterrell, Ashgate, Law, Justice and Power Series £60/US\$114.95 and £22.50/US\$39.95 199pp This book offers a distinctive approach to the study of law in society, focusing on the sociological interpretation of legal ideas. It explores links between legal studies and social theory and relates its approach to socio-legal studies, on the one hand, and legal philosophy, on the other. It argues for a rethinking of the concept of law to take account of new forms of legal and cultural pluralism and the growing significance of transnational law. The book also develops an original approach to theorising law's relations to culture, with many implications for comparative legal studies. Through a range of specific studies, closely interrelated and building on each other, it integrates the sociology of law with other kinds of legal analysis and engages with current juristic debates in legal theory and comparative law.

Law's Practical Wisdom: The theory and practice of law making in new governance structures in the European Union (2007) Katerina Sideri, Ashgate £55 This book develops a sociological understanding of law-making in the EU. In particular, it focuses on the social function of law in new governance structures promoting decentralised and flexible procedures that encourage deliberation, participation of stakeholders and public dialogue. It pays attention to both the practical knowledge and the power relations underpinning law making, while seeking to bring to the foreground the importance of compromise in the process. The empirical substantiation of the argument discusses the regulation of technology in the EU and is premised on case studies of governance of the internet, patents of high technology, filters used on the internet to block harmful material, trademark law and domain name dispute resolution by ICANN. To this effect, the book studies the dynamics of constructing a legal argument inside the European Commission, and its role in the process of coordinating the creation of networks, securing enforcement in self regulatory regimes, and steering activity on the part of autonomous groups of actors.

Law, Infrastructure, and Human Rights (2006) Michael B Likosky, Cambridge University Press From attacks on oil infrastructure in post-war reconstruction Iraq to the laying of gas pipelines in the Amazon Rainforest through indigenous community villages, privatised infrastructure projects are sites of intense human rights struggles. Many state and non-state actors have proposed solutions for handling human rights problems in the context of specific infrastructure projects. Solutions have been admired for being lofty in principle; however, they have been judged wanting in practice. This book analyses how human rights are handled in varied contexts and then assesses the feasibility of a common international institutional solution under the auspices of the United Nations to the alleged problem of the inability to translate human rights into practice.

New Dimensions in Privacy Law: International and Comparative Perspectives (2006) Andrew T Kenyon and Megan Richardson (eds), CUP (table of contents and introduction at www.cmcl.unimelb.edu.au/cmcl) This collection examines challenges faced by privacy law in changing technological, commercial and social environments. It encompasses three overlapping areas of analysis: privacy protection under the general law; legislative measures for data protection in digital communications networks; and the influence of transnational agreements and other pressures toward harmonised privacy standards. Leading authors discuss developments across these three areas in the UK, Europe, USA, APEC, Australia and New Zealand. Chapters draw on doctrinal and historical analysis of case law, theoretical approaches to both freedom of speech and privacy, and the interaction of law and communications technologies, in order to examine present and future challenges to law's engagement with privacy.

Kinship Matters (2006) Fatemeh Ebtehaj, Bridget Lindley and Martin Richards (eds) for the Cambridge Socio-Legal Group, CUP £35/€55 326pp This is the fifth in a series by the Cambridge Socio-Legal Group and comes out of a three-day conference in 2005. It concerns the evolving notions and practices of kinship in contemporary Britain and the interrelationship of kinship, law and social policy. Assembling contributions from scholars in a range of disciplines, it examines social, legal, cultural and psychological questions related to kinship. Rising rates of divorce and of alternative modes of partnership have raised questions about the care and well-being of children, while increasing longevity and mobility, together with lower birth rates and changes in our economic circumstances, have led to a reconsideration of duties and responsibilities towards the care of elderly people. In addition, globalisation trends and international flows of migrants and refugees have confronted us with alternative constructions of kinship and with the challenges of maintaining kinship ties transnationally. Finally, new developments in genetics research and the growing use of assisted reproductive technologies may raise questions about our notions of kinship and of kin rights and responsibilities. This book explores these changes and continuities from various disciplinary perspectives and draws on theoretical and empirical data to describe understandings and practices of kinship over time and across social groups in contemporary Britain.

. . . other publications

Information about the ESRC seminar series, *Changing Social Norms, Changing Family Law?* (2004–05) is available on the series website at: www.bradford.ac.uk/familylaw. This contains the programme, a briefing paper, paper abstracts and an annotated bibliography.

Ancilla Iuris is a new free online journal that is dedicated to contributions on Constellations of Law and Society. Following a interdisciplinary approach, the journal brings together law with its neighbouring disciplines such as political sciences, economy, sociology, linguistics, philosophy, history, art, psychology etc. At the end of the year, articles will be made available to libraries in the form of an edited volume. To help European contributors gain access to the important English speaking audience, non-English publications are translated into English in order to make them available to readers in both languages simultaneously. In this way, all internet published contributions of *Ancilla Iuris* will become immediately part of global academic networks, while at the same time preserving and making available the important background of the original language. Editors-in-chief are Andreas Abegg and David R Wenger. www.anci.ch

The *Cambridge Law Journal* publishes articles on all aspects of law. Special emphasis is placed on contemporary developments, but the journal's range also includes other subjects such as jurisprudence and legal history. For more information, visit www.journals.cambridge.org/jid_clj.

A selection of essential articles from recent issues of the *Journal of Law and Society* are available free online by authors such as Lucia Zedner, William Twining, David Sugarman, Kieron McEvoy and Heather Conway, Maureen Spencer and John Spencer, Didi Herman and Martin J Sweet. www.blackwell-synergy.com/loi/jols.

Also available from Blackwell are online tables of contents for two other journals: *Criminology* and *Criminology & Public Policy*. See respectively www.blackwellpublishing.com/crim and www.blackwellpublishing.com/cpp.

The entire October edition of *SCOLAG Legal Journal* is available at www.scolag.org. Of particular interest are several articles and an editorial on legal education, as well as coverage of human rights, employment law and administrative law. A small number of hard copies remain and are available on request while they last.

- **LAW AND SOCIETY CONFERENCE, AUSTRALIA**
13-15 December 2006: *Legal Intersections Research Centre, Wollongong*

An annual event bringing together academics, researchers and postgraduate students from Australia and abroad to examine the relationships between laws and legal institutions, and citizens and communities. This year's theme is 'Right or racket? The protection of law'. www.uow.edu.au/law/lirc/law&socconference2006.html

- **LEARNING IN LAW ANNUAL CONFERENCE AND VOCATIONAL TEACHERS FORUM: UKCLE**
University of Warwick: 4-5 January 2007

These two events are combined for the first time to showcase what is best in the scholarship of learning and teaching in law. The conference will be based around a number of broad themes and will include a clinical legal education stream, a panel session on getting published – for postgraduate teaching assistants and new law teachers – and a discussion forum on teaching and learning issues.

www.ukcle.ac.uk/newsevents/ukcle.html

- **CLASSCRITS: TOWARD A CRITICAL LEGAL ANALYSIS OF ECONOMIC INEQUALITY**

25-26 January 2007: Baldy Center for Law & Social Policy, University at Buffalo Law School, USA

Organised by University at Buffalo Law School Professors Martha McCluskey and Athena Mutua, the workshop will address three questions: Why 'classcrits'?; What are we doing and what do we want? How might a focus on economic class differ from other approaches to analysing economic policy and economic inequality in law?; and how can a focus on class build on and add to other anti-subordination projects in law, taking an intersectional approach? Details: www.law.buffalo.edu/baldycenter/events.htm

- **NEW PERSPECTIVES ON THE INDUSTRIAL RELATIONS ACT 1971: SEMINAR**

1 February 2007: Centre for Legal Research, Middlesex University

Speaker: Robert Simpson, Reader in Law, London School of Economics. Chair: David Lewis, Professor of Employment Law, Middlesex University

The Industrial Relations Act 1971 has a number of interesting features for students of labour relations. It can be seen as the first major step towards the current labour law regime in which trade union action is circumscribed and relations between workers and management juridified. The Act attempted a comprehensive reform of labour law, sweeping away the old system of 'collective laissez-faire' but it remained in force for a short period only. This seminar is the second in a series on the Act and will be of interest to public and labour lawyers, industrial relations specialists, trade unionists and contemporary historians. Admission is free but numbers will be limited. For further details and bookings contact Dr Maureen Spencer m.spencer@mdx.ac.uk

- **11TH ANNUAL SEMINAR IN FAMILY LAW: YOURS, MINE AND OURS?**

3 February 2007: Staffordshire University Law School

Featuring a series of presentations on money, property and children. For more information contact p.j.booth@staffs.ac.uk

- **LAW AND ECONOMIC DEVELOPMENT: TOWARDS CONSTRUCTIVE ENGAGEMENT IN THE MIDDLE EAST**

22-23 February 2007: Faculty of Law, Vrije Universiteit Brussel

The conference offers a forum for scholarly debate to explore Middle-Eastern issues from an academic perspective in a spirit of mutual respect and respect for the right of all people to live in freedom and dignity. There is ample room for different legal approaches including law and economics, socio-legal, critical legal studies, etc. For more information contact Professor Koen Byttebier kbyttebi@vub.ac.be or Professor Dr K Van de Borgh kvdborgh@vub.ac.be www.vub.ac.be/ECOR. Questions of a practical nature may be addressed to Mrs S Demeue sdemeue@vub.ac.be or Mrs A Maertens amaerten@vub.ac.be.

Books . . .

Legal Norms and Normativity: An essay in genealogy (2006) Sylvie Delacroix, Hart Publishing £32/€48 242pp This book offers a 'genealogical' explanation of law's normativity. The term 'genealogical' conveys a commitment to a non-metaphysical type of enquiry. While it explains how law, as a normative phenomenon, comes about, it does not seek to ground law's normativity in anything but the context of social interaction giving rise to it. Legal normativity is brought about on a daily basis. Whether in revolutionary circumstances or in the quotidian need for judges, lawmakers or citizens to balance law's demands with those of morality or prudence, our ability to bind ourselves through law ultimately depends on our capacity to articulate a better way of living together, and to commit ourselves to it. These efforts of assessment and articulation depend, in turn, on our conception of normative agency. Assert the need to trace the truth of ethical judgments to some independent moral 'facts' conditioning their objectivity, and you will get a different understanding of what it is we are doing when we dispute law's authority in the name of moral values. Tracing the truth of moral judgements back to our own social practices not only affects the nature of disagreement; it also dramatically increases our responsibility when, as lawmakers, judges, or citizens we 'take the law into our own hands' and confront it with our moral expectations.

The European Convention on Human Rights: Achievements, problems and prospects (2006) Steven Greer, Cambridge University Press £60hb/£23.99pb 386pp This book critically appraises the European Convention on Human Rights as it faces some daunting challenges. It argues that the convention's core functions have subtly changed, particularly since the ending of the Cold War, and that these are now to articulate an 'abstract constitutional model' for the entire continent, and to promote convergence in the operation of public institutions at every level of governance. The implications – from national compliance, to European international relations, including the adjudication of disputes by the European Court of Human Rights – are fully explored. As the first book-length socio-legal examination of the convention's principal achievements and failures, this study not only blends legal and social science scholarship around the theme of constitutionalisation, but also offers a coherent set of policy proposals which both address the current case-management crisis and suggest ways forward neglected by recent reforms.

Education, Law and Diversity (2006) Neville Harris, Hart Publishing 535pp £37.50/€57 This book explores the relationship between education, law (including individual and group rights and state obligations) and various forms of social diversity. Taking a broad definition of diversity that includes factors such as ethnicity, religion, disability and social deprivation, which are variously associated with inequality, social exclusion and the risk of low educational attainment and may also reflect divergent cultural values and norms, the book seeks to explain how social diversity presents significant challenges for the state in seeking to provide an appropriate education for all. It aims to show the extent to which, in the governance of education, public education authorities are constrained by the relevant individual or group rights, including those under the European Convention on Human Rights. The nature and social impact of the relevant rights, duties and powers is considered. Areas discussed include the curriculum (including language, religion and creationism), special educational needs and choice of school. Key themes include equal access to education (including higher education), multiculturalism and children's rights.

Families and the European Union (2006) Clare McGlynn, Cambridge University Press £29.99 262pp In the first book to offer a comprehensive analysis of family law in the European Union, McGlynn argues that a traditional concept of 'family' which has many adverse effects – on individuals, on families (in all their diverse forms), and indeed on the economic ambitions of the EU – is forming the basis for the little-recognised and under-researched field of EU family law. This book examines three different aspects of family life – childhood, parenthood and partnerships – and critically analyses existing EU law in relation to each. It examines the emerging field of EU family law, providing a highly sceptical account of recent developments and a robust challenge to the arguments in favour of the codification of European civil law, including family law.

Economic and Social Rights under the EU Charter of Fundamental Rights (2006) Tamara Hervey and Jeff Kenner (eds), Hart Publishing £24/€36 372pp The Charter of Fundamental Rights of the European Union includes, in addition to the traditional civil and political rights, a large number of rights of an economic or social nature. This collection of essays by leading scholars in this field considers the significance of the inclusion of such rights within the EU Charter, in terms of protection of individual and collective social and economic interests within and between the EU and its member states. What differences might it make to EU law and policy (both in terms of its substance, and in terms of the processes by which it is formed), that certain economic and social rights are proclaimed in the EU Charter?

Consent in the Law (2007) Deryck Beylveveld and Roger Brownsword, Hart Publishing £45/€63 374pp In a community that takes rights seriously, consent features pervasively in both moral and legal discourse as a justifying reason: stated simply, where there is consent, there can be no complaint. However, without a clear appreciation of the nature of a consent-based justification, its integrity, both in principle and in practice, is liable to be compromised. This book examines the role of consent as a procedural justification, discussing the prerequisites for an adequate consent – in particular, that an agent with the relevant capacity has made an unforced and informed choice, that the consent has been clearly signalled, and that the scope of the authorisation covers the act in question. It goes on to highlight both the Fallacy of Necessity (where there is no consent, there must be a wrong) and the Fallacy of Sufficiency (where there is consent, there cannot be a wrong). Finally, the extent to which the authority of law itself rests on consent is considered. If the familiarity of consent-based justification engenders confusion and contempt, the analysis in this book acts as a corrective, identifying a range of abusive or misguided practices that variously undervalue or overvalue consent, that fictionalise it or that are fixated by it, and that treat it too casually or too cautiously. In short, the analysis in *Consent in the Law* points the way towards recognising an important procedural justification for precisely what it is as well as giving it a more coherent application.

Transforming Lives: Law and social process (2007 forthcoming) Pascoe Pleasence, Alexy Buck and Nigel Balmer (eds), TSO This edited volume will bring together a selection of papers from the Legal Services Research Centre's 2006 International Research Conference, held in Belfast. The eight papers, drawn from five countries, will explore the links between civil justice problems and health, the reasons that lie behind advice-seeking behaviour, new forms of service delivery, the broad impact of legal advice, and forms of funding for legal services.

Child Support: Law and policy (2006) Nick Wikeley, Hart Publishing £35/€52.50 616pp This book analyses the current child support legislation in its broader historical and social context, synthesising both doctrinal and socio-legal approaches to legal research and scholarship. It draws on the historical and legal literature on the Poor Law and the development of both the public and private law obligation of child maintenance. Modern child support law must also be considered in the context of both social and demographic changes and in the light of popular norms about child maintenance liabilities. The main part of the book is devoted to an analysis of the modern child support scheme, and the key issues are addressed: the distinction between applications in 'private' and 'benefit' cases and the extent to which the courts retain a role in child maintenance matters; the basis for, and the justification for, the exception from the obligation for parents with care on benefit to co-operate with the Child Support Agency where they fear 'undue harm or distress'; the assessment of income for the purposes of the formula and the evidential difficulties this entails; the tension between the formula, which ignores the parent with care's income, and the demands of distributive justice; the further conflict between the formula, under which liability is capped only for the very wealthy, and the traditional approach of private law, which is premised on children being entitled to maintenance rather than a share in family wealth; the treatment of special cases under the formula by way of 'variations' (formerly 'departures'); the nature of decision-making and the scope for appeals; and the efficacy of the provisions relating to collection and enforcement.

Atiyah's Accidents: Compensation and the law, 7th edn (2006) Peter Cane and Patrick Atiyah, Cambridge University Press £25.99 550pp Since its first publication, this book has been recognised as the leading treatment of the law of personal injuries compensation and the social, political and economic issues surrounding it. The new edition explores recent momentous changes in personal injury law and practice and puts them into perspective. Most significantly, it examines developments affecting the financing and conduct of claiming: the abolition of legal aid for most claims; the increasing use of conditional fee agreements and after-the-event insurance; the meteoric rise and impending regulation of the claims management industry. Complaints that Britain is a 'compensation culture' suffering an 'insurance crisis' are investigated. New statistics on tort claims are discussed, providing fresh insights into the evolution of the tort system which remains deeply flawed and ripe for radical reform.

... journals ...

Bronwen Morgan, Bristol University, has just co-edited, together with Professor Frank Trentmann from Birkbeck College, a special issue for the *Journal of Consumer Policy* on 'The politics of necessity'. This issue (29(4): 345-487), published in December 2006, aims to link four bodies of literature: inquiries into consumer politics and commodification; questions of international development; sociological debates about routine or 'ordinary' consumption; and historical explorations of the centrality of 'necessities' in the formation of modern social movements and the democratic imagination. Water and energy are utilised as the principal material forms for tracing and comparing the development of the politics of necessity. The volume has seven articles and an introductory essay by the editors, including two articles by SLSA members Bronwen Morgan and Cosmo Graham. It is divided into three sections moving from history and philosophy, to the role of consumers, and finally to governance contexts both of national states and more globally. Each section highlights the different implications of the discussion for developed and developing countries, as well as their interdependence.

... COMPAS ...

The Centre on Migration, Policy and Society (COMPAS) at the University of Oxford conducts high quality research to develop theory, inform public opinion and evaluate policy. Forthcoming publications for 2007 include: S Vertovec (2007), *Transnationalism*, Routledge; K Charsley (2007) 'Risk, trust, gender and transnational cousin marriage among British Pakistanis', *Ethnic and Racial Studies* (special issue edited by Steven Vertovec on 'New directions in the anthropology of migration and multiculturalism'); and R Andrijasevic (forthcoming) 'The spectacle of misery: gender, migration and representation in anti-trafficking campaigns', *Feminist Review*. Recent 2006 publications included F Düvell (2006) *Europäische und internationale Migration. Theorie, Empirie, Geschichte*, Lit, Münster; and Biao Xiang (2006) *Global 'Body Shopping': An Indian International Labor System in the Information Technology Industry*, Princeton University Press.

... and DCA reports

A Trouble Shared: Legal Problems Clusters in Solicitors' and Advice Agencies (2006) Richard Moorhead and Margaret Robinson, Cardiff Law School, Cardiff University and Matrix Research and Consultancy This report examines whether and how clients of 12 solicitor firms and advice agencies present with multiple problems (clusters) and how these are dealt with. The research utilised a multi-method approach including: structured observation of 178 interviews between advisers and clients; structured interviews with advisers on 487 additional cases; and 35 semi-structured interviews with advisers about clients with multiple problems and surrounding service-delivery issues. Fifty-eight clients were interviewed about their experiences shortly after the interview, a further 36 of these clients were re-interviewed about their cases three or four months later to get a stronger sense of how their cases had developed. The research investigates the intersectionality of social and legal problems and the advice strategies of providers (specialists and generalists). Clients' legal and social needs interrelate and amplify and advice strategies depend significantly on institutional contexts for advice and individual dispositions and skills of advisers. The report also identified a number of triggers for legal need, with the most common cause of advice-seeking being the action or inaction of the local authority. Of the clients observed, 37 per cent had problems with local authorities. Ideas of holism and seamlessness in advice services are also critically scrutinised. Full report at www.dca.gov.uk/research/2006/08_2006excsun.pdf.

Child Care Proceedings under the Children Act 1989 (2006) Julia Brophy, University of Oxford (DCA 5/06) This is a review of empirical studies of child care proceedings, and was commissioned as a briefing paper for the Child Care Proceedings Review. Key findings include the seriousness of the cases which come before the courts, involving vulnerable parents often with health problems and chaotic lifestyles. The proceedings included inquisitorial features, ie Practice Directions and Protocols. Most children were in a settled placement within 12 months of the hearing.

Making Contact Happen or Making Contact Work? The process and outcomes of in-court conciliation (2006) Liz Trinder, Jo Connolly, Joanne Kellet, Caitlin Notley and Louise Swift, UEA (DCA 3/06) This presents the findings from a study of the effectiveness of three different models of in-court conciliation. Based on 250 interviews with parents at baseline and 175 at a six-month follow-up, it reports on: agreement rates; satisfaction with the conciliation process; satisfaction with agreements and outcome of the case; agreement durability and relitigation; and impact on contact patterns, contact problems, shared decision-making and parent and child wellbeing.

Environmental Justice in Scotland

The concept of environmental justice, originally an American concept, has forced itself onto the political scene in Scotland. This became apparent from a study, from 2006 to 2007, into the concept in Scotland undertaken by Anne-Michelle Slater and Ole W Pedersen, School of Law, University of Aberdeen funded by the Planning Exchange Foundation Trust. Environmental justice has at its core the empowering of minorities who take upon them a disproportionate burden of environmental harms.

The initial aim of the research was to establish to what degree environmental justice played any role on Scottish environmental policy. In spite of lack of demographic and ethnic similarities between Scotland and the United States, the research revealed a strong political focus on environmental justice among the Scottish Executive, Members of the Scottish Parliament and Scottish NGOs. The study revealed that the issue of environmental justice first entered the political landscape in Scotland when Friends of the Earth Scotland (FoES) launched a campaign for environmental justice in 1999. The focus generated by the FoES campaign led, in return, to a number of political initiatives.

The research identified a number of instances including environmental justice as policy objectives. These included, among others: the National Waste Plan; the Scottish Environmental Protection Agency; and planning law reform in Scotland. These areas of policy all became subject to concerns for environmental justice in one way or the other. Additionally, the Scottish Executive established an Environmental Justice Fund in the summer of 2006, following debates in the Scottish Parliament. The fund has recently been opened for applications and has a budget of £2 million, offering grants to communities wanting to improve their local environment.

Moreover, it became apparent that the Scottish Parliament has committed itself to environmental justice. The research identified 30 references to 'environmental justice' in debates or written questions in the Scottish Parliament over the main research period. These included discussions on the establishment of the environmental justice fund, speeches on environmental and land-use planning, as well as issues such as the testing of depleted uranium weapons and smoke-free places.

The second aim of the research project was to establish whether the political commitments to environmental justice were enshrined in law or if they were merely political rhetoric. The study revealed that some examples of environmental justice could be identified in Scottish law, mainly to do with public participation and access to information, but that these examples were as a result of obligations the Scottish Executive has under international and European law.

Finally, the study had as its aim to review existing literature and research on environmental justice in Scotland. Here the study, *inter alia*, reviewed two recent research projects into the demographic issues of environmental justice in Scotland. In short, the projects indicated some links between deprivation and proximity to environmental harms.

The study concluded that environmental justice has indeed made it onto the scene in Scotland, at both political and grassroots levels. More interestingly, it indicated that social justice issues are a defining feature of environmental justice in Scotland. The research identified policies and concerns that included social injustices as environmental justice issues. These ranged from litter and dog-fouling to aspects of urban deprivation resulting from a legacy of industrial declines and mass housing schemes. The research revealed that it was easy to list these problems and repackage them as environmental injustice without making solving them any easier.

For more information, contact Anne-Michelle Slater or Ole W Pedersen. e a.m.slater@abdn.ac.uk e o.pedersen@abdn.ac.uk

Ole Pedersen

Books . . .

Managing Procedure: Evaluation of new rules for actions for damages, for, or arising from, personal injuries in the Court of Session (2007) Elaine Samuel, Scottish Executive, £5 This is an evaluation of a new procedure (Chapter 43) for personal injuries actions introduced into the Court of Session in 2003. The main aims of the new rules are to reduce delay and last-minute settlement in routine personal injury actions. The research examined three dimensions of the reforms: procedural simplification, procedural innovation and courts' management of procedure. See **w** www.scotland.gov.uk/publications.

Cases, Materials and Text on National, Supranational and International Non-Discrimination Law (2007) Dagmar Schiek, Lisa Waddington and Mark Bell (eds), Hart £28/£42pb 512pp This casebook provides a comprehensive and skillfully designed resource, presenting cases and other materials. As non-discrimination law is a comparatively new subject, the chapters search for and develop the concepts of discrimination law on the basis of a wide variety of young and often still emerging case law and legislation. The result is a comprehensive textbook with materials from a wide variety of EU Member States.

The Role of National Human Rights Institutions at the International and Regional Levels: The experience of Africa (2007) Rachel Murray, Hart £35/£50hb 160pp National Human Rights Institutions (NHRIs) have increased in number since the General Assembly adopted principles governing their effectiveness in 1993. The UN and others have encouraged states to set up such institutions as an indication of their commitment to human rights, and now over 20 such institutions exist in Africa and many more will follow. This book examines these institutions in the African region, the way in which they use the international and regional fora, the effectiveness of their contributions and how they are able to participate.

