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Volume 20 Issue 9

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

*Cover*: The Brandenburg Gate. Berlin was the venue for the International Association of Law Libraries this year.

# WILDY'S BOOK NEWS

Volume 20 Issue 9 Published Monthly

Sept/Oct 2015

It is September/October and student time is upon us once again in the bookshops. We are giving our usual 10% discount on the production of a valid student card. With that and being able to pick a book off our shelves and take it away with no postal charges, we believe we are successfully competing with the likes of Amazon.

On our travels, Steven Ross has been in Berlin attending the International Association of Law Libraries which he found very enjoyable. We have not attended this before but it proved very worthwhile. John Pethick and Abbie Sinkins meanwhile had been in Grenada attending the OECS conference and then in Trinidad seeing our many customers there.

Our next big conference is the International Bar Association in Vienna. Charlie Alpera and John Sinkins will be there to meet with our many friends in that organization.

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Our exhibit at the annual meeting of the International Association of Law Libaries held in Berlin in September

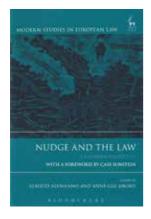
#### WILDY'S TRIPS AROUND THE WORLD IN 2015

A chance to meet our representatives at conferences and other venues

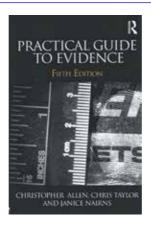
4 - 9 October, Vienna, Charlie Alpera and John Sinkins will be attending the annual IBA conference

## **MAJOR NEW TITLES THIS MONTH**

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



Alemanno, Alberto; Sibony, Anne-Lise, *Nudge and the Law: A European Perspective*, Hart Publishing, Hardback, £50.00, <u>ISBN: 9781849467322</u>



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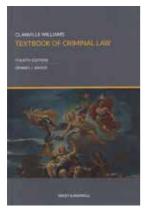


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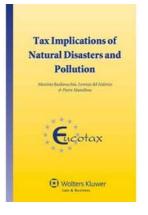


Baer, Gregor; O'Flynn, Karen Financing Company Group Restructurings, Oxford University Press, Hardback, £175.00, ISBN: 9780198738466

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Baker, Dennis, *Glanville Williams: Textbook of Criminal Law 4th ed*, Sweet & Maxwell Ltd, Paperback, £36.95, <u>ISBN:</u> <u>9780414037342</u>

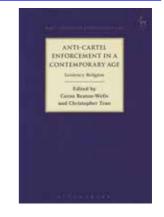


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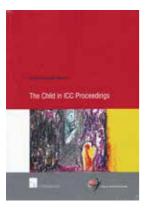
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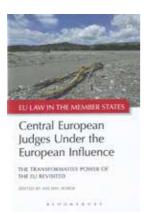




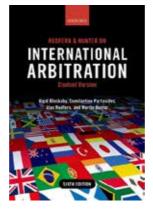
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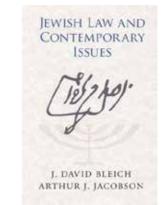
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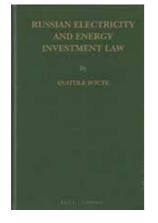
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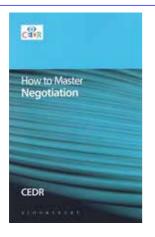
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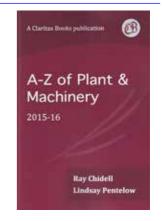
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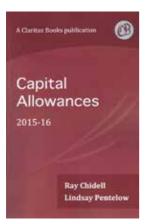




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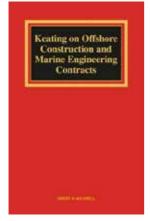
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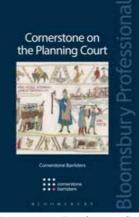
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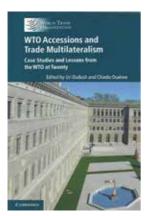
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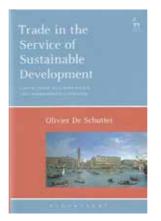
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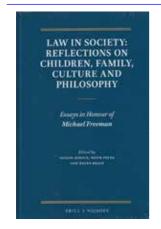


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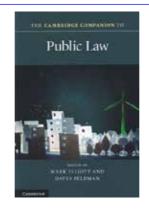