Documents of the African Commission on Human and Peoples' Rights, vol 2: 1999-2005 (2007) Rachel Murray and Malcolm Evans (eds), Hart £45 522pp This is the second volume of documents of the African Commission on Human and Peoples' Rights. This new volume includes the key documents published between 1998 and 2005. Once again the aim of the work is to provide not only the basic documents, but also the less well-known material related to the jurisprudence emanating from the consideration of communications. This volume therefore includes, amongst other material, the most recent activity reports adopted by the Commission, resolutions, and final communiqués from the sessions. Together with volume 1 this is the most comprehensive available set of documents on the African Commission, and will be an essential reference for academics, students, and practitioners.

The Regulation of Cyberspace: Control in the online environment (2006) Andrew Murray £95/£140hb £29.99/£44pb 296pp Examining the development and design of regulatory structures in the online environment, this book considers current practices and suggests a regulatory model that acknowledges its complexity and how it can be used by regulators to provide a more comprehensive regulatory structure for cyberspace.

The Legality of Boxing: A punch drunk love? (2007) Jack Anderson £70/£102hb 240pp This book assesses the legal response to prize-fighting and undertakes a current analysis of the status of boxing in both criminal legal theory and practice. Anderson exposes boxing's 'exemption' from contemporary legal and social norms. Reviewing all aspects of boxing, he concludes that the supposition that boxing has a (consensual) immunity from the ordinary law of violence, based primarily on its social utility as a recognised sport, is not as robust as is usually assumed.

Judges, Transition, and Human Rights: Published in memory of Professor Stephen Livingstone (2007) John Morison, Kieran McEvoy and Gordon Anthony (eds), Oxford University Press £30pb 600pp This book brings together many of the most prominent contemporary national and international human rights and transitional justice scholars in one collection. It focuses on the intersection between judges, transitional processes and human rights discourses bringing together doctrinal, socio-legal and criminological perspectives on a range of topics. The book draws upon comparative experiences in South Africa, Canada, the USA, Britain, Ireland, the Balkans, the Weimar Republic, Northern Ireland, the Republic of Ireland, and elsewhere. It also situates that analysis within supranational and indeed subnational frameworks.

An Introduction to Law and Regulation: Text and materials (2007) Bronwen Morgan and Karen Yeung, Cambridge University Press, Law in Context Series, £29.99 372pp In recent years, regulation has emerged as one of the most distinct and important fields of study in the social sciences, both for policy-makers and for scholars who require a theoretical framework that can be applied to any social sector. This timely textbook provides a conceptual map of the field and an accessible and critical introduction to the subject. In a clearly structured and academically rigorous manner, it sets out a diverse and stimulating selection of materials and gives them context with a comprehensive and critical commentary.

The New Bureaucracy: Quality assurance and its critics (2007) Max Travers, The Policy Press £25pb 202pp This study examines the impact of auditing and inspection on professional work in a number of occupations, including publicly funded legal services. It contains vivid accounts of how quality assurance procedures and systems work in practice, conveying a sense of what is practically involved in the work of counting, measuring and improving quality, and the everyday frustrations of professionals dealing with ever-increasing amounts of paperwork and red tape. It also reviews the critical responses of sociologists towards this emerging new occupation and form of regulation, and discusses the current state of the professions and their relationship with the state.

Protecting powers - Emergency intervention for children's protection (2007) J Masson with D McGovern, K Pick and M Winn Oakley, J Wiley £24.99 *Protecting Powers* combines the findings from two large socio-legal studies of emergency child protection. The research explored police action to protect children using their powers under the Children Act 1989, s 46 and the decisions of local authorities and courts in relation to applications for emergency protection orders. As well as examining links between police and social services – now children's social care – it looks at the professional relationships between social workers and lawyers handling this work. It provides a powerful illustration of the limitations of the courts and legal process in controlling powers and securing accountability.

Absent Environments: Theorising environmental law and the city (2007) Routledge-Cavendish £70hb 272pp Offering a novel, transdisciplinary approach to environmental law, its principles, mechanics and context, as tested in its application to the urban environment, this book traces the conceptual and material absence of communication between the human and the natural and controversially includes such an absence within a system of law and a system of geography which effectively remain closed to environmental considerations. The author redefines the traditional foundations of environmental law and urban geography and suggests a radical way of dealing with scientific ignorance, cultural differences and environmental degradation within the perceived need for legal delivery of certainty.

Sexuality and the Law (2007) Vanessa Munro and Carl Stychin (eds) £95/€140hb £28.99/€43pb 336pp 'Rediscovering' the peculiarity of feminist perspectives, rather than examining the broader range of gender-oriented analyses, in the area of legal regulation and sexuality, this edited collection avoids the 'reductionist' and 'essentialist' shortcomings of 'feminism unmodified'. With a substantial introductory chapter, written by the editors, summarising the state of the law on core aspects of sexuality and providing a critical appraisal of the key themes and concerns, this book analyses and transcends the traditional dichotomised thinking about the regulation of gender issues.

Feminist Perspectives on Family Law (2006) Alison Diduck and Katherine O'Donovan (eds) £95/€140hb £29.99/€44pb 288pp This book assesses the impact that feminism has had upon family law. It is deliberately broad in scope, as it takes the view that family law cannot be defined in a traditional way. In addition to issues of long-standing concern for feminists, it explores issues of current legal and political preoccupation such as civil partnerships, home-sharing, reproductive technologies and new initiatives in regulating family practices through criminal law, including domestic violence and youth justice.

Comparative Law: A handbook (2007) Esin Örcü and David Nelken (eds), Hart £35/€52 380pp This innovative, refreshing, and reader-friendly book is aimed at enabling students to familiarise themselves with the challenges and controversies found in comparative law. It fills that gap in teaching at undergraduate level, and for postgraduates will be a starting point for further reading and discussion.

European Ways of Law: Towards a European sociology of law (2007) Volkmar Gessner and David Nelken (eds) £45/€25 296pp Can there be such a thing as a European sociology of law? The uncertainties which arise when attempting to answer that straightforward question are the subject of this book, which also overlaps into comparative law, legal history, and legal philosophy. The richness of approaches reflected in the essays makes this volume a courageous attempt to show the present state of socio-legal studies in Europe and map directions for its future development.

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Journal of Consumer Policy, special issue, 'The Politics of Necessity' (2006) Bronwen Morgan and Frank Trentmann (eds), Springer Netherlands, Vol 29, 142pp This special issue sheds a consumption-oriented perspective upon political struggles over the provision of basic goods and essential services. Divided into three sections, it moves from history and philosophy, to the role of consumers, and finally to governance contexts both of national states and more globally. Water and electricity form a focal point threading through the collection.

International Commentary on Evidence, special issue, 'Fairness and Evidence in War Crimes Trials', Berkeley Electronic Press, Craig Callen, John Jackson and Sean Doran (eds), Geoffrey Robertson QC, Guest Editor To mark the start of the first trials at the International Criminal Court, this special issue is devoted to the question of whether a person facing charges for war crimes or crimes against humanity can receive a fair trial on the evidence. To submit responses to any of the articles in the issue, or submit essays that offer ideas visit www.bepress.com/ice. 'The judiciary and indigenous rights in Guatemala' (2007) Rachel Sieder, *International Journal of Constitutional Law* 5(2): 211-41 This is part of a symposium on 'Courts and the marginalized: comparative perspectives', compiled by Rachel Sieder and Siri Gloppen.

New journals from Hart: *Legisprudence* will be published three times a year with each volume containing a special issue. *Law and Humanities* is a peer-reviewed journal that will provide a forum for scholarly discourse between the major humanities disciplines and the subject of law. www.hartjournals.co.uk

Liquid Society and its Law (2007) Jiri Priban (ed), Ashgate £55 240pp This collection of essays brings together Zygmunt Bauman and a number of internationally distinguished legal scholars who examine the influence of Bauman's recent works on social theory of law and socio-legal studies. Contributors focus on the concept of 'liquid society' and its adoption by legal scholars. The volume opens with Bauman's analysis of fears and policing in 'liquid society' and continues by examining the social and legal theoretical context and implications of Bauman's theory.

Law and Ethnic Plurality: Socio-legal perspectives (2007) Prakash Shah (ed), Brill, €85 viii+240pp The large-scale establishment of ethnic minorities and diasporic communities in Europe has attracted the attention of social science scholars for a number of decades now. However, legal interest in this field has remained relatively underdeveloped, and few scholars have addressed emerging legal issues to any significant degree. This collection of contributions by leading writers in the field of ethnic migration and diaspora studies therefore provides some important interdisciplinary perspectives of how ethnic/diasporic minorities in British and European contexts interact with the official legal system. This volume makes a significant contribution in assessing the role of law in current debates on the integration of ethnic and religious minorities of migrant origin in the EU.

Modern Studies in Property Law, Vol 4 (2007) Elizabeth Cooke (ed), Hart Publishing £55/€82.50 340pp This is a refereed and revised selection of papers from the sixth biennial conference at the University of Reading held in March 2006, and is the fourth in the series 'Modern Studies in Property Law'. It covers a broad range of topics of immediate importance, not only in UK domestic law but also on a worldwide scale. The Reading conference has become well-known as a unique opportunity for property lawyers to meet and confer both formally and informally.

Cases, Materials and Text on National, Supranational and International Non-Discrimination Law (2007) Dagmar Schiek, Lisa Waddington and Mark Bell (eds), Hart Publishing £40 1118pp This casebook, the result of the collaborative efforts of a panel of experts from various EU Member States, is the latest in the Ius Commune Casebook series developed at the Universities of Maastricht and Leuven. It provides a comprehensive and skilfully designed resource and in common with earlier books in the series, presents cases and other materials (legislative materials, international and European materials, excerpts from books or articles). As non-discrimination law is a comparatively new subject, the chapters search for and develop its concepts on the basis of a wide variety of young and often still emerging case law and legislation. The result is a comprehensive textbook with materials from a wide variety of EU Member States.

Law and Politics at the Perimeter: Re-evaluating key debates in feminist theory (2007) Vanessa Munro, Hart Publishing £22.50/€34 196pp Feminist critique has made a significant impact both in terms of informing our theoretical approach to law and politics as social phenomena, and in terms of encouraging the development of increased opportunities and protection for individual women. Despite its successes, however, feminist thought has suffered from internal disagreements and schisms. Whilst united by their commitment to highlight and undermine gender-based discrimination, disparate feminist theorists have disagreed over a range of issues central to that project. Set against this backdrop, this is a critical re-appraisal of contemporary feminist legal and political theory. It re-visits key feminist debates over the origins of patriarchy, as well as over the role of liberalism and the rule of law in its creation and perpetuation. It re-evaluates feminist calls for the dislocation of legal reform strategies and rights-based claims. And it draws upon the work of 'mainstream' analytical jurists, as well as philosophers like Foucault and Wittgenstein, to re-cast the terrain around key concepts of power, identity and equality within feminist political theory.

Rethinking Miscarriages of Justice: Beyond the tip of the iceberg (2007) Michael Naughton, Palgrave Macmillan £45 248pp This book provides a much-needed critical appraisal of a fundamental aspect of the legal system, radically re-assessing the notion of miscarriages of justice. Drawing on Foucauldian theory and zemiological paradigms, it uncovers the limits of the criminal justice process and questions the dominant discourse that views miscarriages of justice as rare and exceptional cases of wrongful imprisonment. Arguing that the criminal justice process itself causes miscarriages of justice and can prevent the overturning of convictions, it interprets error as the norm – a mundane feature that is an inbuilt part of the legal system. Further, by redefining the term 'miscarriage of justice' it shows how it can be applied to thousands of cases per year. Extending previous analyses of the forms of harm that miscarriages of justice cause, this study explores the impact on a range of victims – direct and indirect – and their wider effect on society as a whole. Previous attempts to reform the system to prevent miscarriages of justice and their consequences have proved unsuccessful. This book provides an explanation of why they have failed and provides a new perspective on how to prevent 'mistakes' occurring.

The Use and Impact of Dispersal Orders: Sticking plasters and wake-up calls (2007) Adam Crawford and Stuart Lister, Joseph Rowntree Foundation/The Policy Press £14.95 The Anti-Social Behaviour Act 2003 gives the police powers in designated areas to disperse groups of two or more where their presence or behaviour has resulted, or is likely to result, in a member of the public being harassed, intimidated, alarmed or distressed. The powers are controversial due to the discretion they accord to police and the infringements of individual's rights they entail. This study explores the implementation and impact of dispersal orders and highlights implications for policy. It draws on extensive sources of data, including: interviews with policy-makers and practitioners involved in implementing schemes across the UK; two detailed city-wide reviews; and two in-depth case studies. It explores the manner in which dispersal orders were experienced and interpreted by adults and young people and considers their implications for local social relations. It assesses the balance between enforcement and preventive approaches to local problems and the growing salience of public perceptions in policing. A free pdf version can be downloaded from: www.jrf.org.uk

Legal Symbolism: On law, time and European identity (2007) Jiri Priban, Ashgate £55 226pp This book contributes to the field of systems theory of law in the context of European legal and political integration and constitution-making. It puts recent European legislative efforts and policies, especially the EU enlargement process, in the context of legal theory and philosophy, showing that the system of positive law has a symbolic meaning, reflecting as it does the semantics of political identity, democratic power and moral values as well as the complex relations between law, politics and morality.

The Transformation of Citizenship in the European Union (2007) Jo Shaw, Cambridge University Press £25.99pb/£65hb This book examines the electoral rights granted to those who do not have the nationality of the state in which they reside within the EU and its Member States. It looks at the rights of EU citizens to vote and stand in European Parliament elections and local elections wherever they live in the EU, and at cases where Member States of the Union also choose to grant electoral rights to other non-nationals from countries outside the EU. The EU's electoral rights are among the most important rights first granted to EU citizens by the EU treaties in the 1990s. Putting these rights into their broader context, the book provides important insights into the development of the EU now that the Constitutional Treaty has been rejected in referendums in France and the Netherlands, and into issues which are still sensitive for national sovereignty such as immigration, nationality and naturalisation.

Parenting after Partnering: Containing conflict after separation (2007) Mavis Maclean (ed) Hart Publishing £45/€70hb £22/€33pb 248pp Relationships between adult partners following divorce or separation can be fragile, and the issues which have divided the parents are often hard to disentangle from the ongoing relationships between parents and children. There is a small group who have ongoing difficulty and who need professional help and legal intervention to make arrangements for ongoing parenting. This volume brings together a wealth of new empirical research – from the USA, Australia and central, north-western and southern Europe – on the nature and importance of children's relationships with parents after parental separation, on the kinds of conflicts which develop, and on the range of professional interventions which support parents and children through these difficult times.

TV Futures: Digital television policy in Australia (2007) Andrew T Kenyon (ed) Melbourne University Press AU\$49.95 In *TV Futures* leading researchers examine television and its digital future in terms of platforms and audiences, copyright law and media regulation – issues which are increasingly intertwined and demand interdisciplinary engagement. It offers accessible analyses for readers from across the fields of law, media studies and cultural research from an outstanding team of authors. Full details plus Chapter 1 at www.law.unimelb.edu.au/cmcl.

Paths to International Justice: Social and legal perspectives (2007) Marie-Bénédicte Dembour and Tobias Kelly (eds) Cambridge £25.99pb/£65hb This volume focuses on the everyday social relationships through which international justice is produced. Using case studies from the International Criminal Court, the European Court of Human Rights, the UN Women's Convention Committee and elsewhere, it explores international justice as a process that takes place at the intersection of the often contradictory practices of applicants, lawyers, bureaucrats, victims, accused persons and others. With a sensitivity to broader institutional and political inequalities, the contributors ask how and why international justice is mobilised, understood and abandoned by concrete social actors, and to what effect.

The New Corporate Accountability: Corporate social responsibility and the law (2007) Doreen McBarnet, Aurora Voiculescu and Tom Campbell (eds) Cambridge £75 The adoption by companies of Corporate Social Responsibility (CSR) policies is routinely characterised as voluntary. But if CSR is self-governance by business, it is self-governance that has received a firm push from external social and market forces, from forces of social accountability. Law is also playing a more significant role than the image of CSR suggests, and this legal accountability is set to increase. Legal intervention should not, however, be seen as making social accountability redundant. Wider ethical standards and social and market forces are also necessary to make legal regulation effective.

Equal Opportunities International, special issue call for papers: 'Equality and same-sex partnerships: A happy marriage?' For full details of how to submit contact Jackie Jones (guest editor) jackie.jones@uwe.ac.uk. Deadline: 1 April 2008.

International Journal of Law in the Built Environment: call for papers. Due to be launched in 2009, the *International Journal of Law in the Built Environment* provides a vehicle for the development of high-quality legal scholarship in the context of the design, management and use of the built environment. Articles may address legal educational issues, doctrinal, theoretical or other forms of legal scholarship, or deal with empirical and socio-legal investigations within a built environment context. In keeping with the journal's international scope articles drawing comparisons between two or more jurisdictions and those offering theoretical cross-jurisdictional legal perspectives are particularly welcome. Submissions should be sent to Paul Chynoweth p.chynoweth@salford.ac.uk. More information can be found at: www.emeraldinsight.com/ijlbe.htm.

● **ENQUIRY, EVIDENCE AND FACTS: AN INTERDISCIPLINARY CONFERENCE**

British Academy, London: 13-14 December 2007

A two-day conference convened by Professor William Twining, UCL, Professor Mary Morgan, LSE, Professor Philip Dawid, UCL, and Professor Trisha Greenhalgh, UCL. The aims of the conference are to debate the different theoretical, methodological and practical approaches to the study of evidence and the way that facts are acquired and used across different fields. www.britac.ac.uk [t 020 7969 5246](tel:02079695246) [e events@britac.ac.uk](mailto:events@britac.ac.uk)

● **UKCLE: LEARNING IN LAW ANNUAL CONFERENCE 2008**

University of Warwick, Coventry: 3-4 January 2008

Theme: '(Dis)integration . . . designs on the law curriculum'. The focus of this conference is curriculum design and development. To encourage innovation and create opportunities to explore new synergies, the conference sessions will be generated around the following keywords: integration; evolution; creativity; experience; community; critique; engagement; value(s). www.ukcle.ac.uk

● **PSA WOMEN & POLITICS ANNUAL CONFERENCE 2008: call**

University of Surrey: 16 February 2008

Theme: 'Gender, equality and politics – European futures'. 2007 is the European Year of Equal Opportunities for All, it is thus important to consider the impact of current developments in gender relations and policies across Europe. This conference looks to explore the impact of current social, political and economic trends on gender hierarchies and norms in Europe. The aim of the conference is to assess current and future trends in European gender research. It aims at taking stock of current achievements in the field and provides an opportunity for scholars to exchange ideas and engage in lively debates about the future of feminism in Europe. Further details at www.surrey.ac.uk/politics/gender-conference/index.htm.

● **WORKSHOP: MEASURING EFFICIENCY IN PUBLIC SECTOR ORGANISATIONS**

Centre for Health Economics, York: 20-22 February 2008

Workshop Presenters: Rowena Jacobs, Peter C Smith and Andrew Street. Three-day workshop providing an introduction to the use of techniques for measuring the relative efficiency of public sector organisations. The two measurement tools concentrated on will be Stochastic Frontier Analysis (SFA) and Data Envelopment Analysis (DEA). The workshop will introduce participants to computer software with which they will be able to apply the techniques to data during practical sessions. Throughout the workshop there will be a strong focus on the policy interest in these techniques. Full details: www.york.ac.uk/inst/che/training/measurecourse.htm. Enquiries should be addressed to Gillian Robinson, workshop administrator, gmr8@york.ac.uk [t +1904 321436](tel:+1904321436).

● **JUSTICE, MEDIA AND PUBLIC: COMPARATIVE AND HISTORICAL PERSPECTIVES**

Keele University: 28-29 February 2008

This workshop proposes to adopt a historical and comparative methodology to map different incarnations of 'the public' and 'public confidence' across different eras and different jurisdictions. The event is endorsed by the European Network of Councils for the Judiciary (Judiciary and the Media Working Group). The workshop's format will consist of academic paper sessions combined with practitioner-led roundtable discussions. www.keele.ac.uk/research/lpj

● **ASSOCIATION FOR LEGAL AND SOCIAL PHILOSOPHY CONFERENCE: GLOBAL JUSTICE**

University of Nottingham: 27-29 March 2008

On-line booking is available at www.alsp08.co.uk. Possible panels include: human rights; global ethics; cosmopolitanism and nationalism; historical perspectives on global justice; the ethics of climate change; indigenous rights and the 'new colonialism'; cultural relativism; global governance; war and justice; global poverty. Enquiries [e alsp08@nottingham.ac.uk](mailto:alsp08@nottingham.ac.uk).

books . . .

Non-State Actors and Terrorism: Applying the law of state responsibility and the due diligence principle (2007) Robert P Barnidge Jr, Cambridge University Press £45hb In our post-11-September world, challenges to international peace and security emanate from non-state actors as never before. This book examines how international law assesses, and on what grounds and through which mechanisms, how a state can bear responsibility for its actions or omissions with regard to its international legal obligations to act with due diligence in confronting non-state actors who engage in terrorism. It explores whether a comprehensive definition of terrorism exists and considers the due diligence principle's development during the last century. It examines how the principle operates in the counterterrorism context by analysing international and regional treaties and Security Council Resolutions. It addresses numerous theoretical issues that the due diligence principle raises, particularly in the counterterrorism context. Also examined are the relationship between human rights and counterterrorism in the fight against terrorism.

Regulating Technologies (2008 forthcoming) Roger Brownsword and Karen Yeung (eds), Hart Publishing, £22.50/€33.75 288pp While it is a truism that emerging technologies present both opportunities for and challenges to their host communities, the legal community has only recently begun to consider their significance. On the one hand, emerging information, bio, nano, and neurotechnologies challenge policy-makers who aspire to put in place a regulatory environment that is legitimate, effective, and sustainable; on the other hand, these same technologies offer new opportunities as potentially powerful regulatory instruments. In this unique volume, a team of leading international scholars address many of the key difficulties surrounding the regulation of emerging technological targets as well as the implications of adopting technology as a regulatory tool.

The Ethics and Conduct of Lawyers in the United Kingdom (2008 forthcoming) Andrew Boon and Jennifer Levin, Hart Publishing £32/€48 536pp This is the second edition of a path-breaking text which successfully maps the complex regulatory environment in which the legal profession in England and Wales operates in the twenty-first century. In it the authors offer a critical overview of how the professional ethic of lawyers has been constructed and where its sources of ideals, organisation, power and culture are located. It also examines the professional governance structures which operate today, in particular how regulation, discipline and education interact, and with what success. Detailed chapters examine the duties owed to clients (conflicts of interest, confidentiality, fees and costs, diligence) and to others (for instance the profession and society) and the notion of public service is critically examined. A final part of the book looks at dispute settlement (litigation, negotiation, advocacy and alternative dispute settlement).

The Criminal Law of Genocide: International, comparative and contextual aspects (2007) Ralph Henham and Paul Behrens (eds), Ashgate £55hb 300pp This collection of essays presents a contextual view of genocide. The authors, who are academic authorities and criminal law practitioners in the field, explore the legal treatment, but also the social and political concepts and historical dimensions of the crime. They also suggest alternative justice solutions to the phenomenon of genocide. Divided into five parts, the first section offers a historical perspective of genocide. The second consists of case studies examining recent atrocities. The third section examines differences between legal and social concepts of genocide. Part four discusses the treatment of genocide in courts and tribunals throughout the world. The final section covers alternatives to trial justice and questions of prevention and sentencing.

Environmental Law and Economics: Vol 1 Private law and property rights; & Vol 2 Pollution, property and public law (2007) David Campbell and Robert Lee (eds), Ashgate £320 1300pp The regulation of environmental pollution has long been a serious subject of study for scholars of economic analysis of law. This two-volume collection explores central issues in the relationship between these two topics. It includes material on private law and property rights, presenting a critique of market failure and asking questions about the role of tort law remedies in regulating the environment. It is concerned not only with the remedies as such, but also with the impact of the common law in shaping the behaviour of actors in the market. It then moves on to issues of public law and interventions in market arrangements, looking at events of market failure, the idea of pollution as an externality, modes of regulation and instances of regulatory failure. These volumes contain the classic law and economics literature relating to environmental regulation, creating an indispensable source of reference.

The Yearbook of Consumer Law 2008 (2007) Christian Twigg-Flesner, Deborah Parry, Geraint Howells and Annette Nordhausen, Ashgate £85hb 488pp This book provides a valuable outlet for high quality scholarly work which tracks developments in the consumer law field with a domestic, regional and international dimension. It presents a range of peer-reviewed scholarly articles, analytical in approach and focusing on specific areas of consumer law such as sales, credit and safety, as well as more general issues such as consumer law theory. The book also includes a section dedicated to significant developments during the period covered, such as key legislative developments or important court decisions. It provides an essential resource for all those, academic and practitioner, working in the areas of consumer law and policy.

Conceiving Life: Reproductive politics and the law in contemporary Italy (2007) Patrick Hanafin, Ashgate £55 124pp This volume examines the evolution of reproductive law in Italy from the 'far west' of the 1980s and 1990s through to one of the most potentially restrictive systems in Europe. The book employs an array of sociological, philosophical and legal material in order to discover why such a repressive piece of legislation has been produced at the end of a period of substantial change in the dynamic of gender relations in Italy. The book also discusses Italian policy within the wider European policy framework.

Ethics, Law and Society, Vol 3 (2007) Jennifer Gunning and Soren Holm (eds), Ashgate £65 334pp The third volume in a series exploring key issues in ethics, law and society, published in association with the Cardiff Centre for Ethics, Law and Society. This work presents a selection of papers and commentaries on topics in bioethics, ethics and society, and business and professional ethics. Multidisciplinary in approach, the work will be a valuable resource for all those concerned with contemporary ethical issues.

The Jurisdiction of Medical Law (2007) Kenneth Veitch, Ashgate, £55 174pp This book offers a critical analysis of some of the guiding principles and assumptions that have been central to the development and identity of medical law. Focusing on several key cases in the field - including the Dianne Pretty and Conjoined Twins cases - the book scrutinises the notions of autonomy and human rights, and explores the relationship between medical law and moral conflict. It also asks what role, if any, the courts might play in stimulating public debate about the ethics of controversial developments in medicine and biomedical science. This innovative book will be of interest to academics and students working in the areas of medical law, legal theory, bioethics and medical ethics. It will also appeal to those within the medical and health care professions seeking a critical analysis of the development and operation of medical law.

International Law Reports, Vol 131 (2008) Elihu Lauterpacht, C J Greenwood (eds) with A G Oppenheimer and Karen Lee, Cambridge University Press, £130 *The International Law Reports* is the only publication in the world wholly devoted to the regular and systematic reporting in English of decisions of international courts and arbitrators as well as judgments of national courts. Volume 131 reports on, amongst others, refugee cases from Australia, Canada, New Zealand and the United Kingdom, the UK House of Lords decision in *Roma Rights*, and the UK House of Lords decision in *Quark* and the related European Court of Human Rights decision.

Communities, Identities and Crime (2008) Basia Spalek, Policy Press £60hb/£22.99pb 284pp This book provides a critical exploration of the importance of social identities when considering crime, victimisation and criminal justice and offers a refreshing perspective on the most significant developments in relation to equality and diversity issues that feature in policies and practices of criminal justice agencies.

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The *Journal of Contemporary European Research* (JCER) has published a special issue on 'Sport and the European Union' in collaboration with the Association for the Study of Sport and the European Union (Sport&EU) guest edited by David Allen and Borja García. Articles and items of interest are available at www.jcer.net. For more information on Sport&EU visit www.sportandeu.com

The *International and Comparative Law Quarterly* (ICLQ) publishes papers on public and private international law and also comparative law. It has maintained its pre-eminence as one of the earliest and most important journals of its kind, encompassing human rights and European law and is now being published by Cambridge University Press. The journal encourages innovative and original articles that explore the interconnectedness between the legal subject areas, moving across the boundaries that divide the law in a way that provides vital analysis at a time when formal distinctions, in scholarship and between jurisdictions, are becoming less relevant. The ICLQ attracts scholarship of the highest standard from around the world. The 'Shorter Articles, Comments, and Notes' and 'Current Developments' sections enable the discussion of highly topical legal issues. <http://journals.cambridge.org/iclq>

Neighbourhood - The International Journal of Neighbourhood Renewal was launched on 30 January 2008 at the 'Regeneration is 30' conference in Liverpool. It will focus upon the promotion of effective neighbourhood renewal strategies and seeks to publish articles and book reviews that focus upon sharing good practice in neighbourhood renewal and promoting good research and evaluation in the field. The first issue will be published in September 2008 and a call for papers is now being made. If you wish to submit a paper or subscribe to the journal, visit www.ijnr.co.uk.

Online journals and papers

The Electronic Law Journals Project at Warwick publishes three free-to-access peer-reviewed journals: *Entertainment and Sports Law*; *Law, Social Justice and Global Development*, and the *Journal of Information Law and Technology*. They can all be accessed via www2.warwick.ac.uk/fac/soc/law/elj . . . The *Web Journal of Current Legal Issues* focuses on judicial decisions, law reform, legislation, legal research, policy related socio-legal research, legal information, IT and practice. <http://webjcli.ncl.ac.uk> . . . *ConWEB* invites submissions for webpapers on 'Constitutionalism and governance beyond the state'. *ConWEB* publishes work in progress on international relations theory and international law. Editors: Jutta Brunnee and Antje Wiener [e jutta.brunnee@utoronto.ca](mailto:jutta.brunnee@utoronto.ca) [e a.wiener@bath.ac.uk](mailto:a.wiener@bath.ac.uk). Full details are at: www.bath.ac.uk/esml/conWEB.

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MoJ reports are available for download as free pdfs from the publications area of the MoJ website www.justice.gov.uk. DCA reports are also still available from the same source.

Twisting Arms: Court referred and court linked mediation under judicial pressure (2007) Hazel Genn et al, Research Report 1/07 This report evaluates a) a quasi-compulsory mediation programme and b) a voluntary mediation scheme. The results describe the uptake of mediation, user experiences, and the potential of mediation to offer savings to the justice system.

The 'Go-Between': Evaluation of intermediary pathfinder projects (2007) Joyce Plotnikoff and Richard Woolfson, Research Summary 1 This research summarises an evaluation of the implementation of the intermediary special measure in six pathfinder areas. The results describe the implementation of the scheme including recruitment of intermediaries, appointments, outcomes of cases where intermediaries were used, emerging benefits and challenges and recommendations for the scheme.

Evaluation of Young Witness Support: Examining the impact on witnesses and the criminal justice system (2007) Joyce Plotnikoff and Richard Woolfson, Research Summary 2 This research summarises an evaluation of six specialist young witness schemes. The results describe the extent to which the schemes add value for young witnesses, their carers and the criminal justice system and identifies good practice.

Diversity and fairness in the jury system (2007) Cheryl Thomas with Nigel Balmer, Research Report 2/07 This report examines whether the juror-summoning process discriminates against black and minority ethnic groups, whether jurors serving at Crown Courts are representative of the local population in terms of ethnicity, age, gender, employment, income and religion, and whether a defendant's ethnicity affects the decision-making of racially mixed juries.

Restorative Justice: The views of victims and offenders - the third report from the evaluation of three schemes (2007) Joanna Shapland, Anne Atkinson, Helen Atkinson, Becca Chapman, James Dignan, Marie Howes, Jennifer Johnstone, Gwen Robinson, and Angela Scorsby, Research Report 3/07 This is the third report from the study of three Restorative Justice (RJ) schemes. The schemes ran RJ services predominately with adults at different points in the criminal justice system involving a range of offences.

The Living Together Campaign: An investigation of its impact on legally aware cohabitants (2007) Anne Barlow, Carole Burgoyne and Janet Smithson, Research Report 5/07 This is a report of a short study done in January and September 2006, to assess the attitudes and behaviour of a group of legally aware cohabitants, former cohabitants and intending cohabitants who had accessed the Living Together Campaign's website on the legal position of cohabiting couples.

Twelve Months Later: Does advice help? The impact of debt advice - advice agency clients study (2007) Kim Williams and Anna Sansom, Research Report 6/07 This report details the findings of a longitudinal study of (not-for-profit) advice agency debt advice clients. It covers the impact of debt advice on clients' finances, health and well-being six and 12 months after receiving advice.

The Longer-term Outcomes of In-court Conciliation (2007) Liz Trinder and Joanne Kellett, Research Report 15/07 This report explores the longer-term outcomes of in-court conciliation (or alternative dispute resolution) in child contact cases. The study examines the impact on re-litigation, contact patterns, co-parenting, contact problems and adult and child well-being two years after the original intervention. The study is based on telephone interviews with 117 parents. This report follows an earlier study by the same authors, published in 2006, reporting on the short-term outcomes of in-court conciliation.

Fragmenting Fatherhood: A socio-legal study (2008 forthcoming) Richard Collier and Sally Sheldon, Hart Publishing £22/€33 248 pp

Discussion of the legal status, responsibilities and rights of men who are fathers – whether they are married or unmarried, cohabiting or separated, biological or ‘social’ in nature – has a long history. In recent years, however, western societies have witnessed a heightening of concern about whether families need fathers and, if so, what kinds of fathers these should be. A debate about the future of fatherhood has become central to a range of conversations about the changing family, parenting and society. Law has played an important part in these discussions, serving as a focal point for broader political frustrations, adopting a central role in mediating disputes, and operating as a significant symbolic ‘authorised discourse’ which provides an official, state-sanctioned account of the scope of paternal rights and responsibilities.

Fragmenting Fatherhood provides the first sustained engagement with the way that fatherhood has been understood, constructed and regulated within English law. Drawing on a range of disparate legal provisions and material from diverse disciplines, it sketches the major contours of the figure of the father as drawn in law and social policy, tracing shifts in legal and broader understandings of what it means to be a ‘father’ and what rights and obligations should accrue to that status. In thematically linked chapters cutting across substantive areas of law, the book locates fatherhood as a key site of contestation within broader political debates regarding the family and gender equality. *Fragmenting Fatherhood* provides an important and unique resource and speaks to debates about fatherhood across a range of fields including law and legal theory, sociology, gender studies, social policy, marriage and family, women’s studies and gender studies.

Redirections in the Study of Expert Labour: Established professions and new expert occupations (2007) Daniel Muzio, Stephen Ackroyd and Jean-François Chanlat (eds), Palgrave Macmillan £55 288pp

Why are expert occupations interesting to study? This book reveals a great deal that is of interest about the current state of three key occupations: lawyers, doctors and management consultants. The conclusions are not always what you might expect. It reveals important differences of fortune between the occupations. While business consultancy is a growth area, there are significant differences within the industry between firms. Lawyers have been under ideological attack for many years but studies show that law firms have responded effectively in adverse circumstances. For other traditionally trained occupations, such as doctors, however, it is less clear what the future may demand in terms of their profession. There is a paradoxical quality to the current pattern of demand for expert labour: demand not only varies a good deal between occupations, but it seems to bear little relationship to whether the skills are found in traditional or new occupations.

Living Law: Studies in legal and social theory (2008) Roger Cotterrell, Ashgate £85 (10% discount if ordered online) 412pp

Living Law presents a comprehensive overview of relationships between legal and social theory, and of current approaches to the sociological study of legal ideas. It explores the nature of legal theory and socio-legal studies today as teaching and research fields, and the work of many of the major socio-legal theorists. In addition, it sets out the author’s distinctive approach to sociological analysis of law, applying this in a range of studies in specific legal fields, such as the law of contract, property and trusts, constitutional analysis, and comparative law. The book is divided into four parts: the scope of legal inquiry; socio-legal theory and theorists; interpreting legal ideas sociologically; law, morality and community.

The Europeanisation of Contract Law: Current controversies in law (2008) Christian Twigg-Flesner, Routledge £60 232pp

Critical yet accessible, this book provides an overview of the current debates about the ‘Europeanisation’ of contract law. Charting the extent to which English contract law has been subject to this activity, it is the ideal volume for readers unfamiliar with the subject who wish to understand the main issues quickly. It examines a range of key developments, including: a string of directives adopted by the EU that touch on various aspects of consumer law; and recent plans for a European Common Frame of Reference on European Contract Law. Bringing together advanced legal scholarship, critically examining key developments in the field and considering the arguments for and against greater convergence in the area of contract law, this is an excellent read for postgraduate students studying contract and/or European law.

Marx and Law (2008) Susan Easton (ed) Ashgate £145 586 pp

This collection of classic articles affirms Marx’s continuing relevance to modern debates on the role of law. The issues addressed include: the implications of Marx’s analysis of law for understanding the form and functions of law; justice and injustice; the critique of liberal legalism; the ideological nature of law; international human rights law; and crime and punishment. The legacy of Marx’s work is reassessed in the context of recent historical changes.

Reputation and Defamation (2007) Lawrence McNamara, Oxford University Press £50 254pp

The first study of what reputation is, how it functions, and how it is and should be protected under the law, *Reputation and Defamation* addresses the inconsistencies and failures of the common law that have been observed for over a century. It develops a theory of reputation and uses it to analyse, evaluate and propose a revision of the law. Contrary to the legal orthodoxy, defamation law did not aim and function to protect reputation until the early nineteenth century. Consequently, the historically derived tests for what is defamatory do not always protect reputation adequately or appropriately. The ‘shun and avoid’ and ‘ridicule’ tests should be discarded. The principal ‘lowering the estimation’ test is more appropriate but needs reworking. Christian tradition and Victorian moralism are embedded in the idea of ‘the right-thinking person’ that provides the test’s conceptual foundations, but these are problematic in an era of moral diversity. Instead, ‘the right-thinking person’ should be associated with an inclusive liberal premise of equal moral worth and a shared commitment to moral diversity; any departure from this must be justified on sound, expressly stated ethical grounds. That demand serves to protect reputation appropriately and effectively in an age of moral diversity.

50 Years of the European Treaties: Looking back and thinking forward (2008 forthcoming) Michael Dougan and Samantha Currie (eds), Hart Publishing £35/€52.50 394pp

The essays which appear in this work are based on the papers presented at a two-day conference held in Liverpool in July 2007 to celebrate the 50th anniversary of the signing of the Treaty of Rome establishing the EEC (European Economic Community). The collection reflects critically upon some of the EU’s core characteristics and speculates imaginatively on the diverse challenges facing the EU in the future. Exploring the pressing contemporary problems facing Europe and throwing light on the big questions which will define the EU’s identity in the medium term, the essays also draw out links with, and threats to, the historical achievements of European integration. For any scholar or practitioner interested in the nature of the constitutional relationship between the Union and its Member States and the tensions between economic and social policy objectives, these essays will be essential reading.

Regulating Policing: The Police and Criminal Evidence Act 1984: Past, present and future (2008) Ed Cape and Richard Young (eds), Ashgate £25/€37.50 244pp

The Police and Criminal Evidence Act 1984 (PACE) was an innovative and controversial attempt to regulate the investigation of crime. Two decades on, it now operates in a very different context than in the mid-1980s. Whilst legal advice has become established as a basic right of those arrested and detained by the police, the police service has become both increasingly professionalised but also increasingly driven by government objectives and targets. The Crown Prosecution Service, originally established to separate prosecution from investigation, is now becoming involved in the investigative process with the power to make charge decisions.

Although the basic structure of PACE has survived, almost continual revision and amendment has resulted in a markedly different creature than that which was originally enacted. Further changes are imminent as the government has embarked on a further review of PACE. This collection brings together some of the leading academic experts, police officers and defence lawyers who have a wealth of experience of researching and working with the PACE provisions. They examine the critical questions and issues surrounding PACE, providing unique and exciting insights into the demands and challenges of the regulation of policing.

Regulating Deviance: The redirection of criminalisation and the futures of criminal law (2008 forthcoming) Bernadette McSherry, Alan Norrie and Simon Bronitt (ed) Hart £22 256pp

The criminal attacks that occurred in the United States on 11 September 2001 have profoundly altered and reshaped the priorities of criminal justice systems around the world. Domestic criminal law has become a vehicle for criminalising 'new' terrorist offences and other transnational forms of criminality. 'Preventative' detention regimes have come to the fore, balancing the scales in favour of security rather than individual liberty. These moves complement already existing shifts in criminal justice policies and ideologies brought about by adjusting to globalisation, economic neo-liberalism and the shift away from the post-war liberal welfare settlement. This collection of essays – by leading scholars in the fields of criminal law and procedure, criminology, legal history, law and psychology and the sociology of law – focuses on the future directions for the criminal law in the light of current concerns with state security and regulating 'deviant' behaviour.

Transitional Justice from Below: Grassroots activism and the struggle for change (2008) Kieran McEvoy and Lorna McGregor (eds), Ashgate £30/€45 224pp

Although relatively new as a distinct field of study, transitional justice has become rapidly established as a vital field of enquiry. From vaguely exotic origins on the outer edges of political science, the study of 'justice' in times of transition has emerged as a central concern of scholarship and practical policy-making. A process of institutionalisation has confirmed this importance. At the national level, international donors contribute huge sums of money to 'Rule of Law' programmes designed to transform national justice systems.

This collection seeks to offer something quite different to the mainstream of scholarship in this area, emphasising the need for bespoke solutions to different transitions rather than 'off-the-shelf' models. The collection is designed to offer a space for diversity, prompted by a series of perspectives 'from below' of societies beset by past violent conflict which have sought to effect their transition to justice. In doing so the contributors have also sought to enrich discussion about the role of human rights in transition, the continuing usefulness of perspectives from above, and the still contested meanings of 'transition'.

Amnesty, Human Rights and Political Transitions: Bridging the peace and justice divide (2008 forthcoming) Louise Mallinder, Hart Publishing £60/€90 524pp

Amnesty laws are political tools used since ancient times by states wishing to quell dissent, introduce reforms, or achieve peaceful relationships with their enemies. In recent years, they have become contentious due to a perception that they violate international law, particularly the rights of victims, and contribute to further violence. This view is disputed by political negotiators who often argue that amnesty is a necessary price to pay in order to achieve a stable, peaceful and equitable system of government. This book aims to investigate whether an amnesty necessarily entails a violation of a state's international obligations, or whether an amnesty, accompanied by alternative justice mechanisms, can in fact contribute positively to both peace and justice.

Crime, Procedure and Evidence in a Comparative and International Context: Essays in honour of Professor Mirjan Damaška (2008 forthcoming) John Jackson, Maximo Langer and Peter Tillers, Hart Publishing £55/€82 372pp

This book aims to honour the work of Professor Mirjan Damaška, Sterling Professor of Law at Yale Law School and a prominent authority for many years in the fields of comparative law, procedural law, evidence, international criminal law and continental legal history. Damaška's work is renowned for providing new frameworks for understanding different legal traditions. To celebrate the depth and richness of his work and discuss its implications for the future, the editors have brought together an impressive range of leading scholars from different jurisdictions in the fields of comparative and international law, evidence and legal theory. Using Damaška's work as a backdrop, the essays make a substantial contribution to the development of comparative law, procedure and evidence. The book is divided into three parts. The first explores a number of insights from Damaška's work in the fields of evidence, criminal law and legal theory. The second part considers contemporary trends in national and international criminal procedure. The final part of the book assesses Damaška's contribution to and the challenges faced by comparative law in the twenty-first century.

Northern Ireland Legal Quarterly

The *Northern Ireland Legal Quarterly* was relaunched in spring 2008 (59(1)) with a special issue on jurisprudence edited by George Pavlakos. For subscriptions and back issues contact law.office@qub.ac.uk. If you are interested in submitting an article, contact the editor Sally Wheeler s.wheeler@qub.ac.uk.

Journal of Law and Society special issue

The *Journal of Law and Society* invites expressions of interest concerning the guest editorship of the JLS special issue (spring 2010). Newsletter readers are invited to contact the editor with their proposals.

Please send a list of authors (agreed and those yet to be confirmed) and working titles of each contribution. Prepare one page explaining the purpose and range of the collection. The issue is normally 75,000 words, inclusive of footnotes, and carries between 8 to 10 papers. The deadline for completed copy is November 2009. The JLS may provide funds to support a conference for the authors. The issue will also appear as a book published by Wiley-Blackwell, Oxford.

A decision on the 2010 publication will be taken in September 2008 thereby allowing the editor one year to produce the copy. The special issue for 2009 is titled 'Economic globalisation and ecological localisation' and is edited by Bob Lee (Cardiff Law School).

Philip Thomas, JLS Editor, thomaspa@cardiff.ac.uk

books . . .

Euthanasia and Law in Europe (2008) John Griffiths, Heleen Weyers, Maurice Adams, Hart £60 648pp

This book is a successor to J Griffiths, A Bood and H Weyers, *Euthanasia and Law in the Netherlands* (Amsterdam University Press, 1998) which was widely praised for its thoroughness, clarity and accuracy. The new book emphasises recent legal developments and new research and has been expanded to include a full treatment of Belgium where, since 2002, euthanasia has also become legal. In addition, short descriptions of the legal situation and what is known about actual practice in a number of other European countries (England and Wales, France, Italy, Scandinavia, Spain, Switzerland), written by local specialists, are included. The book strives for as complete and dispassionate a description of the situation as possible. It covers in detail: the substantive law applicable to euthanasia, physician-assisted suicide, withholding and withdrawing treatment, use of pain relief in potentially lethal doses, terminal sedation, and termination of life without a request (in particular in the case of newborn babies); the process of legal development that has led to the current state of the law; the system of legal control and its operation in practice; and the results of empirical research concerning actual medical practice. A concluding part deals with some general questions that arise out of the material presented: is the legalisation of euthanasia an example of the decline of law or should it on the contrary be seen as part and parcel of the increasing juridification of the doctor-patient relationship? Does the Dutch experience with legalised euthanasia support the idea of a 'slippery slope' toward a situation in which life – especially of the more vulnerable members of society – is less effectively protected? Is it possible to explain and to predict when a society will decide to legalise euthanasia?

Law as Resistance: Modernism, imperialism, legalism (2008) Peter Fitzpatrick, Ashgate £80 354pp

The scandal of this collection lies not just in its equating law and resistance, but also in its consequent revision of those critical, realist, social, and even positivist theories that would constitute law in its dependence on sovereign or society, on some surpassing power, or on the state of the judge's digestion. There is as well a further provocation offered by the collection in that the most marginalised of resistances through law are found to be the most destabilising of standard paradigms of legal authority. Instances of such seeming marginality explored here include the resistances of colonised and indigenous peoples and resistance pursued through international law. What this 'marginal' focus also reveals is the constituent connection between modernism, imperialism and that legalism produced by the ready reduction of law in terms of sovereign, society and such. In all, the collection makes a radical contribution to social, political and postcolonial theories of law.

Power Resistance Knowledge: The epistemology of policing (2008) Andrew Green, Midwinter and Oliphant £10.90 306pp

The role of suspects' rights that lie at the heart of criminal justice must be radically reassessed, this book argues: police knowledge requires authentic resistance to its own production and rights make resistance possible. This conclusion is the result of detailed analysis of serious contested criminal cases conducted over many years. The book traces the origin and development of police-produced knowledge, here termed revelatory knowledge because it is always revealed lying behind surface appearances. It describes the relationship of surface appearance and revealed knowledge and moves on to theoretical analysis of the structure of this knowledge, using and developing the work of Foucault in particular. The criminal justice system is an effective error exclusion mechanism and wrongful convictions arise from its method of knowledge production combined with its indifference to the social problem of crime.

Competence and Vulnerability in Biomedical Research (2008) Phil Bielby, Springer £73.50/€92.95 238pp

Enhanced knowledge of the nature and causes of mental disorder have led increasingly to a need for the recruitment of 'cognitively vulnerable' participants in biomedical research. These individuals often fall into the 'grey area' between obvious decisional competence and obvious decisional incompetence and, as a result, may not be recognised as having the legal capacity to make such decisions themselves. At the core of the ethical debate surrounding the participation of cognitively vulnerable individuals in research is when, if at all, we should judge them decisionally and legally competent to consent to or refuse research participation on their own behalf and when they should be judged incompetent in this respect. In this book, the author develops a novel justificatory framework for making judgments of decisional competence to consent to biomedical research with reference to five groups of cognitively vulnerable individuals – older children and adolescents, adults with intellectual disabilities, adults with depression, adults with schizophrenia and adults with dementia, including Alzheimer's disease. Using this framework, the author argues that we can make morally defensible judgments about the competence or incompetence of a potential participant to give contemporaneous consent to research by having regard to whether a judgment of competence would be more harmful to the 'generic rights' of the potential participant than a judgment of incompetence. The argument is also used to justify an account of supported decision-making in research, and applied to evaluate the extent to which this approach is evident in existing ethical guidelines and legal provisions. The book will be of interest to bioethicists as well as psychiatrists and academic medical lawyers interested in normative questions raised by the concepts of competence and capacity.

Global Business, Local Law: The Indian legal system as a communal resource in foreign investment relations (2008) Amanda Perry-Kessaris, Ashgate £55/hb 198pp

This book establishes a theoretical framework for exploring the role of host state legal systems (courts and bureaucracies) in mediating relations between foreign investment, civil society and government actors. It demonstrates the application of that framework in the context of the south Indian city of Bengaluru (formerly Bangalore). Drawing on the 'law-and-community' approach of Roger Cotterrell, the volume identifies three mechanisms through which law might, in theory, ensure that social relations are productive: by expressing any mutual trust which may hold actors together; by ensuring that actors participate fully in social life; and by coordinating the differences that hold actors apart. Empirical data reveal that each of these legal mechanisms is at work in Bengaluru. However, their operation is limited and skewed by the extent to which actors use, abuse and/or avoid them. Furthermore, these mechanisms are being eroded as a direct result of the World Bank's 'investment climate' discourse, which privileges the interests and values of foreign investors over those of other actors.

Driving Offences: Law, policy and practice (2008) Sally Cunningham, Ashgate £60 270pp

This volume examines general driving offences, concentrating on those which punish risk-taking whilst driving, with the primary goal of increasing road safety. The focus is particularly on careless driving, dangerous driving, drink-driving and speeding, with a comparative approach incorporated into the discussion. Drawing on legal and psychological research, the book explains the legal definition of offences, discussing the policy behind the offences, and examines how the law is applied in practice. It concludes with consideration of how the law in this area might be reformed – informed by the preceding discussion. This title will be of value to students, academics and practitioners working in the area of road safety.

Sentencing and Punishment: The quest for justice, 2nd edn (2008) Susan Easton and Christine Piper, OUP £23.99 552pp

This second edition includes new material on the impact of punishment, with a focus on particular groups of prisoners, more discussion of the dangerousness provisions in the Criminal Justice Act 2003 and their imminent amendment, and critiques of recent changes in sentencing law and policy. It also has a new linked website.

Investing in Children: Policy, law and practice in context (2008) Christine Piper, Willan Publishing £22 254pp

This monograph reviews legislative change in the UK over the last 150 years and examines the ideologies and assumptions, as well as the preoccupations with risk and future dangers, which underpin such law and policy to improve the lives and prospects of children. It argues that a policy agenda which is predicated on 'investment' in children has the potential to release more state resources for children but also has built-in disadvantages, not least because of its use of science.

Responsibility, Law and the Family (2008) Jo Bridgeman, Heather Keating and Craig Lind (eds), Ashgate £60 296pp

Focusing on moral, social and legal responsibilities as opposed to rights or obligations, this volume explores the concept of responsibility in family life, law and practice. Divided into four parts, the study considers the nature of family responsibility; constructions of children's responsibilities; shifting conceptions of family responsibilities; and family, responsibility and the law. The collection brings together leading experts from the disciplines of sociology, socio-legal studies and law to discuss responsibilities prior to birth, responsibilities for children, as well as responsibilities of children and of the state towards family members. The volume informs and challenges the developing conceptualisation of responsibilities which arise in interdependent, intimate and caring relationships and their legal regulation. It will be of great interest to researchers and practitioners working in this complex field.

Demanding Sex: Critical reflections on the regulation of prostitution (2008) Vanessa E Munro and Marina della Giusta (eds), Ashgate £55 216pp

Interrogating supply/demand from an inter and multidisciplinary perspective, this collection broadens engagement beyond the routine analysis of the locus of violence in prostitution and the validity of the prostitute's consent. A focus on the supply/demand dynamic brings into play a range of other societal, economic and psychological factors such as the social construction of sexuality, the viability of alternative choices for prostitutes and clients, and the impact of regulatory regimes on the provision of sexual services. The factors which underlie each component of the supply/demand dyad are also studied and an examination is made of their dynamic interrelation. The collection emphasises the importance of rendering policy makers alert to the evidence emerging from empirical studies conducted in different fields of enquiry, in the hope of moving beyond polarity and politics at the local, national and international level.

Human Rights in the Market Place: The exploitation of rights protection by economic actors (2008) Christopher Harding, Uta Kohl and Naomi Salmon, Ashgate £55 264pp

The ideology of human rights protection gained considerable momentum during the second half of the twentieth century at both national and international level and appears to be an effective lever for bringing about legal change. This book analyses this strategy in economic and commercial policy and considers the transportation of the 'public law' discourse of basic human rights protection into the 'commercial law' context of economic policy, business activity and corporate behaviour. It will prove indispensable for anyone interested in human rights, international law, and business and commercial law.

Marriage and Cohabitation: Regulating intimacy, affection and care (2008) Alison Diduck (ed), Ashgate £150 622pp

The law has long been interested in marriage and conjugal cohabitation and in the range of public and private obligations that accrue from intimate living. This collection of classic articles explores that legal interest, while at the same time locating marriage and cohabitation within a range of intimate affiliations. It offers the perspectives of a number of international scholars on questions of how, if at all, our different ways of intimacy ought to be recognised and regulated by law.

Gender and the Open Method of Coordination: Perspectives on law, governance and equality in the EU (2008) Fiona Beveridge and Samantha Velluti (eds), Ashgate £55 226pp

Containing contributions by some of the best-known researchers in the field, this volume considers the intersection between the Open Method of Coordination (OMC), a relatively new mode of policy-making, and gender equality, a long-standing area of EU policy. It draws on a range of disciplinary perspectives to examine the effectiveness of the OMC as a medium for the advancement of gender equality within the EU. It also considers gender in the OMC in a variety of contexts and at both a general EU and member-state level. Central to the discussion is the concept of gender mainstreaming which proposes that a gender equality perspective should be incorporated at every level and opportunity of EU policy and practice. The authors assess how successful this has been in the context of the OMC. The book provides a unique and contemporary body of work on the OMC which adds significantly to existing understandings of this form of governance and informs critical debate of EU social governance.

Intersectionality and Beyond: Law, power and the politics of location (2008) Emily Grabham, Davina Cooper, Jane Krishnadas and Didi Herman (eds), Routledge-Cavendish £27.99 384pp

This collection addresses the present and the future of the concept of intersectionality within socio-legal studies. Including contributions from a range of international scholars, this book interrogates what has become a key organising concept across a range of disciplines, most particularly law, political theory and cultural studies.

Amnesty, Human Rights and Political Transitions: Bridging the peace and justice divide (2008) Louise Mallinder, Hart £60 598pp

Amnesty laws are political tools used since ancient times by states wishing to quell dissent, introduce reforms, or achieve peaceful relationships with their enemies. In recent years, they have become contentious due to a perception that they violate international law, particularly the rights of victims, and contribute to further violence. This view is disputed by political negotiators who often argue that amnesty is a necessary price to pay in order to achieve a stable, peaceful and equitable system of government. This book aims to investigate whether an amnesty necessarily entails a violation of a state's international obligations, or whether an amnesty, accompanied by alternative justice mechanisms, can in fact contribute positively to both peace and justice.

Administrative Law in a Changing State: Essays in honour of Mark Aronson (2008) Linda Pearson and Carol Harlow (eds), Hart £65 420pp

This book of essays celebrates Mark Aronson's contribution to administrative law. As joint author of the leading Australian text on judicial review of administrative action, Aronson is well-known to public lawyers throughout the common law world and this is reflected in the list of contributors from the US, Canada, Australia, New Zealand and the UK. The introduction comes from Justice Michael Kirby of the High Court of Australia. The essays reflect Aronson's interests in judicial review, non-judicial grievance mechanisms, problems of proof and evidence, and the boundaries of public and private law.

The Ethics and Conduct of Lawyers in England and Wales (2008) Andrew Boon and Jennifer Levin, Hart £32 454pp

The second edition of this path-breaking text successfully maps the complex regulatory environment in which the legal profession in England and Wales now operates. It opens with a critical overview of professional ideals, organisation, power and culture and an examination of the mechanisms of professions, exercised through governance, regulation, discipline and education. The core of the book explores the conflict between duties owed to clients (diligence and confidentiality) and wider duties (to the profession, third parties and society). The final part applies lawyers' ethics to dispute settlement (litigation, negotiation, advocacy and alternative dispute settlement). The second edition incorporates the considerable changes to the law, codes and the policies of government occurring since the first edition. Once again, the authors seek the guiding principles against which the suitability and efficacy of long-standing principles should be judged, asking whether the professions are suitably regulated in an era of sustained and continuous change.

Shakespeare and the Law (2008) Paul Raffield and Gary Watt (eds), Hart £30 312pp

In July 2007, the School of Law at the University of Warwick hosted an international conference on 'Shakespeare and the Law'. This interdisciplinary event included contributions from eminent speakers in the fields of English, history, theatre and law. The intention was to provide a congenial forum for the exploration, dissemination and discussion of Shakespeare's evident fascination with and knowledge of law, and its manifestation in his works. The papers included in this volume reflect the diverse academic interests of participants at the conference. The eclectic themes of the edited collection range from analyses of the juristic content of specific plays to more general explorations of Shakespearean jurisprudence.

Film and the Law (2008) Steve Greenfield, Guy Osborn and Peter Robson, Hart £30 388pp

Described by Richard Sherwin of New York Law School as the law and film movement's 'founding text', this book is a second, heavily revised and improved edition of the original *Film and the Law* (Cavendish Publishing, 2001). The book is distinctive in a number of ways: it is unique as a sustained book-length exposition on law and film by law scholars; it is distinctive within law and film scholarship in its attempt to plot the parameters of a distinctive genre of law films; its examination of law in film as place and space offers a new way out of the law film genre problem, and also offers an examination of representations of an aspect of legal practice and the legal institution that have not been addressed by other scholars.

An Introduction to the International Law of Armed Conflicts (2008) Robert Kolb and Richard Hyde, Hart £30 310pp

This book provides a modern and basic introduction to a branch of international law constantly gaining in importance in international life, namely international humanitarian law (IHL, the law of armed conflict). It is constructed in a way suitable for self-study. The subject-matters are discussed in self-contained chapters, allowing each to be studied independently of the others. Among the subject-matters discussed are, inter alia: the relationship between *jus ad bellum/jus in bello*; historical evolution of IHL; basic principles and sources of IHL; Martens Clause; international and non-international armed conflicts; material, spatial, personal and temporal scope of application of IHL; special agreements under IHL; role of the International Committee of the Red Cross; targeting; objects specifically protected against attack; prohibited weapons; perfidy; reprisals; assistance of the wounded and sick; definition of combatants; protection of prisoners of war; protection of civilians; occupied territories; protective emblems; sea warfare; neutrality; and implementation of IHL.

Rethinking Equality Projects in Law: Feminist challenges (2008) Rosemary Hunter (ed), Hart £22pb/£45hb 204pp

The concept of equality has been a key animating principle of modern feminism, and has been highly productive for feminist legal thought and feminist politics concerning law. Today, however, given the failure to achieve material and psychic equality for women, feminists have come to challenge the usefulness of equality as a concept, a particular definition, or a basis for strategising. The papers in this collection reflect these concerns, primarily in the context of English-speaking, common law cultures. Collectively, the papers analyse a range of equality projects across a number of areas of public and private law, considering both competing conceptions of equality and alternatives to it.

... *journals and calls* ...

The *Journal of International Trade Law and Policy* (JITLP) has recently been acquired by the publisher Emerald. It is an exciting stage in the development of the JITLP and will enhance the research profile of the law department at the Aberdeen Business School, within the Robert Gordon University. Established in 2002, the JITLP is aimed at the international legal community. It has been running successfully since its launch with contributions from its global editorial board members. More information about the journal or on submission can be found at www.emeraldinsight.com or from the general editor, Moe Alramahi m.aramahi@rgu.ac.uk.

The *International Journal of the Legal Profession* invites submissions for a symposium on how legal changes impact the day-to-day work of legal practitioners. Appropriate subjects could include legal change and the market for specialised legal practices; lawyers' decision-making practices about which cases to pursue; the way lawyers handle specific types of cases; or how lawyers work with experts. More specific examples in the US context would include the impact of tort reform, the Bankruptcy Reform Act of 2005, or changes in immigration law in the wake of 9/11. Examples of legal changes in the UK are the Companies Acts, Charity Act 2006 and Legal Services Act 2007. Submissions from countries other than the US and UK are strongly encouraged. Questions about suitability of material should be addressed to the symposium editor Professor Herbert Kritzer, William Mitchell College of Law, herbert.kritzer@wmitchell.edu. Manuscripts should be submitted electronically in Word or pdf format, with all identifying information removed, to the general editor, Professor Avrom Sherr, Institute of Advanced Legal Studies, University of London avrom.sherr@sas.ac.uk. Deadline: 1 February 2009.

The editors of the *Treatise on Legal Visual Semiotics* (Springer, 4 Vols), Anne Wagner and Sophie Cacciaguidi-Fahy, have issued a call for contributions. Full details are available on the SLSA bulletin board www.slsa.ac.uk/boards/index.php or contact valwagnerfr@yahoo.com. Deadline: 15 January 2009.

... *in brief* ...

In 2009, Routledge-Cavendish will be publishing the proceedings of the SLSA one-day conference 'Justice, Power and Law: In Pursuit of Development' held at Birkbeck in December 2007. Full details will appear when the collection is published.

Martin Partington has recently published 'Back to the future: the success and challenge of socio-legal scholarship' (2008) *Bracton Law Journal* 40:27-46. The article is based on the plenary lecture that he gave at the SLSA's 2007 conference at the University of Kent.

Sourcebook on Solitary Confinement (2008) Sharon Shalev
 www.solitaryconfinement.org, free pdf download 98pp

The Sourcebook on Solitary Confinement provides a comprehensive single point of reference on solitary confinement, its documented health effects, and professional, ethical and human rights guidelines and codes of practice relating to its use. It is hoped that the *Sourcebook* will encourage policy makers and prison managers to put in place safeguards and mechanisms to limit the use of solitary confinement and to mitigate its harmful consequences. Work on the *Sourcebook* was carried out with the generous support of the Nuffield Foundation's Access to Justice Programme. A few hard copies are also available, email your postal address to e sharon.shalev@solitaryconfinement.org.

Migration, Work and Citizenship in the Enlarged European Union (2008) Samantha Currie, Ashgate £60 238pp

Drawing upon socio-legal research, this book considers labour migration within the context of ('eastward') EU enlargement. Prior to the 2004 and 2007 enlargements, many older member states voiced concerns that labour market disruption and benefit tourism would occur following the extension of free movement rights to nationals of the post-communist Central and Eastern European (CEE) accession states. Such anxieties shaped the formal rights granted to CEE accession nationals in the aftermath of enlargement. Set against this backdrop, the book examines the status, entitlement and experiences of post-accession migrants. Specifically, the volume explores the legal rights of accession nationals to access employment, their experiences once in work and their engagement with broader family and social entitlement. By combining analysis of the legal framework governing free movement-related rights with analysis of qualitative data gained from interviews with Polish migrants, the book is able to speculate on the significance the status of EU citizenship holds for nationals of the recently acceded CEE member states. Citizenship is conceptualised not merely as rights but as a practice; a real 'lived' experience. The citizenship status of migrants from the CEE member states is shaped by formal legal entitlement, law in action – as it is implemented by the member states and 'accessed' by the migrants – and social and cultural perceptions and experiences 'on the ground'.

Responsible Parents and Parental Responsibility (forthcoming April 2009) Rebecca Probert, Stephen Gilmore and Jonathan Herring (eds), Hart Publishing £55 328pp

This book examines the idea of parental responsibility in English law and what is expected of a responsible parent. The scope of parental responsibility, a key concept in family law, is undefined and often ambiguous. Yet, to date, more attention has been paid to how individuals acquire parental responsibility than to the question of the rights, powers, duties and responsibilities they have once they obtain it. This book redresses the balance by providing the first sustained examination of the different elements of parental responsibility, bringing together leading scholars to comment on specific aspects of its operation. The book begins by exploring the conceptual underpinnings of parental responsibility in the context of parents (and children's) rights. It then discusses the acquisition, exercise and ending of parental responsibility. The analysis highlights the inherent constraints and limitations of parental responsibility and how its scope has deliberately been curtailed in certain contexts. The book then considers what parental responsibility allows and requires in specific areas, for example, naming a child, education, religious upbringing, medical treatment, corporal punishment, dealing with any contracts entered into or property owned by the child, representing the child in legal proceedings, consenting to a child's marriage or civil partnership and the law's response to the death of a child. In the final section, the idea of the responsible parent is considered in the contexts of child support, contact, tort and criminal law.

The Legal Regulation of Pregnancy and Parenting in the Labour Market (2008) Grace James, Routledge-Cavendish £85, 160pp

Why is the law failing to protect pregnant workers and parents from detrimental treatment in the workplace? This theoretically informed book, which draws on the findings of a large-scale, Nuffield Foundation-funded study of pregnancy-related workplace disputes, explores the legal regulation of pregnancy and parenting in the labour market. Using an epistemology that draws primarily on critical feminist debates, theories and critiques, the book adopts a necessarily female standpoint and seeks to answer why, despite positive policy ambitions and ample legislation, law is failing to protect pregnant workers and parents. Whilst sensitive to the limits of law's ability to bring about social change, the book asks whether it is the direction of current policies that need attention, or the substance of the legislation that is flawed. Is it the application of the law in courts and tribunals that fails working families or the mechanics of the employment dispute resolution and tribunal system that needs adjusting? This book will be of value to academics, students and practitioners of law and social policy interested in employment law and discrimination.

The European Civil Code: The way forward (2008) Hugh Collins, Cambridge University Press, £55 288pp

Hugh Collins argues that the EU should develop a civil code to provide uniform rules for contracts, property rights and protection against civil wrongs, thus drawing together the differing national traditions with respect to the detailed regulation of civil society. The benefits of such a code would lie not so much in facilitating cross-border trade, but in establishing foundations for a denser network of transnational relations of civil society, which in turn would help to overcome the present popular resistance to effective and functional political institutions at a European level. These principled foundations for a more inclusive and less balkanised civil society in Europe also provide elements of a required European social model that offers necessary safeguards for consumers, workers and disadvantaged groups against the pressures of market forces in an increasingly global economic system. The book assesses the policy justifications for and success of existing European private law measures, thus highlighting the strengths and weaknesses of the EU's achievements. The author also links the discussions about European contract law to the broader debates about the political future of the EU, the internal market, and the governance structures of the EU. Finally, he focuses on EU private law itself and its actual and potential impact on national law, thus linking discussions about private law to the need to have a multi-level system of governance in Europe.

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Jurisdiction and scale: legal 'technicalities' as resources for theory – Mariana Valverde

Underage sex and romance in Japanese homoerotic *Manga* and *Anime* – Aleardo Zanghellini

Debate and dialogues section – gender recognition in the UK

A great leap forward – Andrew N Sharpe

Looking back (to)wards the body: medicalisation and the GRA – Sharon Cowan

Running to stand still – Ralph Sandland

A return to the 'truth' of the past – Andrew N Sharpe

Accommodating power: the 'common sense' of regulators – Lauren Snider

Lawless sovereignty: challenging the state of exception – Susan Dianne Brophy

What's in a handshake? Legal equality and legal consciousness in the Netherlands – Marc Hertogh

Law and Faith in a Sceptical Age (2009) Anthony Bradney, Routledge-Cavendish £70 184pp

Law and Faith in a Sceptical Age is an analysis of the legal position of religious believers in a dominantly secular society. Great Britain is a society based upon broadly liberal principles. It claims to recognise the needs of religious believers and to protect them from discrimination. But whilst its secular ideology pervades public discourse, the vestigial remains of a Christian, Protestant past are seen in things as varied as the structure of public holidays and the continued existence of established churches in both England and Scotland. Religious, Christian values also form the starting point for legal rules relating to matters such as marriage. Active religious communities constitute a very small minority of the population; however, those who belong to them often see their religion as being the most important element of their identity. *Law and Faith in a Sceptical Age* raises the question of whether a liberal, secular state can protect religion. Accommodation to different religious traditions forms part of the history of the legal systems of Britain. This book asks whether further accommodation can and should be made.

Disability and Equality Law in Britain: The role of reasonable adjustment (2008) Anna Lawson, Hart Publishing £30/€45 352pp

The concept of reasonable adjustment (alternatively known as reasonable accommodation) is rapidly gaining significance for countries throughout Europe and beyond. Directive 2000/78 required all EU member states to ensure that, by the end of 2006 at the latest, reasonable accommodation obligations would operate to protect disabled people from unequal treatment in the context of employment. The new UN Convention on the Rights of Persons with Disabilities will require ratifying states to impose such obligations in a broad range of situations. This book provides a detailed and critical analysis of the current and potential role of reasonable adjustment duties in British law. It explores the notion of the anticipatory reasonable adjustment duty – a notion which is, in many respects, distinctively British. It probes the relationship between reasonable adjustment and other concepts, including indirect discrimination and positive discrimination. Drawing particularly on US debates, potential sources of resistance to the duties are exposed and an attempt is made to suggest pre-emptive counter-strategies. Attention is also given to issues of legal reform and rationalisation – subjects of immense topicality and importance in view of the recent British move towards a single Equality Act. In short, this book examines the current and potential role of reasonable adjustment duties in Britain.

Foucault's Law (2009) Ben Golder and Peter Fitzpatrick, Routledge-Cavendish £75 149pp

Foucault's Law is the first book in almost 15 years to address the question of Foucault's position on law. Many readings of Foucault start from the proposition that he failed to consider the role of law in modernity, or indeed that he deliberately marginalised it. In canvassing a wealth of primary and secondary sources, Ben Golder and Peter Fitzpatrick rebut this argument. They argue that rather than marginalise law, Foucault develops a much more radical, nuanced and coherent theory of law than his critics have acknowledged. For Golder and Fitzpatrick, Foucault's law is not the contained creature of conventional accounts, but is uncontainable and illimitable. In their radical re-reading of Foucault, they show how he outlines a concept of law which is not tied to any given form or subordinated to a particular source of power, but is critically oriented towards alterity, new possibilities and different ways of being. *Foucault's Law* is an important and original contribution to the ongoing debate on Foucault and law, engaging not only with Foucault's diverse writings on law and legal theory, but also with the extensive interpretive literature on the topic.

Documents of the African Commission on Human and Peoples' Rights, vol 2, 1999-2007 (2009) Rachel Murray and Malcolm Evans (eds), Hart Publishing £45 522pp

This second volume includes the key documents published between 1998 and 2005. Once again the aim of the work is to provide not only the basic documents, but also the less well known material related to the jurisprudence emanating from the consideration of communications. This volume therefore includes, amongst other material, the most recent activity reports adopted by the commission, resolutions, and final communiqués from the sessions. Together with Volume I this is the most comprehensive available set of documents on the African Commission and will be an essential reference for academics, students and practitioners.

Security (2009) Lucia Zedner, Routledge £55 224pp

Just a decade ago security had little claim to criminological attention. Today a combination of disciplinary paradigm shifts, policy changes and world political events have pushed security to the forefront of the criminological agenda. This book provides a brief, authoritative introduction to the history of security from Hobbes to the present day and a timely guide to contemporary security politics and dilemmas. It argues that the pursuit of security poses a significant challenge for criminal justice practice and values. And it defends security as public good and suggests a framework of principles by which it might better be governed. Engaging with major academic debates in criminology, law, international relations, politics and sociology, this book stands at the vanguard of interdisciplinary writing on security.

Feminist Legal Studies (2009) Joanne Conaghan (ed), Routledge £650 1864pp 4 vols

A close engagement with law has long been a core dimension of feminist activism. However, it is only since the late 20th century that a distinct and vital body of academic literature addressing the nature, effects and limits of that engagement has emerged. In particular, from the 1980s onwards, a critical mass of scholarship has accumulated, establishing feminist legal studies not just as a recognisable subdiscipline, both of law and of feminist or women's studies, but also as a terrain of substance and complexity, the exploration and understanding of which requires increasingly sophisticated navigation skills. As research in and around the area flourishes as never before, this new title in the Routledge Major Works series, 'Critical concepts in law', meets the need for an authoritative reference work to make sense of a rapidly growing and ever more complex corpus of literature, and to provide a map of feminist legal studies as it has emerged, developed, and diverged over the last 30 years. Volumes 1 to 4 are entitled respectively: 'Evolution'; 'Neoliberal encounters'; 'Legal method, legal reason, and legal change'; and 'Challenges and contestations'.

Personal Freedom through Human Rights Law? Autonomy, identity and integrity under the European Convention on Human Rights (2009) Jill Marshall, Martinus Nijhoff €85 x+239pp

Article 8 of the European Convention on Human Rights provides a right to respect for one's private life. The European Court of Human Rights has interpreted this provision broadly to include a right to personal autonomy, identity and integrity. This book examines these concepts by interconnecting case law from the court with the philosophical debates, including those in feminism, in four parts: personal freedom and human rights law; privacy and personal autonomy; personal identity; and bodily and moral integrity. The author notes, through her analysis of the court's case law, that different versions of freedom are evident in the jurisprudence, including one which may restrict human freedom rather than enhance it through human rights law. This book will be invaluable to scholars of the court, human rights and issues of the self.

Changing Contours of Domestic Life, Family and Law: Caring and sharing (forthcoming April 2009) Anne Bottomley and Simone Wong (eds), Hart Publishing £22 178pp

Drawing from a wide range of material and socio-legal methods, this collection brings together original essays, written by renowned scholars, investigating emerging patterns in the shape and form of the legal regulation of domestic relations. Focusing on the theme of 'caring and sharing', the collection includes chapters which reflect on the changing contours of what we think of as 'domestic relations'; the impact which legal recognition carries in making visible some relationships rather than others; the potential for normative values carried within patterns of legal recognition and regulation; intersections between private law and public policy; the role of private law in the allocation of responsibility and privilege; the differential impact of seemingly progressive policies on economically vulnerable or socially marginal groupings; tensions between family law models and models carried within other fields of private law; and, unusually, architectures in law and the built environment designed to facilitate broader accounts of domestic relationships. This thoughtful, provocative and wide-ranging collection will be a must for anyone interested in the insights and potential offered by a fresh engagement with the complexity of domestic relations and the law.

Governing Independence and Expertise: The business of housing associations (forthcoming April 2009) Morag McDermont, £35 212pp

Governing Independence and Expertise tells the story of governing the not-for-profit housing sector in the UK through the lens of its representative body, the National Housing Federation. In 1935, housing societies, associations and charitable trusts had failed in their bid to become central partners in tackling the 'problem of the slums'. Out of this failure came recognition of the necessity for a central body, one that could represent their interests and make them understood as 'expert' organisations; and so the National Federation of Housing Societies was born. This is not an unfamiliar story; organisations have often set up collective structures to facilitate intervention in government. What is more remarkable is the success of the project, as today the housing association sector is seen by many as the dominant force in social housing provision. Housing associations (as they came to be known) have pioneered many programmes now central to our 'modernised' welfare state – private finance, independence and entrepreneurialism. By telling the story of the federation, the book examines the role of the non-governmental sector in mechanisms of governing. It engages with many contemporary debates about public services and the nature of the 'social' – the limits of the role of the not-for-profit sector; the impact of private funders; and the disappearance of the notion of 'public'. The book utilises two analytical frameworks. First, chapters on the limits of charity law, battles for control with local government, controlling centralised state regulation, and the regulatory role of money consider how governing occurs in different regulatory spaces. Second, focusing upon the importance of ideas, there are chapters on campaigning for housing as a social movement and independence and entrepreneurialism.

... in brief

The *Hague Journal on the Rule of Law* (HJRL) is a new journal launched to promote the latest research and analysis on all aspects of the rule of law. The first four articles are available free online. Visit <http://journals.cambridge.org> and follow links . . .

Valentina S Vadi has contributed an article entitled 'Underwater cultural heritage and international investment law: a case study' (2007) to the new edition of *Italian Yearbook of International Law* vol 17, Benedetto Conforti, Luigi Ferrari Bravo and Francesco Francioni (eds), Hotei Publishing, pp 143–58.

● **5th PECANS WORKSHOP: SITUATING SOCIAL JUSTICE**

University of Westminster: 6-7 March 2009

The theme of this year's CentreLGS Postgraduate and Early Career Academics Network (Pecans) is 'Situating social justice'. Details at www.clgs-pecans.org.uk/event or email [e r.harding@law.keele.ac.uk](mailto:r.harding@law.keele.ac.uk).

● **'THE STATE WE'RE IN' - COSMOPOLITANISM**

Birkbeck, London: 7 March 2009

This event will address developments in social and political theory, international law and jurisprudence. Speakers: Robert Fine, Warwick; Paul Gilroy, LSE; Martti Koskenniemi, Helsinki and Cambridge; Walter Mignolo, Duke University; David Kennedy, Brown and Harvard; Costas Douzinas, Birkbeck. Free entry, all welcome. www.bbk.ac.uk/bih/news/autumnprogramme

● **FEMINISM ISN'T DEAD YET!: EQUALITY, RIGHTS AND THE FAMILY**

Feminist Legal Research Unit, Liverpool Law School: 18 March 2009

The next seminar in this series explores 'Father's rights, equality and feminism'. The speakers will be Professor Richard Collier (University of Newcastle), Dr Craig Lind (University of Sussex) and Professor Sally Sheldon (University of Kent). Further details at www.liv.ac.uk/law/flru/seminar%20series/index.htm or email Helen Baker to book a place [e hebaker@liv.ac.uk](mailto:hebaker@liv.ac.uk).

● **MODES OF GOVERNANCE IN DIGITALLY NETWORKED ENVIRONMENTS: INTERDISCIPLINARY WORKSHOP**

Oxford Internet Institute, Oxford University: 26 March 2009

An increasing part of our lives is taking place in digitally networked environments which are often assumed magically to govern themselves. Especially when traditional modes of governance like law and centralised regulations fail, researchers tend to resort to rather vague ideas like 'self-regulation'. This workshop (supported by the Web Science Research Initiative) will take a closer look at new and non-obvious modes of governance in digitally networked environments. Contact [e christian.pentzold@oii.ox.ac.uk](mailto:christian.pentzold@oii.ox.ac.uk) or [e malte.ziewitz@oii.ox.ac.uk](mailto:malte.ziewitz@oii.ox.ac.uk).

● **BRITISH ASSOCIATION OF CANADIAN STUDIES LEGAL STUDIES GROUP CONFERENCE**

St Anne's College, University of Oxford: 28-30 March 2009

Keynote Speaker: Honorable Madam Justice Rosalie Silberman Abella. The theme of the conference is 'Being, becoming and belonging: multiculturalism, diversity and social inclusion in modern Canada'. The final day will be devoted to a special focus on Anglo-Canadian legal issues (human rights, religion, civil society and democratisation). Details at: www.canadian-studies.info/main.

● **GENDER FUTURES: LAW, CRITIQUE AND THE STRUGGLE FOR SOMETHING MORE**

University of Westminster, London: 3-4 April 2009

Speakers include: Dean Spade, Professor of Law, Seattle University; Andrea Smith, Associate Professor, University of Michigan; Nivedita Menon, Professor of Political Thought, School of International Studies, Jawaharlal Nehru University; Rosemary Hennessy, Associate Professor of English, RICE University, Houston; Emily Grabham, Research Fellow, CentreLGS, Kent Law School; and Lisa Adkins, Professor of Sociology, Goldsmiths, University of London. Full details at website. www.kent.ac.uk/clgs/news-and-events.

● **CHILDREN AND THE EU: LEGAL, POLITICAL AND RESEARCH PERSPECTIVES**

University of Liverpool: 20-22 April 2009

Organised in partnership with the the European Children's Rights Network (EURONET), this conference aims to generate in-depth discussion of developments that have taken place at EU level in relation to children's rights and welfare. This will mark the first critical multi-disciplinary conference to assess this area of EU law and policy and will involve policy-makers, practitioners, representatives from the NGO sector and academics. It responds to the landmark 2006 Commission Communication which paved the way for the development of the EU Strategy on the Rights of the Child and will also debate the impact of the Lisbon Treaty on the status of children. Full details at: www.liv.ac.uk/law/cscfl/children/index.htm or contact [e euchild@liverpool.ac.uk](mailto:euchild@liverpool.ac.uk).

New socio-legal series

Palgrave Macmillan is commissioning a new **Socio-legal Studies Series**. The purpose of the series is to develop two parallel streams, one for pedagogic material about socio-legal studies and the other for the publication of monographs in socio-legal studies. The expectation is that both streams will result in the publication of cutting-edge work which, in the best tradition of socio-legal studies, will reach out to a wide audience. Dave Cown, University of Bristol, is series editor and distinguished academics will be invited to act in an advisory capacity. Proposals are welcomed, at whatever stage of development, from early career academics as well as from more established scholars. Contact [e d.s.cowan@bris.ac.uk](mailto:d.s.cowan@bris.ac.uk).

Social Justice, from Routledge-Cavendish is a new, critical interdisciplinary series, at the interface of law, social theory, politics and cultural studies. The series welcomes proposals that advance theoretical discussion about social justice, power, institutions, grass-roots practice and values/ethics. Seeking to develop new conversations across different disciplines and fields and working with wide-ranging methodologies, Social Justice seeks contributions that are open, engaging and which speak to a wide, diverse academic audience across all areas of the law, social sciences and humanities. For further information about the series, or to discuss a possible contribution, please contact the editors Kate Bedford [e k.bedford@kent.ac.uk](mailto:k.bedford@kent.ac.uk) and Davina Cooper [e d.s.cooper@kent.ac.uk](mailto:d.s.cooper@kent.ac.uk).

Legal Semiotics Monographs, from Deborah Charles Publications, is a new series which will be published using print-on-demand technology and will be available in both print and electronic formats. The series will include volumes on the different forms of textual analysis of the discourses of the law. These volumes may deal with the semiotics of Greimas, Peirce and Lacan, rhetoric, philosophy of language, pragmatics, sociolinguistics and deconstructionism, as well as more traditional legal philosophical approaches to the language of the law. For additional information or to submit a proposal, please contact Anne Wagner [e valwagnerfr@yahoo.com](mailto:valwagnerfr@yahoo.com).

The Transitional Justice Institute (TJI) has announced the **TJI Research Paper Series** published on the Social Science Research Network. The series is a source for research papers evaluating and exploring key issues related to transitional justice, including: the role of law and legal institutions in assisting (or not) the move from conflict to peace, and repression to more liberal forms of governance; institutional transformation; accountability; amnesty; gender and transition; the law and politics of memory and memorialisation; the relationship between repression and transition; and both theoretical and empirical approaches to measuring change. Submissions are invited for inclusion in the interdisciplinary series which encourages a variety of doctrinal and theoretical perspectives on a variety of subjects related to how societies transition from conflict and repression. Series editors are Fionnuala Ní Aoláin and Aisling Swaine. Contact [e swaine-a@email.ulster.ac.uk](mailto:swaine-a@email.ulster.ac.uk).

In brief . . .

A summary of research undertaken for the Ministry of Justice by Hilary Sommerlad and Peter Sanderson, *Training and Regulating Providers of Publicly Funded Legal Advice*, can be accessed at [w www.justice.gov.uk/latest-updates/training-regulating-legal-advice.htm](http://www.justice.gov.uk/latest-updates/training-regulating-legal-advice.htm) . . . Valentina S Vadi has published 'Investing in culture: underwater cultural heritage and international investment law' (2009) *Vanderbilt Journal of Transnational Law* 42(3): 1-52 . . . Thanks to the generosity of previous lecturers in granting copyright clearance, the entire series of Hamlyn Lectures published by Sweet & Maxwell (1949-2004) is now freely available by visiting the Hamlyn website: [w http://law.exeter.ac.uk/hamlyn/index.shtml](http://law.exeter.ac.uk/hamlyn/index.shtml).

Diversity and Tolerance in Socio-Legal Contexts: Explorations in the semiotics of law (2009) Anne Wagner and Vijay K Bhatia (eds), Ashgate £60 262pp

Why is there so much resistance to recent issues of tolerance and diversity? Despite efforts of the international community to encourage open-mindedness, recent attempts at international, political and economic integration have shown that religious, cultural and ethnic tolerance and diversity remain under threat. The contributions in the volume reflect the growing importance of these issues and why resistance is so widespread. Part I addresses the relationship between the language of law and its power. Part II explores the interplay of tolerance and diversity under visual, legislative and interpretative perspectives. The collection as a whole offers a combination of varied perspectives on the analysis, application and exploitation of laws.

Child Pornography and Sexual Grooming: Legal and societal responses (2009) Suzanne Ost, CUP £55 288pp

Child pornography and sexual grooming provide case study exemplars of problems that society and law have sought to tackle to avoid both actual and potential harm to children. Yet despite the considerable legal, political and societal concern that these critical phenomena attract, they have not, thus far, been subjected to detailed socio-legal and theoretical scrutiny. How do society and law construct the harms of child pornography and grooming? What impact do constructions of the child have upon legal and societal responses to these phenomena? What has been the impetus behind the expanding criminalisation of behaviour in these areas? The author addresses these and other important questions, exploring the critical tensions within legal and social discourses which must be tackled to discourage moral panic reactions towards child pornography and grooming and advocating a new, more rational approach towards combating these forms of exploitation.

Racism and Equality in the European Union (2008) Mark Bell, OUP £40 227pp

EC legislation requires member states to introduce laws prohibiting racial discrimination in many aspects of everyday life, including employment, education, healthcare and housing. EU institutions have also made periodic commitments to 'mainstream' racial equality: taking anti-racism objectives into account within all areas of EU law and policy. This book analyses the extent to which the objectives of combating racism and promoting ethnic equality have been effectively mainstreamed throughout a wide range of EU policy fields. Drawing on sociological literature, it begins by considering what combating racism means in the contemporary context of the enlarged EU and what the mainstreaming approach entails. It then examines the extent to which EU law and policy objectives have, in practice, been integrated, exploring the effects in the key areas of employment, social inclusion, immigration and criminal law.

General Jurisprudence (2009) William Twining, CUP £75hb/£35pb 544pp

This book explores how globalisation influences the understanding of law. Adopting a broad concept of law and a global perspective, it critically reviews mainstream Western traditions of academic law and legal theory. Its central thesis is that most processes of so-called 'globalisation' take place at sub-global levels and that a healthy cosmopolitan discipline of law should encompass all levels of social relations and the legal ordering of these relations.

Journal discounts for members

The following discounts are available to SLSA members from Oxford Journals: *International Journal of Law Policy and the Family*, £62; *Oxford Journal of Legal Studies*, £66; *Journal of Environmental Law*, £53.00; *Industrial Law Journal*, £71. Full details at [w www.oxfordjournals.org/page/3517](http://www.oxfordjournals.org/page/3517).

READ ALL ABOUT IT

In this section of the Socio-Legal Newsletter, we aim to bring a wide variety of new publications to the attention of the socio-legal community.

Due to the vast amount of material submitted, priority is given in these pages to publications by current SLSA members or containing contributions from members. For obvious reasons, books take up the majority of space, but information on new journals and online material is also included when possible. If you would like your latest publication considered for inclusion in a future issue, please contact [e marieselwood@btinternet.com](mailto:marieselwood@btinternet.com).

Books

Conducting Law and Society Research: Reflections on the methods and practices (2009) Simon Halliday and Patrick Schmidt, CUP £19.99pb/£55hb 288pp

Through interviews with many of the most noteworthy authors in law and society, this textbook takes students and scholars behind the scenes of empirical scholarship, showing the messy reality of research methods. The challenges and the uncertainties, so often missing from research methods textbooks, are revealed in candid detail. These accessible and revealing conversations about the lived reality of classic projects will be a source of encouragement and inspiration to those embarking on empirical research, ranging across the full array of disciplines that contribute to law and society. For all of the ambiguities and challenges to the social 'scientific' study of law, the reflections found in this book – collectively capturing a portrait of the field through the window of research efforts – individually remind readers that 'good research' displays not an absence of problems, but the care taken in negotiating them.

Crime Prevention Policies in Comparative Perspective (2009) Adam Crawford (ed), Willan Publishing, £25 266pp

For the past two decades or more the growth of public policies and strategies aimed at crime prevention and community safety has constituted one of the major innovations in crime control, with significant implications for the manner in which crime and safety are governed. But how has the preventive turn in crime control policies been implemented in various different countries and what have its implications been? What lessons have been learnt over the ensuing years and what are the major trends influencing the direction of development? What does the future hold for crime prevention and community safety? These are some of the questions explored in this book through a comparative analysis of developments in crime prevention policies across a number of European countries. Contributors explore and assess the different models adopted and the shifting emphasis accorded to differing strategies over time. The book also seeks to compare and contrast different approaches as well as the nature and extent of policy transfer between jurisdictions and the internationalisation of key ideas, strategies and theories of crime prevention and community safety. The book brings together a collection of leading international experts to explore the lessons learnt through implementation and the future directions of crime prevention policies.

Fraud: Law, procedure and investigation (2009) Sally Ramage and Jen Williams, OUP £24.99 264pp

This book provides the first accessible and practical guide to the complex area of fraud law and investigation. Written for police detectives, it takes the reader through key sections of the Fraud Act 2006, as well as other important statutes including the Theft Acts of 1968 and 1978, the Proceeds of Crime Act 2002 and the Money Laundering Regulations 2007. The law in each area is clearly explained and brought to life through the extensive use of case studies, examples, relevant case law and practical tips.

The Age of Consent: Young people, sexuality and citizenship (2009) Matthew Waites, Palgrave Macmillan £19.99 298pp

This book addresses the contentious issue of how children's sexual behaviour should be regulated. Responding to contemporary concerns about young people's sexual behaviour, sexual abuse and paedophilia, this book will engage readers in law and socio-legal studies, sociology, history, politics, social policy, youth and childhood studies, and gender and sexuality studies, as well as professionals and practitioners working with young people. This text can be ordered as an e-book for libraries.

Equity Stirring: The story of justice beyond law (2009) Gary Watt, Hart Publishing, £45 258pp

This book is an exploration of the meaning of equity as artists and thinkers have portrayed it within the law and without. Watt finds in law and literature an equity that is necessary to good life and good law but which does not require us to subscribe to a moral or 'natural law' ideal. It is an equity that takes a principled and practical stand against rigid formalism and unthinking routine in law and life, and so provides timely resistance to current forces of extremism and entitlement culture. The project is an educational one in the true etymological sense of leading the reader out into new territory. It will provide the legal scholar with deep insight into the rhetorical, literary and historical foundations of the idea of equity in law, and it will provide the law student with a cultural history of, and an imaginative introduction to, the technical law of equity and trusts. Scholars and students of disciplines such as literature, classics, history, theology, theatre and rhetoric will discover new insights into the art of equity in the law. Along the way, Watt offers a new theory on the naming of Dickens' chancery case *Jarndyce v Jarndyce* and suggests a new connection between Shakespeare and the origin of equity in modern law.

Understanding Law and Society (2009) Max Travers, Routledge-Cavendish £28.99 336pp (£24.64 with SLSA discount)

This textbook on the sociology of law starts by distinguishing a sociological approach to law from 'black-letter', jurisprudential and empirical policy-oriented traditions. Beginning with 'classical', 'consensus' and 'critical' sociological approaches, the book covers the full range of contemporary perspectives, including the new institutionalism, feminism, the interpretive tradition, postmodernism, legal pluralism and globalisation. It then concludes with a consideration of current theoretical issues, as well as a reflection upon the importance of a sociological approach to law.

Supermax: Controlling risk through solitary confinement (2009) Sharon Shalev, Willan Publishing £26 256pp

How does it feel to spend 23 hours a day alone in a small windowless cell with almost no human contact, to communicate with family and friends through a thick glass barrier, and to endure this kind of existence for years on end? Supermax vividly describes the daily reality of life for the tens of thousands of prisoners labelled the 'worst of the worst' in the American prison system. These prisoners are subjected to strict solitary confinement and extreme measures of control, inspection and surveillance. This book documents how the inflexible, harsh and extreme design of supermaxes, meant to control violence, actually breeds it, whilst causing immense suffering for those within their walls. Drawing on unique access to supermax prisons and on in-depth interviews – with prison officials, prison architects, current and former prisoners, mental health professionals, penal, legal, and human rights experts – Sharon Shalev offers a nuanced and comprehensive review of the theory, practice and consequences of these prisons. Supermax asks why solitary confinement, which had been discredited in the past, is now proposed as the solution for dealing with 'difficult', 'dangerous' or 'disruptive' prisoners, and assesses the true costs of supermax confinement.

Niklas Luhmann: Law, justice, society (2009) Andreas Philippopoulos-Mihalopoulos, Routledge £68 248pp

This book presents the work of sociologist Niklas Luhmann in a radical new light. Luhmann's theory is introduced both in terms of society at large and the legal system specifically and, for the first time, Luhmann's texts are systematically read together with theoretical insights from post-structuralism, deconstruction, phenomenology, radical ethics, feminism and post-ecologism. In his far-reaching book, the author distances Luhmann's theory from its misrepresentations as conservative, rigorously positivist and disconnected from empirical reality, and firmly locates it in a sphere of post-ideological jurisprudence. The book operates both as a detailed explanation of the theory's concepts and as the locus of a critique which brings forth Luhmann's radical credentials. The focal points are Luhmann's concept of society and the law's paradoxical connection to justice. However, these concepts are also transgressed in order to show how the law deals with the illusion of its identity, and more broadly how the theory itself deals with its limitations. This is illustrated by examples drawn from human rights, constitutional theory and ecological thinking.

Telling Tales about Men: Conceptions of conscientious objectors to military service during the First World War (2009) Lois Bibbings, MUP £55hb 240pp, 15 b&w illustrations

Telling Tales explores some of the ways in which conscientious objectors to compulsory military service were viewed and treated in England during the First World War. In a series of themed chapters, very different conceptions of these men are considered; here objectors appear as cowards, heroes, traitors, patriots, despicable criminals, law-abiding citizens, degenerates and upstanding, intensely moral folk. The work draws upon a range of materials and disciplines to produce this socio-cultural-legal study. Sources include diaries, government papers, legal records, newspapers, magazines and novels, whilst the book is informed by writings from literary and gender studies, criminology, sociology and history along with law. In terms of methods, *Telling Tales* offers an innovative approach to writing via postmodern and narrative theory. Rather than presenting a single chronological story about their wartime experiences, it tells a number of tales about how objectors were seen and dealt with.

Human rights casebook, instruments and bibliography

Fionnuala Ni Aoláin, Transitional Justice Institute co-director, and David Weissbrodt, Regents professor at the University of Minnesota Law School, have published the casebook *International Human Rights: Law, policy and process* (4th edn) (2009). To accompany this, they have also published *Selected International Human Rights Instruments and Bibliography on International Human Rights* (4th edn) (2009). Both are available from Lexis/Nexis (USA).

Children's Rights and the Developing Law 3rd edn (2009) Jane Fortin, CUP £50 878pp

Following the implementation of the Human Rights Act 1998, awareness has increased that we live in a rights-based culture and that children constitute an important group of rights holders. Now in its third edition, *Children's Rights* explores the way developing law and policies in England and Wales are simultaneously promoting and undermining the rights of children. It reflects on how far these developments take account of children's interests, using current research on children's needs as a template against which to assess the effectiveness of developments in law and policy, and considering a broad range of topics, including medical law, education and youth justice. A critical approach is maintained throughout, particularly when assessing the extent to which the concept of children's rights is being acknowledged by the courts and policy makers and the degree to which the UK fulfils its obligations under, for example, the UN Convention on the Rights of the Child.

Free Speech in the New Media (2009) Thomas Gibbons (ed), Ashgate £160 582pp

This volume deals with questions of political and constitutional principle and theory that affect the law and regulation of content in new media that are based on digital technology. In the light of convergence between different forms of communication, it examines whether the justifications for government intervention in traditional analogue broadcasting and programme delivery continue to be persuasive. The essays examine in general whether new approaches to freedom of expression are required in the digital era and whether there is a continued role for public service broadcasting or its equivalent. They also explore content standards in more detail, discussing arguments for and against regulation in the areas of beliefs, indecency and advertising and whether there is a case for the EU's measures to secure 'television without frontiers'.

What is Right for Children? The competing paradigms of religion and human rights (2009) Martha Albertson Fineman and Karen Worthington (eds), Ashgate £70 462pp

Combining feminist legal theory with international human rights concepts, this book examines the presence, participation and treatment of children in a variety of contexts. Specifically, through comparing legal developments in the US with legal developments in countries where views that children are separate from their families and potentially in need of state protection are more widely accepted. The authors address the role of religion in shaping attitudes about parental rights in the US, with particular emphasis upon the fundamentalist belief in natural lines of familial authority. Such beliefs have provoked powerful resistance in the US to human rights approaches that view the child as an independent rights holder and the state as obligated to provide services and protections that are distinctly child-centred. Calling for a rebalancing of relationships within the US family to become more consistent with emerging human rights norms, this collection contains both theoretical debates about and practical approaches to granting positive rights to children.

Gender and Migration in 21st-Century Europe (2009) Helen Stalford, Samantha Currie and Samantha Velluti (eds), Ashgate £55 264pp

Providing interdisciplinary and empirically grounded insights into the issues surrounding gender and migration into and within Europe, this work presents a comprehensive and critical overview of the historical, legal, policy and cultural framework underpinning different types of European migration. Analysing the impact of migration on women's careers, the impact of migration on family life, and gender perspectives on forced migration, the authors also examine the consequences of EU enlargement for women's migration opportunities and practices, as well as the impact of new regulatory mechanisms at EU level in addressing issues of forced migration and cross-national family breakdown. Recent interdisciplinary research also offers a new insight into the issue of skilled migration and the gendering of previously male-dominated sectors of the labour market.

Labour Law 5th edn (2009) Simon Deakin and Gillian S Morris, Hart Publishing £35 914pp

Labour law is a highly dynamic and complex field which can be properly understood only in its broader international and historical context. This work, increasingly cited as authoritative in the higher appellate courts, provides a comprehensive analysis of the current field, explaining the role of different legal sources, as well as social and economic policy. It thus enables readers to obtain a deeper insight into likely future, as well as past, changes in the law. The new edition highlights important new developments in the areas of contract of employment, discipline and dismissal, discrimination law, EU law, employee representation, human rights, work-life balance policies, trade union law and industrial action law.

Landmarks in Australian Intellectual Property Law (2009) Andrew T Kenyon (ed), CUP £50 298pp

This book provides a picture of how Australian intellectual property law has developed as a distinctly Australian body of law during the century since the country was established. The book takes a selection of key intellectual property law cases and tells their stories, situating each case in its historical, cultural, social or economic context, as well as providing factual details about, for example, the arguments made in each case and the evidence adduced. In part, the book offers a deeper legal analysis of the selected cases, many of which have been central to the framing of Australian intellectual property law. It also provides a fuller sense of each case as revealing and influencing wider understandings and practices.

Spatializing Law: An anthropological geography of law in society (2009) Franz von Benda-Beckmann, Keebet von Benda-Beckmann and Anne Griffiths (eds), Ashgate £65 240pp

This book focuses on law and its location, exploring how spaces are constructed on the terrestrial and marine surface of the earth with legal means in a rich variety of socio-political, legal and ecological settings. The contributors explore the interrelations between social spaces and physical space, highlighting the ways in which legal rules may localise people's rights and obligations in social space that may be mapped onto physical space. This volume also demonstrates how different notions of space and place become resources that can be mobilised in social, political and economic interaction, paying specific attention to the contradictory ways in which space may be configured and involved in social interaction under conditions of plural legal orders. *Spatializing Law* makes a significant contribution to the anthropological geography of law and will be useful to scholars across a broad array of disciplines.

Perspectives on Labour Law 2nd edn (2009) A C L Davies, CUP £60 300pp

Policy discussions play an important role in labour law and labour lawyers draw on a wide range of disciplines and approaches in order to construct their arguments. This overview of the basic principles of labour law and the related policy arguments introduces two of the main perspectives used in the analysis of labour law today – human rights and economics. It offers a brief history of the influence of human rights and economics on labour law since the 1950s, explains neoclassical and new institutional economics and summarises the historical development of international human rights law. The insights of rights theorists and economists are then applied to a selection of topics in labour law, including anti-discrimination law, dismissal, working time, pay, consultation and collective bargaining, trade union membership and industrial action, in order to demonstrate the interplay between the two perspectives.

The New Corporate Accountability: Corporate social responsibility and the law (2009) Doreen McBarnet, Aurora Voiculescu and Tom Campbell, CUP £40 602pp

The adoption by companies of corporate social responsibility (CSR) policies is routinely characterised as voluntary. But if CSR is self-governance by business, it is self-governance that has received a firm push from external social and market forces, and away from forces of social accountability. Law is also playing a more significant role than the image of CSR suggests, and this legal accountability – the focus of the book – is set to increase. Legal intervention should not, however, be seen as making social accountability redundant. Wider ethical standards and social and market forces are also necessary to make legal regulation effective. Law is being brought into play in innovative and indirect ways. The initiative lies as much with private organisations as with the state. At the same time, governments are using social and market forces to foster CSR. In the context of CSR, a new, multi-faceted, corporate accountability is emerging.

Law and Administration 3rd edn (2009) Carol Harlow and Richard Rawlings, CUP £80 879pp

This definitive textbook explores the field of law which allows government and its agencies practically to apply its laws. The subject, affected by policy and political factors, can challenge even the more advanced student. In response, this title looks at both the law and the factors informing it, laying down the foundations of the subject. This contextualised approach also allows the student to develop the broadest possible perspective. Case law and legislation are set out and discussed and the authors have built in a range of case studies to give a practical emphasis to the approach. It is, however, the distinctive theoretical framework for administrative law that the authors develop that distinguishes this title from others and allows for real understanding of the subject.

Legal Institutions and Collective Memories (2009) Susanne Karstedt (ed), Hart Publishing £55hb/£25pb 428pp

In recent decades, the debate among scholars, lawyers, politicians and others about how societies deal with their past has been constant and intensive. This book situates the processes of transitional justice at the intersection between legal procedures and the production of collective and shared meanings of the past. Building upon the work of Maurice Halbwachs, this collection of essays emphasises the extended role and active involvement of contemporary law and legal institutions in public discourse about the past, and explores their impact on the shape that collective memories take in the course of time. The authors uncover a complex pattern of searching for truth, negotiating the past and cultivating the art of forgetting. Their contributions explore the ambiguous and intricate links between the production of justice, truth and memory. The essays cover a broad range of legal institutions, countries and topics. These include transitional trials as monumental spectacles as well as constitutional courts, and the restitution of property rights in Central and Eastern Europe and Australia. The authors explore the biographies of victims and how their voices were repressed, as in the case of Korean comfort women. They explore the role of law and legal institutions in linking individual and collective memories in the transitional period through processes of lustration, and they analyse divided memories about the past and their impact on future reconciliation in South Africa.

Family Law Advocacy: How barristers help the victims of family failure (2009) Mavis Maclean and John Eekelaar, Hart Publishing £25pb 132pp

The role of the law in settling family disputes has been a matter of particular debate over the past 25 years. In keeping with the general public perception, the media has been largely critical about the role of lawyers in family law matters, sustaining a general lack of confidence in the legal profession, and a more specific feeling that in family matters lawyers aggravate conflict or even represent a female conspiracy. The climate in which family lawyers practise in England and Wales is therefore a harsh one. The authors of this path-breaking study felt it was time to find out more about the contribution of barristers in family law cases. They therefore embarked on a careful study of the family law Bar, its characteristics, what its members do, and how their activities contribute to the management or resolution of family disputes. Much of the study is comprised of an in-depth examination of the day-to-day activity of members of the family law Bar through observation of individual barristers as they performed their role in the context of a court hearing. In attempting to answer questions such as whether our family justice system is excessively adversarial, or whether family barristers earn too much from human unhappiness, or indeed whether those working in the front line of child protection earn enough, the authors reach some surprising conclusions.

Crime and Deviance in Cyberspace (2009) David S Wall (ed), Ashgate £165 624pp

This volume presents the reader with an interesting and provocative selection of contemporary thinking about cybercrimes and their regulation. The contributions cover the years 2002–07, during which period internet service delivery speeds increased a thousandfold. When combined with advances in networked technology, these faster speeds not only made new digital environments more easily accessible, but they also helped give birth to a completely new generation of purely internet-related cybercrimes ranging from spamming, phishing and other automated frauds to automated crimes against the integrity of the systems and their content. To understand these developments, the volume introduces new cybercrime viewpoints and issues, but also a critical edge supported by some of the new research that is beginning to challenge and surpass the hitherto journalistically driven news stories that were once the sole source of information about cybercrimes.

The Regulation of Organised Civil Society (2009) Jonathan Garton, Hart Publishing £47 288pp

Although much has been written on organised civil society – the loose collective of organisations that operate outside the public sector, the private market and the family unit – over the past 30 years, there has been little jurisprudential analysis. This is in spite of the fact that a number of jurisdictions, including England, New Zealand, Northern Ireland and Scotland, have recently implemented major reforms to the regulatory frameworks in which civil society organisations operate, with a particular emphasis on the charitable sectors. Redressing the balance, this monograph considers from first principles when it is appropriate to regulate organised civil society and how that regulation might best be accomplished. It integrates the traditionally separate disciplines of civil society theory and regulation theory to provide answers to key questions and advance a rudimentary theory of regulation specific to organised civil society.

Human Rights in International Investment Law and Arbitration (2009) P-M Dupuy, Francesco Francioni and Ernst-Ulrich Petersmann (eds), OUP £45 656pp

This book offers a systematic analysis of the interaction between international investment law, investment arbitration and human rights, including the role of national and international courts, investor–state arbitral tribunals and alternative jurisdictions, the risks of legal and jurisdictional fragmentation, the human rights dimensions of investment law and arbitration, and the relationships of substantive and procedural principles of justice to international investment law. Includes, ‘Reconciling the public health with investor rights: the case of tobacco’ by Valentina Vadi.

Journal news

There are two new criminal law journals: *Criminal Law* (quarterly) and *Criminal Law News* (monthly) – both licensed to Westlaw Global, Thomson Reuters, and edited by Sally Ramage.

The *Hague Journal on the Rule of Law* is a new journal providing a timely forum for the rapidly expanding field of the rule of law, encapsulating cutting-edge study from all related disciplines [www http://journals.cambridge.org/rol](http://journals.cambridge.org/rol).

The first issue of the *Journal of Media Law* is now available, edited by Eric Barendt, Thomas Gibbons and Rachael Craufurd Smith. It turns the spotlight on all the aspects of law which impinge on and shape media practices. Also launched recently is *Law, Innovation and Technology* edited by Roger Brownsword and Han Somsen. The meeting of law and technology is becoming an increasingly significant (and controversial) topic. *Law, Innovation and Technology* engages fully with the subject, setting an innovative and distinctive agenda for lawyers, ethicists and policy makers. Free online access to both journals until 1 January 2010 is available at [www www.hartjournals.co.uk/](http://www.hartjournals.co.uk/).

● PERSPECTIVES ON PROSTITUTION

9 December 2009: *Feminist Legal Research Unit, Liverpool Law School*

This seminar will explore interdisciplinary perspectives on prostitution. Speakers are: Phil Hubbard, University of Loughborough; Rachela Colosi, University of Teeside; Anna Carline, Liverpool John Moores University. Attendance is free: please email to confirm attendance. For details, contact Helen Baker [e hebaker@liv.ac.uk](mailto:hebaker@liv.ac.uk).

● 4TH INTERNATIONAL CONFERENCE ON SOCIAL SCIENCE RESEARCH

9–11 December 2009: *Gaylord Resort, Nashville, Tennessee*

This interdisciplinary conference draws together faculty members, research scientists and professionals from the social sciences to provide them with the opportunity to interact with colleagues from the same field or other related fields. Registration is available at [www www.socialscienceconf.net/index.htm](http://www.socialscienceconf.net/index.htm).

● PROMOTING AND PROTECTING HUMAN RIGHTS IN THE UK

10 December 2009: *Law School, University of Westminster*

Speakers: Andrew Dismore MP, chair of Joint Committee on Human Rights; Francesca Klug, LSE and former member of Equality and Human Rights Commission; Roger Smith, director of JUSTICE. Attendance is free, places limited. RSVP to Emma McClean [e e.mcclean@westminster.ac.uk](mailto:e.mcclean@westminster.ac.uk).

● HART JUDICIAL REVIEW CONFERENCE

11 December 2009: *London*

Speakers include: Hon Mr Justice Barling; Tom de la Mare; Marie Demetriou; Michael Fordham QC; Richard Gordon QC; Hon Mr Justice Hickinbottom; Lord Lester of Herne Hill QC; Clive Lewis QC; James Maurici; Helen Mountfield; Tim Otty QC; Nigel Pleming QC. For further details, see [www www.hartpub.co.uk/jrconference09/](http://www.hartpub.co.uk/jrconference09/).

● AFTER GUANTANAMO BAY: PERSPECTIVES ON THE WAR ON TERROR

22 January 2010: *Law School, University of Westminster*

The first anniversary of the order to close Guantanamo Bay offers a unique opportunity to re-evaluate international, regional and national responses to terrorism to assess the question of how to address international terrorism. In particular the conference aims to examine the legacy of Guantanamo Bay from legal and political perspectives and to discuss the future direction(s) of the war on terror. Plenary speakers: Carla Ferstman, director of Redress and Clare Algar, executive director of Reprieve. Organiser: [e e.mcclean@wmin.ac.uk](mailto:e.mcclean@wmin.ac.uk).

● LEARNING IN LAW ANNUAL CONFERENCE: PERSPECTIVES ON PROGRESS

29–30 January 2010: *University of Warwick*

Keynote speaker: Aaron Porter, vice-president (higher education), the National Union of Students. The conference will play host to the final of the Law Teacher of the Year competition. [www www.ukcle.ac.uk/lilac](http://www.ukcle.ac.uk/lilac)

● RETHINKING LAW COLLOQUIUM 2001: CALL FOR PAPERS

10 February 2010: *Trinity College Dublin*

Chair: Mrs Justice Catherine McGuinness, president of the Law Reform Commission. This event brings together law students, undergraduate and postgraduate. Researchers from all institutions are invited to attend. The colloquium will consist of several panels followed by discussion. It is an excellent opportunity to explore current and future developments in the law, to obtain feedback and to experience presenting and participating at a law conference. There will be prizes for the best undergraduate papers. Call closes: 5 December 2009. [www www.tcd.ie/law/studentcolloquium](http://www.tcd.ie/law/studentcolloquium)

● JUSTICE, MEDIA AND PUBLIC: CHANGING PUBLIC PERCEPTIONS IN THE NEW MEDIA LANDSCAPE

25–26 March 2010: *Research Institute for Law, Politics and Justice, Keele University*

Speakers include: Judge Keith Cutler, chair of the Judges' Council Committee on Communications; Olga Kavran, spokesperson to the prosecutor, International Criminal Tribunal for the Former Yugoslavia; Joshua Rozenberg, freelance journalist; and Daniel Stepniak, associate professor, University of Western Australia. For any queries, please contact Lieve Gies [e l.gies@keele.ac.uk](mailto:l.gies@keele.ac.uk) and Rob C Mawby [e rim3@leicester.ac.uk](mailto:rim3@leicester.ac.uk).

READ ALL ABOUT IT

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Books

Making Anti-Racial Discrimination Law: A comparative history of social action and anti-racial discrimination law (2009) Iyiola Solanke, Routledge 256pp \$130

Making Anti-Racial Discrimination Law examines the evolution of anti-racial discrimination law from a socio-legal perspective. Taking a comparative and interdisciplinary approach, the book does not simply look at race and society or race and law but brings these areas together by drawing out the tension in the process in different countries by which race becomes a policy issue which is subsequently regulated by law. Moving beyond traditional social movement theory to include the extreme right wing as a social actor, the study identifies the role of extreme right-wing confrontation in agenda-setting and law-making, a feature often neglected in studies of social action. In so doing, it identifies the influence of both the extreme right and liberalism on anti-racial discrimination law. Focusing primarily on the UK and Germany, the book also demonstrates how national politics feeds into EU policy and identifies some of the challenges in creating a high and uniform level of protection against racial discrimination throughout the EU. Using primary archival materials from Germany and the UK, the empirical richness of this book constitutes a valuable contribution to the field of anti-racial discrimination law, at both undergraduate and postgraduate level.

The Law and Child Development (2010) Emily Buss and Mavis Maclean, Ashgate 516pp £145/£130.50 online

This volume asks what legal and socio-legal scholarship can contribute to understanding the role of law in the care and development of children. The editors have selected key articles ranging from theoretical analysis to empirical data-based research that address the law's approach in the USA and UK to resolving parenting disputes after separation, protecting children from abuse and neglect, and affording children procedural protections in the juvenile justice system. Their introduction to these important and often distressing areas of the law confirms the importance of understanding how law works in practice and reaffirms that law itself remains responsible for articulating and protecting society's values.

Law in the Pursuit of Development: Principles into practice? (2009) Amanda Perry-Kessaris, Routledge 312pp £75

Law in the Pursuit of Development critically explores the relationships between contemporary principles and practice in law and development. Including papers by internationally renowned, as well as emerging, scholars and practitioners, the book is organised around the three liberal principles which underlie current efforts to direct law towards the pursuit of development. First, that the private sector has an important role to play in promoting the public interest; second, that widespread participation and accountability are essential to any large-scale enterprise; and third, that the rule of law is a fundamental building block of development. This insightful and provocative collection, in which contributors critique both the principles and efforts to implement them in practice, will be of considerable interest to students, academics and practitioners with an interest in the fields of law and development, international economic law, and law and globalisation.

The EU Race Directive: Developing the protection against racial discrimination within the EU (2010) Erica Howard, Routledge 238pp £75

In 2000, the EU adopted a directive against discrimination on the grounds of racial or ethnic origin. This book provides an in-depth evaluation of the Race Directive and its effects, questioning how successful it has been. It discusses the history of the fight against racial discrimination in the EU and the equality clauses in international human rights instruments. It then examines the terms race, racism, racial discrimination and equality in the directive. The book also looks at the concepts of equality which can be distinguished in the Race Directive and in the subsequent developments at EU level. Examining whether the directive has improved the protection against racial or ethnic origin discrimination for people within the EU, the book concludes with an assessment of how far the EU has come on the road to racial equality with the adoption of the Race Directive and the subsequent developments. It also contains proposals for possible improvements.

The Modern Law of Contract 8th edn (2009) Richard Stone, Routledge-Cavendish 728pp £25.99

Written by a leading author and lecturer with over 30 years' experience teaching and examining contract law, *The Modern Law of Contract* continues to equip students with a clear and logical introduction to contract law. Exploring all of the recent developments and case decisions in the field of contract law, it combines a meticulous examination of authorities and commentaries with a modern contextual approach. An ideal accessible introduction to contract law for students coming to legal study for the first time, this leading textbook offers straightforward explanations of all of the topics found on an undergraduate contract law module. At the same time, coverage of a variety of theoretical approaches – economic, sociological and empirical – encourages reflective thought and critical analysis.

Law and social change

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Feminist and Queer Legal Theory: Intimate encounters, uncomfortable conversations (2009) Martha Albertson Fineman, Jack E Jackson and Adam P Romero (eds), Ashgate 504pp £35

This is a groundbreaking collection that brings together leading scholars in contemporary legal theory. The volume explores, at times contentiously, convergences and departures among a variety of feminist and queer political projects. These explorations – foregrounded by legal issues such as marriage equality, sexual harassment, workers' rights, and privacy – re-draw and re-imagine the alliances and antagonisms constituting feminist and queer theory. The essays cross a spectrum of disciplinary matrices, including jurisprudence, political philosophy, literary theory, critical race theory, women's studies, and gay and lesbian studies. The authors occupy a variety of political positions vis-à-vis questions of identity, rights, the state, cultural normalisation, and economic liberalism. The richness and vitality of feminist and queer theory, as well as their relevance to matters central to the law and politics of our time, are on full display in this volume.

Judging Civil Justice (2009) Hazel Genn, Cambridge University Press 228pp £40

The civil justice system supports social order and economic activity, but a number of factors over the last decade have created a situation in which the value of civil justice is being undermined and the civil courts are in a state of dilapidation. Genn discusses reforms to civil justice in England and around the world over the last decade in the context of escalating expenditure on criminal justice and vanishing civil trials. In assessing the claims and practice of mediation for civil disputes, she questions whether diverting cases out of the public courts into private dispute resolution promotes access to justice, looks critically at the changed expectations of the judiciary and points to the need for a better understanding of how judges 'do justice'.

Administrative Justice in Context (2010) Michael Adler (ed), Hart 586pp £50

Written by a set of very distinguished contributors, this book comprises a definitive collection of papers on administrative justice in five parts, each of which contains articles on a particular aspect of administrative justice. The first part deals with the impact of 'contextual changes' on administrative justice and considers the implications of changes in governance and public administration, management and service delivery, information technology, audit and accounting, and human rights for administrative justice. The second part covers with conceptual issues and describes a number of competing approaches to administrative justice. The third part looks at the application of administrative justice principles to private law disputes while the fourth part examines the distinctive characteristics of administrative justice in three other jurisdictions. The final part reviews current developments in administrative justice and the book concludes with a discussion of legislative and policy developments in the UK. The general approach of the book is socio-legal and interdisciplinary. The chapters adopt a variety of disciplinary perspectives, including those derived from political science, public policy, social policy, accounting and information technology as well as from law.

Legal Method, Skills and Reasoning 3rd edn (2009) Sharon Hanson, Routledge-Cavendish 416pp £25.99

Language skills, study skills, argument skills and legal knowledge are vital to every law student, professional lawyer and academic. This book suggests a range of 'how-to' techniques for perfecting these academic and practical skills. It explains how to work with legal texts; how to read and write about the law; how to acquire effective disciplined study techniques; and how to construct legal arguments. It is full of practical examples and diagrams and is supported by a companion website offering additional resources.

Risk Regulation and Administrative Constitutionalism (2010) Elizabeth Fisher, Hart 320pp £22

Over the last decade the regulatory evaluation of environmental and public health risks has been one of the most legally controversial areas of contemporary government activity. As this award-winning work shows, legal disputes over risk evaluation are disputes over administrative constitutionalism in that they are disputes over what role law should play in constituting and limiting the power of administrative risk regulators. Five case studies taken from five different legal cultures demonstrate this point, and the work concludes with a strong argument for re-orienting the focus of scholarship in this area.

Law and Social Change (2010) Sharyn L Roach Anleu, Sage 312pp £24.99pb/£75hb

This is a new edition of Sharyn L Roach Anleu's introduction to the sociology of law and its role as a social institution and social process. Discussing current theory and key empirical research from a diverse range of perspectives *Law and Social Change* gives relevant examples, from various cultures and societies, to provide a sociological view which goes beyond more jurisprudential approaches to law and society. It provides coverage of major classic and contemporary social theories of law; is informed by empirical research drawn from several countries/societies; and includes up-to-date and relevant examples. This thoroughly updated edition engages with modern scholarship, and recent research, on globalisation whilst also looking at related issues such as the internationalisation of law and human rights. It explores recent reforms at local and national levels, including issues of migration and refugees, the regulation of anti-social behaviour, and specialist or problem-solving courts and also provides a clear, accessible introduction to research methods used in the socio-legal field.

Agriculture and EU Environmental Law (2009) Brian Jack, Ashgate 300pp £65/£58.50 online

This book critically examines the development and current structure of EU agri-environmental measures at a substantive level. Examining the measures in an integrated manner, showing how they interrelate linking different aspects of EU agricultural law and policy, this volume examines the legislation adopted at EU level as well as the impact of particular national measures to implement that legislation. Where appropriate, comparisons are drawn between the manner in which EU legislation has been implemented among various member states. Critically assessing EU and national measures, in the light of other policy pressures, such as the influence of world trade agreements and the political pressures exerted by the agricultural sector within the national legal systems of individual member states, this volume is a valuable resource for academics researching and practitioners working in the areas of EU environmental and agricultural law.

The European Social Model and Transitional Labour Markets: Law and policy (2009) Ralf Rogowski (ed), Ashgate 374pp £65/£58.50 online

Bringing together theoretical, empirical and comparative perspectives on the European Social Model (ESM) and transitional labour market policy, this volume contains theoretical accounts of the ESM and a discussion of policy implications for European social and employment policies that derive from research on transitional labour markets. It provides an economic and legal assessment of the European Employment Strategy and contains evaluations of new forms of governance both in European and member state policies, including discussions of the potential and limits of soft law instruments. Country studies of labour market reforms in Denmark, the Netherlands, Belgium and France assess their contribution to an emerging ESM, while comparative accounts of the ESM examine mobility and security patterns in Europe and beyond and evaluate recent 'flexicurity' policies from a global perspective.

Regulating Audiovisual Services (2009) Thomas Gibbons, Ashgate 622pp £175/£157.50 online

In recent years, the changing nature of audiovisual services has had a significant impact on regulatory policy and practice. The adoption of digital technology means that broadcasting, cable, satellite, the internet and mobile telephony are converging, enabling each of them to deliver the same kinds of content and allowing users to exercise much greater choice over the kind of material that they receive and when they receive it. The essays examine the implications for regulatory design, asking whether there is still a role for traditional-style state controls, or whether other techniques, such as competition in the market and self-regulation, are more appropriate. They also explore how, in the digital era, structural issues of media ownership and control become problems of access and interconnection between services and how content regulation focuses more on problems raised by the interactions between providers and users, the relationship between freedom of information and technologies to control it and the international reach of the new media.

Criminology and Archaeology: Studies in looted antiquities (2009) Simon Mackenzie and Penny Green (eds), Hart 194pp £45

This collection is the product of a collaborative venture between criminologists and archaeologists concerned with the international market in illicit antiquities. It examines the state of regulation in the antiquities market with a particular focus on the UK's position, but also with reference to the international context. Antiquities are highly collectable, and there are several prominent international centres for trade. As well as the legitimate face of the antiquities trade there exists an international illicit market in which cultural objects are trafficked for profit in breach of national laws and international conventions. It is within such a complex international and local regulatory context that the essays presented here emerge, focusing upon three areas in particular: the demand for looted antiquities; the supply of cultural artefacts which originate in source countries; and regulation of the international market in antiquities. Criminology has long been interested in transnational crime and its regulation. Archaeologists' concerns lie in the destructive consequences of antiquities looting, which erases our knowledge of the past. In the papers presented here both disciplines present new data and analysis to forge a more coherent understanding of the nature and failings of the regulatory framework currently in place to combat the criminal market in antiquities.

Fairness at Work: A critical analysis of the Employment Relations Act 1999 and its treatment of collective rights (2010) Tonia Novitz and Paul Skidmore, Hart 224pp £30

From the White Paper on Fairness at Work, it seemed that the enhanced protection of 'collective rights' was central to New Labour's industrial relations settlement. Reforms were promised relating to diverse matters such as blacklisting, discrimination against trade union members, trade union recognition and industrial action. Moreover, the Blair government sought to portray trade unions as suitable representatives of workers in the context of grievance and disciplinary procedures, appropriate recipients of information and consultation and potential contributors to a new 'culture of labour relations'. This culture was encapsulated in the term 'partnership'. This book examines the rhetorical claims made in the White Paper (and later in Parliament) alongside the actual reforms contained in the Employment Relations Act 1999. These developments are studied in their broader context, including Britain's recent industrial relations history and the perceived need to find a 'third way' which navigates between pre-existing Labour and Conservative ideologies. Of interest to academics and students of labour law, industrial relations, politics and related disciplines, the book aim is to place in context what New Labour is and is not doing in the field of employment law.

International Law Reports (No 137) (2009) Elihu Lauterpacht, Christopher J Greenwood, assisted by Karen Lee, Cambridge University Press 798pp £130

The *International Law Reports* is the only publication in the world wholly devoted to the regular and systematic reporting in English of decisions of international courts and arbitrators as well as judgments of national courts. Volume 137 reports on, amongst others, the English House of Lords decisions in *A (No 1)* and *A (No 2)*, the judgments of the English Divisional Court, Court of Appeal and House of Lords in *Al-Jedda*, and the United States Supreme Court decisions regarding the detention without trial of enemy combatants in Guantanamo Bay and related cases.

Stakeholders in the Law School (2010) Fiona Cownie (ed), Hart 368pp £30

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. How do law schools deal with these pressures? What should their response be to the 'stakeholders' who urge them to follow agendas emanating from outside the law school itself? To what extent should some of these agendas play a greater role in the thinking of law schools?

Journals

Calls for papers

Knowledge Politics Quarterly invites submissions for its next issue, in particular from postgraduates and early career academics, although all are welcome. This is a special issue and papers on the following legal themes are invited: freedom of information law, or the quality of privacy in the media domain; the development of intellectual property law in the information society; and medical, patent and copyright law. Contact: Jamie Grace • j.grace@derby.ac.uk. Deadline: 16 April 2010. www.knowledgepolitics.org.uk

The *International Journal for the Semiotics of Law* has issued a call for a special issue/edited collection on 'Nation, identity and multiculturalism' (Anne Wagner, Jixian Pang and Cheng Le (eds)). Deadline: 31 May 2010. Email • valwagnerfr@yahoo.com and • chengle163@hotmail.com.

The *International Review of Law, Computers and Technology* is devoted to the study of the principles and practices bearing on the interaction of computers, other new technologies and the law. The call is at: www.tandf.co.uk/journals/cfp/cirlcftp.pdf.

The *Northern Ireland Legal Quarterly* publishes a wide variety of articles on all aspects of law and regular special issues. Submissions should be sent to the editor Sally Wheeler at • s.wheeler@qub.ac.uk.

In brief . . .

The *International Journal of Sport Policy* special issue on 'Implementing the European Commission White Paper on Sport' (2009 1:3) was guest edited by Richard Parrish and Samuli Miettinen and features papers presented at the third Sport&EU Annual Conference . . . the first issue of the *International Journal of Sport Policy* is now available free online . . . The second issue of *Law, Innovation and Technology* (Roger Brownsword and Han Somsen (eds)) features papers by Göran Hermerén, Alastair V Campbell, Thérèse Murphy, Laura Klaming and Anton Vedder, and Roger Brownsword . . . Jane Ball has published 'Insiders and outsiders in French social housing allocation' in *European Journal of Housing Policy* (2009) 9(3): 313–35.

Anomie and Violence: Non-truth and reconciliation in Indonesian peacebuilding (2010) John Braithwaite, Valerie Braithwaite, Michael Cookson and Leah Dunn, ANU E Press, free to download w <http://epress.anu.edu.au> or A\$29.95 hard copy
This is the first volume from the Peacebuilding Compared Project. Indonesia suffered an explosion of violence in the late 1990s and early 2000s. By 2002, it had the worst terrorism problem of any nation. All forms of violence have now fallen dramatically. How was this accomplished? What drove the rise and the fall of violence? Anomie theory is deployed to explain these developments. Valerie Braithwaite's motivational postures theory is used to explain the gaming of the rules and the disengagement from authority that occurred in that era.

Rethinking Rape Law: International and comparative perspectives (2010) Clare McGlynn and Vanessa E Munro (eds), Routledge £85 368pp

This is a comprehensive and critical analysis of contemporary rape laws, across a range of jurisdictions. In a context in which there has been considerable legal reform of sexual offences, the book engages with developments spanning national, regional and international frameworks. It is only when we fully understand the differences between the law of rape in times of war and in times of peace, between common law and continental jurisdictions, between societies in transition and societies long-inured to feminist activism, that we are able to understand and evaluate current practices, with a view to change and a better future for victims of sexual crimes.

Multi-Owned Housing: Law, power and practice (2010) Sarah Blandy, Ann Dupuis and Jennifer Dixon (eds), Ashgate £60 264pp

This international and interdisciplinary edited collection provides the first comparative study of multi-owned residential developments, now established as a common type of housing throughout the world albeit with different legal frameworks. The roles and relationships of power between developers, managing agents and residents are examined using theoretical approaches from sociology, law and planning. The volume's comparative approach enhances its insights into important governance issues, including state regulation and environmental sustainability, which are raised by the sociological and legal implications of owning and managing multi-occupied residential developments.

International Humanitarian Law and the International Red Cross and Red Crescent Movement (2010) Aldo Zammit Borda, Routledge £80 224pp

This book provides a key reference on the role of the Commonwealth and its member states in relation to international humanitarian law (IHL). It provides insights in the implementation of IHL in Commonwealth states and, particularly, the challenges faced by small states. It examines the progressive development of IHL in the Commonwealth and provides an analysis of some of the landmark decisions emerging from the Special Court for Sierra Leone. This book is based on a special issue of *Commonwealth Law Bulletin*.

New Governance and the European Employment Strategy (2010) Samantha Velluti, Routledge £80hb 328pp

In recent years new or experimental approaches to governance in the EU, namely the open method of coordination (OMC), have attracted great interest and controversy. This book examines the European Employment Strategy (EES) and its implementation through the OMC, exploring the promises and limitations of the EES for EU social law and policy and for the safeguarding of social rights. This significant and timely work offers new insights and fresh perspectives into the operation of new governance and its relationship with both European and national law and constitutionalism. It will be of interest to academics, researchers and postgraduate students working in European law and European governance studies in general.

Men, Law and Gender: Essays on the 'man' of law (2010) Richard Collier, Talyor & Francis £63.75hb 292pp

This book presents the first published comprehensive overview and critical assessment of the relationship between law and masculinities. It provides a general introduction to the subject whilst engaging with the difficult question of what it means to speak of the masculinity of law in the first place. Building on recent sociological work concerned with the relational nature of gender and personal life, the book argues that social, cultural and economic changes have reshaped ideas about men and masculinities in ways that have significant implications for law. Bringing together voices and disciplines that are rarely considered together, it explores the way ideas about men have been contested and politicised in the legal arena. Including original empirical studies of male lawyers, the legal profession and fathers' rights and law reform, alongside discussions of university law schools and legal academics, and family policy and parenting cultures, it provides a unique insight into the relationship between law, men and masculinities.

A Guide to International Law Careers (2010) Anneke Smit and Christopher Waters, British Institute of International and Comparative Law £25 70pp

This guide explores the options available to law graduates beyond traditional or domestic law career paths. The range of possible careers is vast – from human rights to investment law and from the courtroom or boardroom to the refugee camp – and the guide offers a step-by-step approach to considering whether and how to pursue a career in one of these areas. The essential message is that international law jobs are out there and attainable if approached strategically and with perseverance.

Land Law Directions 2nd edn (2010) Sandra Clarke and Sarah Greer, Oxford University Press £29pb 528pp

The unique use of diagrams, photographs and boxes in the book breaks down this complex subject into manageable sections and is well suited to the visual learner. Content has been carefully tailored to fit to undergraduate modules and offers good coverage of all the topics taught on a first course in land law. The final chapters offer a practical aid to the student – 'completing the puzzle' by linking all the topics together and offering invaluable advice on revision and exam technique. The book is supported by an extensive accompanying website with a wealth of extra material for both students and lecturers.

Governing Independence and Expertise: The business of housing associations (2010) Morag McDermont, Hart £30/€39pb 202pp

This book tells the story of the not-for-profit housing sector in England, focusing on its representative body, the National Housing Federation. The story tells of how the federation and associations influenced their own space of governing through deploying discourses of independence and expertise; how being governed, and governing, become, at times, one and the same.

Journals

The first issue the *Journal of Human Rights and the Environment* is now available. Co-editors in chief are Anna Grear and Karen Morrow. It is a bi-annual journal covering the links and tensions between human rights and environmental issues, regulation and rights. w www.e-elgar.co.uk/jhre

Rebecca Wong, Nottingham Law School, has recently completed a co-edited guest issue with Joseph Savirimuthu, Liverpool Law School, of the *International Journal of Intellectual Property Management* 2008/9 on identity, privacy and new technologies. In two parts, the first consists of contributions from international legal scholars and practitioners on various topics concerning the individual's identity; the second is devoted to analysing the paradox of identity management systems. w www.inderscience.com/browse/index.php?journalID=83

READ ALL ABOUT IT

In this section, we bring a wide variety of new publications to the attention of socio-legal readers.

Due to the vast amount of material submitted, priority is given in these pages to publications by current SLSA members or containing contributions from members. For obvious reasons, books take up the majority of space, but information on new journals and online material is also included when possible. If you would like your latest publication considered for inclusion in a future issue, please contact e marieselwood@btinternet.com.

Books

Feminist Judgments: From theory to practice (2010) Rosemary Hunter, Clare McGlynn and Erika Rackley (eds), Hart £22.95/€30 470pp

While feminist legal scholarship has thrived in universities and some sectors of legal practice, it has yet to have much impact within the judiciary or on judicial thinking. Thus, while feminist legal scholarship has generated comprehensive critiques of existing legal doctrine, there has been little opportunity to test or apply feminist knowledge in practice in decisions in individual cases. In this book, a group of feminist legal scholars put theory into practice in judgment form, by writing the 'missing' feminist judgments in key cases. The cases chosen are significant decisions in English law across a broad range of substantive areas. The cases originate from a variety of levels but are primarily opinions of the Court of Appeal or the House of Lords. In some instances, they are written in a fictitious appeal, but in others they are written as an additional concurring or dissenting judgment in the original case, providing a powerful illustration of the way in which the case could have been decided differently, even at the time it was heard. Each case is accompanied by a commentary that renders the judgment accessible to a non-specialist audience.

Religion, Race, Rights: Landmarks in the history of modern Anglo-American law (2010) Eve Darian-Smith, Hart £17.95 332pp

The book highlights the interconnections between three framing concepts in the development of modern Western law: religion, race and rights. The author challenges the assumption that law is an objective, rational and secular enterprise by showing that the rule of law is historically grounded and linked to the particularities of Christian morality, the forces of capitalism dependent upon exploitation of minorities, and specific conceptions of individualism that surfaced with the Reformation in the sixteenth century and rapidly developed in the Enlightenment in the seventeenth and eighteenth centuries. Drawing upon landmark legal decisions and historical events, the book emphasises that justice is not blind because our concept of justice changes over time and is linked to economic power, social values and moral sensibilities that are neither universal nor apolitical. Highlighting the historical interconnections between religion, race and rights aids our understanding of contemporary socio-legal issues.

International and European Documents on Child and Young Workers and Modern Forms of Child Slavery (2010) Kadriye Bakirci and Graham Ritchie \$36.41 432pp

Child labour and violation of the rights of children and young persons is an increasing problem in all countries. The purpose of this compendium is to provide in one source the international and European legal framework of the subject, including international and European documents on child and young workers, modern forms of child slavery (child prostitution, pornography, sale and trafficking), child ombudspersons and labour inspection. The book constitutes an important tool for all those working in the field of children and young people's rights.

Lacey, Wells and Quick: Reconstructing criminal law 2nd edn (2010) Celia Wells and Oliver Quick, Cambridge University Press £90hb/£48pb 942pp

Since the publication of the first edition, this book has offered one of the most distinctive and innovative approaches to the study of criminal law. Looking at both traditional and emerging areas, such as public order offences and corporate manslaughter, it offers a broad and thorough perspective on the subject. Material is organised thematically, signposted at the beginning of each section to allow students to navigate through the different fields. This edition looks at topical issues such as policing, the Serious Crime Act 2007, and reform of the Fraud Act 2006. Relevant case law and extracts from the most topical and engaging debates on the subject give the content immediacy.

Film and the Law: The cinema of justice 2nd edn (2010) Steve Greenfield, Guy Osborn and Peter Robson, Hart 392pp £30/€39

This heavily revised and improved edition is distinctive in a number of ways: it is unique as a sustained book-length exposition on law and film by law scholars; it is distinctive within law and film scholarship in its attempt to plot the parameters of a distinctive genre of law films; its examination of law in film as place and space offers a new way out of the law film genre problem, and also offers an examination of representations of an aspect of legal practice, and legal institutions, that has not been addressed by other scholars. It is original in its contribution to work within the wider parameters of law and popular culture and offers a sustained challenge to traditional legal scholarship, amply demonstrating the practical and the pedagogic, as well as the moral and political significance of popular cultural representations of law.

Conflict in the Caucasus (2010) James A Green and Christopher PM Waters, Palgrave Macmillan £60 200pp

In August 2008, long-standing tensions in the Caucasus region came to a head when Georgia dispatched troops into South Ossetia, with a view to re-establishing Georgian sovereignty over the area. In response, Russia launched a large-scale military intervention into the state of Georgia. Its use of force went beyond the boundaries of South Ossetia into another breakaway region, Abkhazia, and also into Georgia proper. In this volume, world-renowned scholars address multiple dimensions of that violent conflict and its aftermath, from the use of force to human rights and from transnational litigation to the use of international law 'rhetoric'. Drawing on a range of perspectives from international law, as well as international relations, the book probes the key issues arising from the particulars of the 2008 conflict and explores the wider implications for an international legal order based on the rule of law.

Localizing Transitional Justice: Interventions and priorities after mass violence (2010) Rosalind Shaw and Lars Waldorf (eds) Stanford University Press £24.95 344pp

Through war crimes prosecutions, truth commissions, purges of perpetrators, reparations and memorials, transitional justice practices work under the assumptions that truth-telling leads to reconciliation, prosecutions bring closure, and justice prevents the recurrence of violence. But when local responses to transitional justice destabilise these assumptions, the result can be a troubling disconnection between international norms and survivors' priorities. *Localizing Transitional Justice* traces how ordinary people respond to – and sometimes transform – transitional justice mechanisms, laying a foundation for more locally responsive approaches to social reconstruction after mass violence and egregious human rights violations. Recasting understandings of culture and locality prevalent in international justice, this vital book explores the complex, unpredictable and unequal encounter among international legal norms, transitional justice mechanisms, national agendas, and local priorities and practices.

Emile Durkheim: Justice, morality and politics (2010) Roger Cotterrell (ed), Ashgate £155hb 475pp

This collection of essays focuses on three closely connected aspects of Emile Durkheim's work: his sociology of justice, his sociology of morality and his political sociology. These areas of his thought are the most relevant and practical today in considering fundamental problems of contemporary societies and they provide many of the most important insights of his social theory. The volume aims to present Durkheim's thought in an unusual and revealing light and to show him as a key social and political thinker for the twenty-first century. The sociologies of justice, morality and politics provide, amongst other things, a general context for Durkheim's understanding of the nature and purposes of public regulation. As such, they establish the broader moral-political framework in which his sociology of law was developed.

Regulatory Surrender: Death, injury and the non-enforcement of law (2010) Steve Tombs and David Whyte, Institute of Employment Rights £8

This book documents how, during its time in office, New Labour's desire to reduce the 'burdens' on businesses emasculated the regulatory system that existed to prevent death and injury at work. Moreover, the key regulator, the Health and Safety Executive (HSE), was no unwitting victim in this process – as the authors document, it anticipated and embraced many of the changes towards a lighter-touch regulatory system. Drawing upon a mass of data generated through freedom-of-information requests, *Regulatory Surrender*, reveals how, in the last decade, the HSE has colluded in a policy process that now leaves it incapable of adequately enforcing safety law. During that time there has been a 69 per cent fall in the numbers of inspections made of business premises; a 63 per cent decline in investigations of safety incidents at work; and a 48 per cent reduction in prosecutions. This collapse in inspection, investigation and enforcement has dramatically reduced the chances of businesses being detected and prosecuted for committing safety crimes. The Institute of Employment Rights has made the book available to individuals at the trade union/student rate of £8. Contact: e office@ier.org.uk.

Muslim Marriage in Western Courts: Lost in transplantation (2010) Pascale Fournier, Ashgate £49.50 228pp

This book describes and analyses the notion of mahr, the Muslim custom whereby the groom has to give a gift to the bride in consideration of the marriage. It explores how Western courts, specifically in Canada, the United States, France and Germany, have approached and interpreted mahr. Returning to the overarching concept of liberalism, the book proposes that distributive consequences rather than recognition occupy a central place in the evaluation of the legal options available to Muslim women upon divorce.

Disarming the Past: Transitional justice and ex-combatants (2010) Ana Cutter Patel, Pablo de Greiff and Lars Waldorf (eds), Social Science Research Council £20.50 288pp

Over the past 20 years, international donors have invested in large-scale disarmament, demobilisation and reintegration (DDR) programmes. In the same period, there has been a proliferation of transitional justice measures to help render truth, justice and reparations in the aftermath of state violence and civil war. Yet DDR programmes are seldom analysed to consider justice-related aims; and transitional justice mechanisms rarely articulate strategies for co-ordinating with DDR. *Disarming the Past* examines how these two types of initiatives have connected – or failed to connect – in peacebuilding contexts, and begins to articulate how future DDR programmes ought to link with transitional justice aims. The book is the result of a research project of the International Center for Transitional Justice.

Women, Murder and Femininity: Gender representations of women who kill (2010) Lizzie Seal, Palgrave Macmillan £55 216pp

This book examines how women who kill have been perceived in terms of their gender, exploring how murder by women is seen as especially transgressive and examining the impact this has on how women who kill are viewed. The study focuses on murders by women that are considered to be particularly unusual. Lizzie Seal develops a typology of five main representations of such women, including the 'masculine woman' and the 'witch', and uses it in order to analyse specific causes. The book covers well-known examples such as Myra Hindley, Rose West, Lizzie Borden and Aileen Wuornos, as well as presenting original research into cases from mid-twentieth-century England and Wales, arguing that portrayals of women who kill can shed light on the hopes, fears and anxieties of the wider culture.

Human Rights at Work: Perspectives on law and regulation (2010) Colin Fenwick and Tonia Novitz (eds), Hart Publishing £35/€45pb £75/€98 636pp

Concerns associated with globalisation of markets, exacerbated by the 'credit crunch', have placed pressure on many nation states to make their labour markets more 'flexible'. In so doing, many states have sought to reduce labour standards and to diminish the influence of trade unions as the advocates of such standards. One response to this development, both nationally and internationally, has been to emphasise that workers' rights are fundamental human rights. This collection of essays examines whether this is an appropriate or effective strategy. The book begins by considering the translation of human rights discourse into labour standards, namely how theory might be put into practice. The remainder of the book tests hypotheses posited in the first chapter and is divided into three parts. The first part investigates how workers' rights are treated as human rights in the domestic legal context. The second part consists of essays that analyse the operation of regional or international systems for human rights promotion and their particular relevance to the treatment of workers' rights as human rights. The final part consists of chapters that explore regulatory alternatives to the traditional use of human rights law.

Journal of Law and Society (Winter 2010)

Articles

Making the case for socio-legal research in land law: Renner and the law of mortgage – Lisa Whitehouse

The compensation culture: cliché or cause for concern? – James Hand

Rural identity in the 21st century: a community of crofters or crofting communities? – Nicole Busby and Calum Macleod

Queer(ed) risks: life insurance, HIV/AIDS and the 'gay question' – Neil Cobb

Queer kinship practices in non-western contexts: French Polynesia's gender-variant parents and the law of La République – Aleardo Zanghellini

Book reviews

Between Governing and Governance: On the emergence, function and form of Europe's post-national constellation by Poul F Kjaer – Chris Thornhill

Telling Tales about Men: Conceptions of conscientious objectors to military service during the First World War by Lois Bibbings – Richard Collier

Foucault's Monsters and the Challenge of Law by Andrew N Sharpe – Gary Wickham

Bonfire of the Liberties by KD Ewing – Helen Fenwick

How to do Things with Rules (2010) William Twining and David Miers, Cambridge University Press £65hb £27.99pb 450pp

New to English law? Need to know how rules are made, interpreted and applied? This popular and well-established textbook will show you how. It simplifies legal method by combining examples with an account of rules in general: the who, what, why and how of interpretation. Starting with standpoint and context, it identifies factors that give rise to doubts about the interpretation of a rule and recommends a systematic approach to analysing those factors. Questions and exercises integrated in the text and on the accompanying website will help you to develop skills in reading, interpreting and arguing about legal and other rules. The text is fully updated on developments in the legislative process and the judicial interpretation of statutes and precedent. It includes a new chapter on 'The European Dimension' reflecting the changes brought about by the Human Rights Act 1998.

Foucault and Law (2010) Ben Golder and Peter Fitzpatrick (eds), Ashgate £150 566pp

Few thinkers can have had a more diverse or a more contested impact on theorising law than Michel Foucault. This diversity is reflected in the wide range of Foucault's work and of the intellectual fields it has so conspicuously influenced. Such diversity informs the present collection and is signalled in the headings of its four sections: epistemologies (archaeology, discourse, orientalism); political philosophy (discipline, governmentality and the genealogy of law); embodiment, difference, sexuality and the law; and the subject of rights and ethics. While the published work selected for this collection amply accommodates this diversity, it also draws together strands in Foucault's work that coalesce in seemingly conflicting theories of law. Yet the editors are also committed to showing how that very conflict goes to constitute for Foucault an integral and radical theory of law. This theory ranges not just beyond the restrained and diminished conceptions of law usually derived from Foucault, but also beyond the characteristic concern in jurisprudence and legal philosophy to constitute law in its difference and separation from other socio-political forms.

Health Systems Governance in Europe (2010) Elias Mossialos, Govin Permanand, Rita Baeten and Tamara K Hervey, Cambridge University Press £80hb £29.99pb 784pp

There is a fundamental contradiction at the core of health policy in the EU that makes it difficult to draw a line between EU and member state responsibilities. This raises a number of difficult questions for policy makers and practitioners as they struggle to interpret both 'hard' and 'soft' laws at EU and member state level and to reconcile tensions between economic and social imperatives in health care. The book addresses these complex questions by combining analysis of the underlying issues with carefully chosen case studies that illustrate how broader principles are played out in practice. Each chapter addresses a topical area in which there is considerable debate and potential uncertainty. The book thus offers a comprehensive discussion of a number of current and emerging governance issues in EU health policy, including regulatory, legal, 'new governance' and policy-making dynamics, and the application of the legal framework in these areas.

Law, Language and Communication: new series from Ashgate: call for proposals

The new series seeks to encourage innovative and integrated perspectives within and across the boundaries of law, language and communication, with special emphasis on issues of communication in specialised socio-legal and professional contexts. If you have a proposal you would like to submit for this series, email series editors Anne Wagner [e valwagnerfr@yahoo.com](mailto:valwagnerfr@yahoo.com) or Vijay Kumar Bhatia [e enbhatia@cityu.edu.hk](mailto:enbhatia@cityu.edu.hk) or publisher Alison Kirk [e akirk@ashgatepublishing.com](mailto:akirk@ashgatepublishing.com).

Journal news: calls for papers

The following journals currently have calls open. Please contact the relevant journal for details.

The **Hague Journal on the Rule of Law** provides a forum for the rapidly expanding field of the rule of law, encapsulating cutting-edge study from all related disciplines. For more information, visit [w www.journals.cambridge.org/rol](http://www.journals.cambridge.org/rol).

International and Comparative Law Quarterly publishes papers on public and private international law and also comparative law. The journal encourages innovative and original articles that explore the interconnectedness between the legal subject areas. [w www.journals.cambridge.org/iclq](http://www.journals.cambridge.org/iclq)

The editors of the **Journal of Social Welfare and Family Law** are inviting article submissions and submissions to the case commentaries section in the relevant social welfare and family law disciplines. [w www.tandf.co.uk/journals/RJSF](http://www.tandf.co.uk/journals/RJSF)

The editors of **Education and the Law** are also inviting submissions. This is an academic journal addressing all aspects of the law relating to primary, secondary, tertiary and higher education. [w www.tandf.co.uk/journals/cetl](http://www.tandf.co.uk/journals/cetl)

The **Journal of Academic Legal Studies** has reopened to submissions. The journal is intended as a platform for young researchers and students, and covers all aspects of academic legal research. Proposals from more established academics are invited for the second section on politics, law and political trials. Visit: [w www.joals.org/engine/index.php/joals](http://www.joals.org/engine/index.php/joals).

The **International Journal of Law in Context** invites contributions on the theme of health and human rights for a special issue in 2011. Papers addressing any area of law are welcome. Closing date: **14 January 2011**. The journal is also seeking a new editor. [w http://journals.cambridge.org/action/displayJournal?jid=IJC](http://journals.cambridge.org/action/displayJournal?jid=IJC)

Sociology, the journal of the British Sociological Association, has issued a call for a special issue addressing human rights as a crucial theme of contemporary sociology globally. Closing date: **31 July 2011**. [w www.britisoc.co.uk/publications/pubsvacancies.htm](http://www.britisoc.co.uk/publications/pubsvacancies.htm)

The **Irish Journal for Legal Studies** invites submissions for a special issue on 'Irish Approaches to Justice'. Closing date: **28 February 2011**. [w www.slsa.ac.uk/content/view/176/277/#IJLS](http://www.slsa.ac.uk/content/view/176/277/#IJLS)

The **Northern Ireland Legal Quarterly** has issued a call for papers for a special issue on 'Bench and Bar: The (dis)appearance of Britain'. Closing date: **31 December 2010**. [w www.slsa.ac.uk/content/view/176/277/#NILQ](http://www.slsa.ac.uk/content/view/176/277/#NILQ)

Maurice Sunkin has been appointed as the new editor of **Public Law**. The journal would welcome papers from socio-legal researchers on issues relating to public law. Contact: [e publiclaw@essex.ac.uk](mailto:publiclaw@essex.ac.uk).

Social and Legal Studies 19(4)

The constitutionalization of employment relations: pernicious problems, multiple models – Harry Arthurs

Subversive property: reshaping malleable spaces of belonging – Sarah Keenan

The law of foreign buildings: flat roofs and minarets – Michael Guggenheim

Between a hunch and a hard place: making suspicion reasonable at the Canadian border – Anna Pratt

Current multi-disciplinary definitions and understandings of 'paedophilia' – Karen Harrison, Rachel Manning and Kieran McCartan

Debate and dialogue

Embryonic hopes: controversy, alliance, and reproductive entities in law and the social sciences

READ ALL ABOUT IT

Here, we highlight the latest publications from the socio-legal community. Because of space constraints, priority is given to SLSA members. If you would like details of your publication considered for inclusion in a future issue, contact marieselwood@btinternet.com.

The Changes within Law in a Global Society (2010) M Isabel Garrido Gómez, Thomson-Aranzadi, Cizur Menor 227pp

In this work, the author starts from an interdisciplinary and plural concept of what the term globalisation means. In particular, globalisation presents a reference to a social, economic, cultural and demographic process from which law cannot escape. From this perspective, and starting from the new relationship between the public and private spheres, what stand out are the relevance of deregulation as a reality and the need for the state to continue maintaining its functions, albeit renewed in accordance with the demands of the new scenario in which it operates. But the reality of law demonstrates a number of problems which need to be overcome through a new understanding of globalisation and the implementation of new legal techniques and formulations.

Activation Policies and the Protection of Individual Rights: A critical assessment of the situation in Denmark, Finland and Sweden (2010) Paul Van Aerschot, Ashgate £55 188pp

In Denmark, Finland and Sweden the evolution of administrative law, including social welfare law, has been marked by a shift towards a stronger protection of the recipient's individual rights. The adoption of activation policies targeting recipients of social assistance has highlighted the tensions between decision-making concerning the implementation of these policies and the legislative efforts to promote the realisation of individual rights in the field of social welfare. An examination of the legislation in question and its implementation conditions shows that the realisation of individual rights is subordinated to the pursuit of organisational and other objectives. The findings of the study are used to formulate proposals for the promotion of individual rights based on the Nordic egalitarian model of citizenship. This critical assessment of activation policies should be of broad international appeal. It will be of interest to researchers in social policy, as well as those concerned with protection of rights.

Daviborsch's Cart: Narrating the Holocaust in Australian war crimes trials (2010) David Fraser, University of Nebraska Press \$55 392pp

In the spring of 1942, Nazi forces occupying the Ukraine launched a wave of executions targeting the region's remaining Jewish communities. These mass shootings were open, public and intimate. Although the victims themselves could never testify against their killers, many eyewitnesses could and did identify the perpetrators. Among these communities, three local men from the villages of Serniki, Israylovka and Gnivan were implicated in the crimes: Ivan Polyukhovich, a forester in the German-controlled administration; Heinrich Wagner, a Volksdeutscher liaison officer; and Mikolay Berezowsky, a member of the local police force. More than 50 years later, these three men were arrested and brought to trial in Australia for their alleged war crimes. *Daviborsch's Cart* is more than an account of Holocaust perpetrators who found a safe haven in postwar Australia. It is also the story of the Holocaust in the Ukraine, the War Crimes Act, Nazi policies, and the ways in which future generations translate history into law, archives into proof, and law into justice. Based on a review of previously unexamined historical and legal documents and transcripts, this book offers the first critical examination of Australian attempts to bring alleged Nazi criminals to justice.

An Unfortunate Coincidence: Jews, Jewishness, and English Law (2011) Didi Herman, Oxford University Press £35.95 208pp

This book examines how English judges discuss and depict Jews and Jewishness in the twentieth and twenty-first centuries. It is a study of legal judgments in a range of areas, tracing continuities and discontinuities in representations of Jews and Jewishness over time. The book shows the part played by racial and religious understandings in legal decision-making, addressing the place of a minority with a long history in England and within the English cultural imagination. It considers the complex and often contradictory approaches to Jews and Jewishness within judicial discourse, challenging both assumptions about tolerance and neutrality in English law and any simple narrative of antisemitism. While its focus is on the distinctive character of the English context, the book has resonance for thinking more generally about racial and religious representations in law. A 20 per cent discount is currently available on this book when ordered online.

The Ombudsman Enterprise and Administrative Justice (2011) Trevor Buck, Richard Kirkham and Brian Thompson Ashgate £66.50 294pp

The statutory duty of public service ombudsmen (PSO) is to investigate claims of injustice caused by maladministration in the provision of public services. This book examines the modern role of the ombudsman within the overall emerging system of administrative justice and makes recommendations as to how PSOs should optimise their potential within the wider administrative justice context. Recent developments are discussed and long-standing questions that have yet to be adequately resolved in the ombudsman community are re-evaluated given broader changes in the administrative justice sector. The work balances theory and empirical research conducted in a number of common law countries. Although there has been much debate within the ombudsman community in recent years aimed at developing and improving the practice of ombudsmanry, this work represents a significant advance on current academic understanding of the discipline.

The Idea of Home in Law: Displacement and dispossession (2010) Lorna Fox O'Mahony and James A Sweeney (eds), Ashgate, 248pp £65

This book explores an important set of legal and policy issues surrounding the concepts of home and homelessness, taking a growing area of legal scholarship into the new arena of human rights and international law. The collection considers the ideas concerning home – both in the sense of the dwelling place as a special type of property and territorial claims to homeland – which underpin many contemporary legal problems, by examining a range of contexts where people are displaced or dispossessed from their homes. At a time of concern about security of tenure and the role of law and policy in protecting people vulnerable to forced eviction, this book presents an opportunity to raise questions about the 'rights' and norms associated with housing and home, and to generate new insights for scholarship and for national and international policy debates concerning displacement and dispossession.

Sustainability in European Transport Policy (2010) Matthew Humphreys, Routledge, £70 216pp

This book sets out a critical analysis of the body of law and policy initiatives that constitute the EU's common transport policy. It uses a model of sustainability as the basis for the analysis of the criteria for sustainable development set out under Article 11 of the Treaty on the Functioning of the European Union. However, sustainable development, when taken in the context of transport, is difficult to reconcile with unbridled economic growth and unchecked freedom of movement and the book identifies a contradiction at the heart of European policy which can only become more accentuated as environmental trends become more explicit.

Taking Responsibility, Law and the Changing Family (2010) Craig Lind, Heather Keating and Jo Bridgeman (eds) Ashgate, £65 322pp

This volume considers the impact that changing family norms have had on the responsibilities the law allocates to people in family relationships. Contributions are drawn from a wide variety of jurisdictions in which scholars, lawyers, judges and policymakers have been trying to discern what the appropriate correlation should be between the responsibilities that people undertake in family settings and the law that regulates family responsibilities. Part I looks at the changes that have occurred in adult relationships. Part II reflects on the changing nature of the parental relationship and the third part brings the rights discourse that has dominated jurisprudence for much of the last 50 years into the discussion of family transformation and the responsibilities to which it gives rise. In the final section, the authors reflect on the difficulties of trying to resolve the meaning of responsibility in a world of changing families.

Events: The force of international law (2010) Fleur Johns, Richard Joyce and Sundhya Pahuja (eds) Routledge-Cavendish £75 312pp

The editors present an analysis of international law, centred upon those historical and recent events in which international law has exerted, or acquired, its force. From Spanish colonisation and the Peace of Westphalia, through the release of Nelson Mandela and the Rwandan genocide, and to recent international trade negotiations and the 'torture memos', each chapter in this book focuses on a specific international legal event. Short and accessible, these chapters consider what forces are put into play when international law is invoked, as it is so frequently today, by lawyers, laypeople, or leaders. At the same time, they also reflect on what is entailed in naming these 'events' of international law and how international law grapples with their disruptive potential.

The Cambridge Companion to European Union Private Law (2010) Christian Twigg-Flesner (ed), Cambridge University Press £65hb/£27.99pb 390pp

The emergence of EU private law as an independent legal discipline is one of the most significant developments in European legal scholarship in recent times. In this companion, leading scholars provide a critical introduction to the subject's key areas, while offering original and thought-provoking comment on the field. In addition to several chapters on consumer law topics, the collection has individual chapters on commercial contracts, competition law, non-discrimination law, financial services and travel law. It also discusses the wider issues concerning EU private law, such as its historical evolution, the role of comparative law, language and terminology, as well as the implications of the Common Frame of Reference project. A scene-setting introduction and further reading arranged thematically make this publication suitable for students and scholars when exploring the field.

Contract Law 2nd edn (2010) Hugh Beale, Denis Tallon, Stefan Vogenauer, Jacobien Rutgers and Bénédicte Fauvarque-Cosson, Hart £38.95 1475pp

This second edition of the successful casebook on contract in the *Ius Commune* series has been developed to be used throughout Europe and aimed at those who teach, learn or practise law with a comparative or European perspective. It contains leading cases, legislation and other materials from the legal traditions within Europe, with a focus on English, French and German law as the main representatives of those traditions. The book contains the basic texts and contrasting cases as well as extracts from the various international restatements. Materials are chosen and ordered so as to foster comparative study, and complemented with annotations and comparative overviews prepared by a multinational team.

Modern Sports Law: A textbook for students (2010) Jack Anderson, Hart £25 390pp

The aim of this book is to provide an account of how the law influences the operation, administration and playing of sports. Although it focuses on legal doctrine, it has been written bearing in mind sport's historical, cultural, social and economic context, including the drama and colour of sport's major events and personalities. Although inevitably concerned with elite professional sports, the text is not dominated by them and seeks to cover the widest possible range of sports, professional and amateur. Initially, it addresses practical issues such as the structures of national and international sport and examines the evolution of the body of law known as 'sports law'. Thereafter three main themes are identified: regulatory; participatory; and financial aspects of modern sport. The conclusion summarises modern sport's experience of EU law, pointing the way to the future direction of sports law more generally.

Modern Intellectual Property Law 3rd edn (2010) Catherine Colston and Jonathan Galloway, Routledge £34.99 836pp

Modern Intellectual Property Law combines coverage of each intellectual property right granted for creations of the mind into a thoughtful, unified textbook. Deconstructing the fundamental topics into short, clear sections separated by subheadings throughout, Colston and Galloway's text is designed as a student companion to this intriguing area of the law. This new edition has been completely revised to bring it up to date with the latest debate and changes to the law. All significant recent developments are covered including the continuing controversy over patents for computer-implemented inventions and biotechnological inventions, the House of Lords' developments of patent law, the European Court of Justice jurisprudence relating to trade mark dilution and comparative advertising, as well as the database right, and international efforts to reconcile copyright with peer-to-peer file sharing. This text also discusses the ongoing effort to achieve an appropriate balance between intellectual property and competition law in order to protect market competition while retaining key incentives to drive the process of innovation.

International Child Law 2nd edn (2010) Trevor Buck, Routledge £35.99 376pp

International Child Law examines the international legal framework and issues relating to children at global and regional levels. Analysing both public and private international legal aspects, this cross-disciplinary text promotes an understanding of the ongoing development of child law and the protection of the child. This second edition has been substantially updated and revised and three new chapters have been introduced. Together with new material on sexual exploitation and children's involvement in armed conflict, a new chapter on indigenous children's rights responds to the recent UN Declaration on the Rights of Indigenous Peoples. The UN Convention on the Rights of the Child remains a central topic, and the mechanisms and policy underlying the Hague Conventions on Intercountry Adoption and Parental International Child Abduction are dealt with in two further chapters.

Niklas Luhmann: Law, Justice, Society (2010) Andreas Philippopoulos-Mihalopoulos, Routledge 248pp £80

This book presents the work of Niklas Luhmann in a new light. Luhmann's theory is introduced in terms of society at large and the legal system, and for the first time, his texts are systematically read together with theoretical insights from post-structuralism, deconstruction, phenomenology, radical ethics, feminism and post-ecologism. This book distances Luhmann's theory from its misrepresentations as conservative, rigorously positivist and disconnected from empirical reality and firmly locates it in a sphere of post-ideological jurisprudence.

Who is my genetic parent? Donor anonymity and assisted reproduction: a cross-cultural perspective (2010) Brigitte Feuillet-Liger, Kristina Orfali, Thérèse Callus (eds), Bruylant €50

This book is the fruit of debate and reflection between lawyers, doctors, psychoanalysts and sociologists during the first Workshop of the International Academic Network on Bioethics (IANB). Through a comparative approach, the chapters examine how the question of donor anonymity in reproductive medicine in 16 different countries is dealt with. Despite diversity between legal systems, one thing is certain: the question of abolishing anonymity is one of immediate importance. The answer either unites or divides. But could it be any other way on a subject which goes to the heart of our social perceptions on individual identity, parentage and parenthood? Created in 2007, the IANB aims to promote research through collaboration between academic representatives from different countries and cultures, all specialists in the field of biomedicine.

Values in Global Administrative Law (2011) Gordon Anthony, Jean-Bernard Auby, John Morison and Tom Zwart (eds), Hart £55 478pp

Global administrative law has recently emerged as one of the most important contemporary fields in public law scholarship. Concerned with developing fuller understandings of patterns in global governance, it represents one of the most insightful ways of viewing the multifarious forms of public power that now exist beyond the state. Focusing in particular on the search for accountability and legitimacy, it carries with it testing questions about democracy in post-Westphalian society: the meaning of ideas of 'publicness' and 'public good'; and the global relevance of values that include due process, equality and fundamental rights. These, and other issues, are key to critiquing the form of governance that now envelops the globe. The present collection of essays brings together some of the leading public law scholars working in the field of global administrative law. Based on papers presented at a workshop held at Sciences-Po in Paris, it addresses past and future challenges related to global governance. Each of the contributions picks up on the more general theme of the values that do or should inform global administrative law, and the book in this way aims to provide a novel and thought-provoking commentary on this most engaging area of debate.

Effective Criminal Defence in Europe (2010) Ed Cape, Zaza Namoradze, Roger Smith and Taru Spronken, Intersentia £91.20/€96 656 pp

Initial attempts by the EU to establish minimum procedural rights for suspects and defendants failed in 2007 in the face of opposition by a number of member states that argued that the European Convention on Human Rights (ECHR) rendered EU regulation unnecessary. However, with ratification of the Lisbon Treaty, criminal defence rights are again on the agenda. Based on a three-year research study, the book explores and compares access to effective defence in criminal proceedings across nine European jurisdictions that constitute examples of the three major legal traditions in Europe, inquisitorial, adversarial and post-state socialist: Belgium, England and Wales, Finland, France, Germany, Hungary, Italy, Poland and Turkey. Part I sets out the research methodology and an analysis of the baseline requirements that have an impact on the rights of the accused. Part II consists of a description and critical analysis of access to effective criminal defence in the nine countries in the study. Part III includes a cross-jurisdictional analysis of compliance with the ECHR requirements. It also contains an analysis of how they interrelate, and of whether structures, systems and legal cultures exist to enable individuals to exercise these rights effectively. This volume sets out to contribute to the implementation of the rights of suspects and defendants to a real and effective defence, especially for those who lack the means to pay for legal assistance themselves.

Collective Action and Fundamental Freedoms in Europe: Striking the balance (2010) Edoardo Ales and Tonia Novitz (eds) €65/£61.75 xii+274 pp

Recent cases decided by the European Court of Justice have raised crucial issues regarding the scope for collective action in Europe. In this context, this collection of essays investigates treatment of the right to strike in seven member states of the EU: Belgium, France, Germany, Italy, Spain, the Netherlands and the UK. Each national report examines how legal regulation seeks to address conflicting interests, namely those of employers, workers and the public at large. Each report also outlines the potential impact of EU jurisprudence in that country. Striking the balance between domestic entitlements to take industrial action and the protection of EU fundamental freedoms is far from straightforward. The problem of balance is considered further in three supplementary essays. The first assesses the position of those engaged in or affected by collective action under conflict of law principles stated in Rome II. The second essay provides a comparative analysis of the constitutional status (or otherwise) of collective action. The volume ends with an essay which subjects to scrutiny the assumptions made by the European Court of Justice in the *Viking* and *Laval* judgments, which would seem to be questionable, in light of the national reports presented in this book.

Transcending the Boundaries of Law (2010) Martha Albertson Fineman, Routledge £27.99 432pp

Transcending the Boundaries of Law is a ground-breaking collection that could be central to future developments in feminist and related critical theories about law. In its pages, three generations of feminist legal theorists engage with what have become key feminist themes, including equality, embodiment, identity, intimacy, and law and politics. Almost two decades ago Routledge published the very first anthology in feminist legal theory, *At the Boundaries of Law* (M A Fineman and N Thomadsen (eds) 1991), which marked a conceptual move away from the study of 'women in law' prevalent in the 1970s and 1980s. The scholars in *At the Boundaries* applied feminist methods and theories in examining law and legal institutions, thus expanding upon work in the law and society tradition. This new anthology brings together some of the original contributors to that volume with scholars from subsequent generations of critical gender theorists. It provides a 'retrospective' on the past 25 years of scholarly engagement with issues relating to gender and law, as well as suggesting directions for future inquiry, including the tantalising suggestion that feminist legal theory should move beyond gender as its primary focus to consider the theoretical, political, and social implications of the universally shared and constant vulnerability inherent in the human condition.

From Heritage to Terrorism: Regulating tourism in an age of uncertainty (2010) Brian Simpson and Cheryl Simpson, Routledge £75 196pp

Critical in style, this book examines the law and its role in shaping and defining tourism and the tourist experience. Using a broad range of legal documents and other materials from a variety of disciplines, it surveys how the underlying values of tourism often conflict with a concern for human rights, cultural heritage and sustainable environments. Departing from the view that within this context the law is simply relegated to dealing with the 'hard edges' of the tourist industry and tourist behaviour, the authors explore: the ways that the law shapes the nature of tourism and how it can do this; the need for a more focused role for law in tourism; the law's current and potential role in dealing with the various tensions for tourism in the panic created by the spread of global terrorism. Addressing a range of fundamental issues underlying global conflict and tourism, this topical book is aimed at all those interested in tourism and law.

READ ALL ABOUT IT

Here, we highlight the latest socio-legal publications. Because of space constraints, priority is given to SLSA members. If you would like your publication included in a future issue, contact [e marieselwood@btinternet.com](mailto:marieselwood@btinternet.com).

Books

Governance through Development: Poverty reduction strategies, international law and the disciplining of third world states (2011) Celine Tan, Routledge-Cavendish 268pp £75

This book locates the Poverty Reduction Strategy Paper (PRSP) framework within the broader context of international law and global governance, exploring its impact on third-world state engagement with the global political economy and the international regulatory norms and institutions which support it. The framework is the primary mechanism through which official development financing is channelled to low-income developing countries. The author argues that the PRSP framework establishes a new regulatory regime that builds upon the disciplinary project of structural adjustment by embedding neoliberal economic conditionalities within a regime of domestic governance and public policy reform.

Caring for Children after Parental Separation: Would legislation for shared parenting time help children? (2011) Belinda Fehlberg, Bruce Smyth with Mavis Maclean and Ceridwen Roberts, Family Policy Briefing Paper 7, Department of Social Policy and Intervention/University of Oxford/Nuffield Foundation 16pp £5

This paper summarises recent Australian evidence evaluating the move towards a legal presumption for shared parenting time in that jurisdiction and suggests that there are questions to be addressed about safety in conflicted cases and the welfare of children under five even in amicable settings under such arrangements.

Law and Religion (2011) Russell Sandberg, Cambridge University Press 234pp £19.99

The inspiration behind the book is the increase in legislation, litigation and public concern surrounding law and religion. The chapters explore the extent to which English law accommodates religious difference in the 21st century, exploring the effects and significance of recent changes such as the Human Rights Act 1998, the Racial and Religious Hatred Act 2006 and the Equality Act 2010. The book addresses three sets of questions. What has been the effect of the new laws and have they furthered the protection afforded to religious individuals and groups? What has been the significance of the new laws and how do they interact with older laws concerning religion? What effect has this had upon the study of law and religion and to what extent can it now be said that law and religion exists as an academic sub-discipline akin to family law or sports law?

International Human Rights Law and Domestic Violence: The effectiveness of international human rights law (2011) Ronagh J A McQuigg, Routledge-Cavendish 178pp £75

This book examines the effectiveness of international human rights law through the case study of domestic violence. Domestic violence is an issue that affects vast numbers of women throughout all nations of the world, but because it takes place between private individuals it does not come within the ambit of the traditional interpretation of human rights law. The author questions whether international human rights law can only be effective in a 'traditional' case of human rights abuse or whether it can rise to the challenge of being used in relation to issues such as domestic violence in the UK. It considers recent case law from the European Court of Human Rights and examines whether the UK courts could use the Human Rights Act 1998 to assist victims of domestic violence.

Prisoners' Rights: Principles and practice (2011) Susan Easton, Routledge 304pp £24.99

This monograph considers the advantages and problems of a rights-based approach to imprisonment. Discussion of the practice of imprisonment in the UK, the United States and the Netherlands is included. As well as analysing prison conditions and procedures and contact with the outside world, the book also discusses topical issues including prisoners' right to vote.

Law and Ecology: New environmental foundations (2011) Andreas Philippopoulos-Mihalopoulos (ed) Routledge 256pp £75

This book contains a series of theoretical and applied perspectives on the connection between law and ecology which together offer a radical and socially responsive foundation for environmental law. While its legal corpus grows daily, environmental law has not enjoyed the kind of jurisprudential underpinning generally found in other branches of law. This book does that. Addressing current debates, it redefines the way environmental law is perceived, theorised and applied and constitutes a radical challenge to the traditionally human-centred frameworks and concerns of legal theory.

Evidence versus Politics (2011) Mark Monaghan, Policy Press 200pp £65

The initial enthusiasm for the evidence-based policy agenda has recently been replaced with increasing scepticism. Critics point out that 'policy-based evidence' characterises the relationship more accurately. Analysing the role and nature of evidence in the context of UK drug policy and drawing on a range of theories of the policy process and research utilisation, this book pursues an alternative route for conceptualising the evidence and policy connection, which moves beyond zero-sum statements of evidence-based policy and policy-based evidence. It is aimed at students and researchers in public policy and criminology. A 20 per cent discount is available on Policy Press books ordered online.

Journals: calls for papers

feminists@law is a new, peer-reviewed, online, open-access journal of feminist legal scholarship. It aims to publish critical, interdisciplinary, theoretically engaged scholarship that extends feminist debates and analyses relating to law and justice (broadly conceived). There will be two issues per year, each built incrementally (articles being posted as soon as they are ready for publication). Registration enables submission of articles for consideration, receipt of email updates and expressions of interest to act as a reviewer for the journal. [w http://journals.kent.ac.uk/index.php/feministsatlaw/index](http://journals.kent.ac.uk/index.php/feministsatlaw/index).

Transnational Environmental Law will be launched by Cambridge University Press in spring 2012. This peer-reviewed journal will study environmental law and governance beyond the state. Please send submissions to [e thijs.etty@ivm.vu.nl](mailto:thijs.etty@ivm.vu.nl) or [e v.heyvaert@lse.ac.uk](mailto:v.heyvaert@lse.ac.uk). More details and author guidance can be found at [w http://journals.cambridge.org/TEL](http://journals.cambridge.org/TEL).

The call is now open for a *Comparative Education Review* special issue on 'Access to higher education: "fairness" in comparative perspective', guest editors Anna Zimdars [e anna.zimdars@kcl.ac.uk](mailto:anna.zimdars@kcl.ac.uk) and Daniel Sabbagh [e sabbagh@ceri-sciences-po.org](mailto:sabbagh@ceri-sciences-po.org). Deadline: **1 December 2011**. For more information, contact either the guest editors or the regular editors [e cer@psu.edu](mailto:cer@psu.edu).

The *Zambia Social Science Journal* is a scholarly, open access, peer-reviewed, interdisciplinary, bi-annual and fully refereed journal published under the auspices of the Institute for Public Policy Research in Zambia. As a forum for argument, debate, review, reflection and discussion, it is informed by the results of relevant and rigorous research. The journal accepts papers in the social sciences and development at large but encourages submissions dealing with African issues. Papers for consideration should be sent to: [e ZSSJ@zamnet.zm](mailto:ZSSJ@zamnet.zm).

Socio-Legal Newsletter

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By Marie Selwood

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