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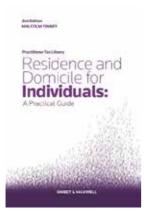
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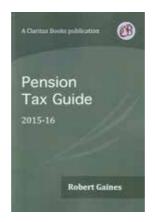
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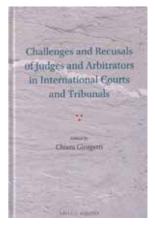
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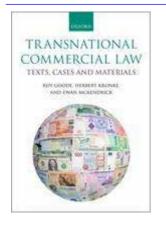


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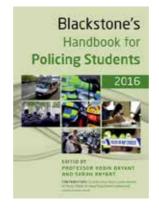


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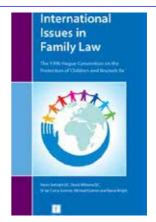
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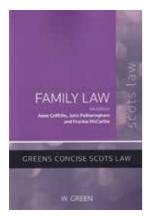
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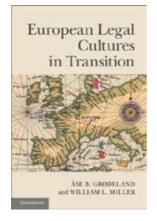
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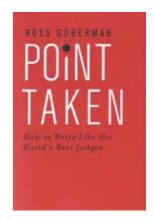
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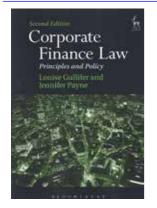


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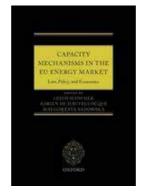


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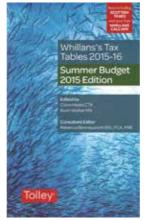
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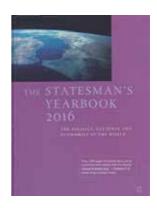
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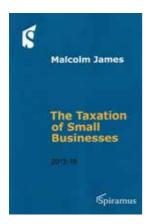
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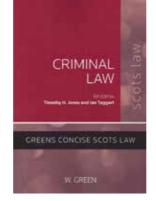
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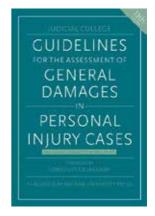
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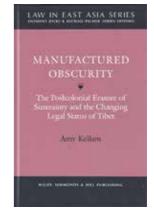
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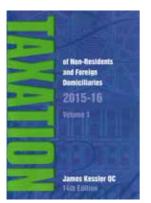
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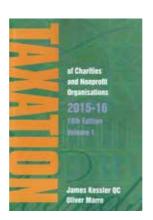
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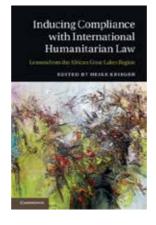


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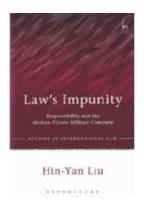
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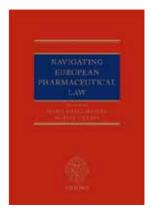
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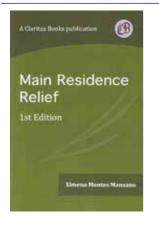


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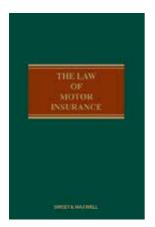
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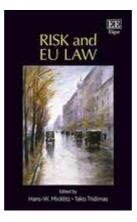




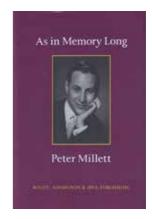
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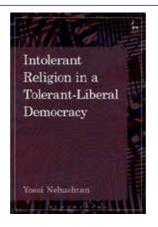


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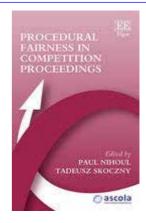
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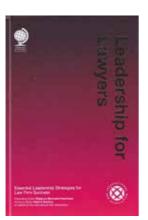
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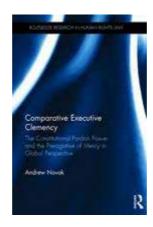


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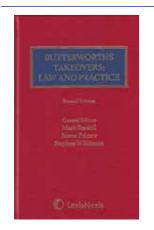




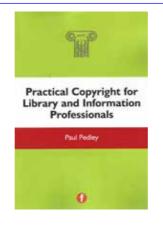


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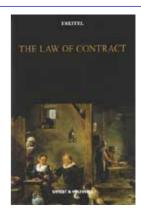
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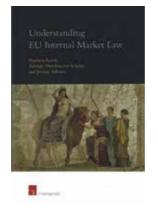
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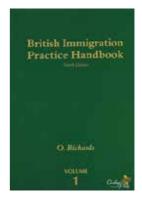


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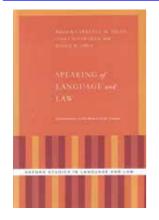
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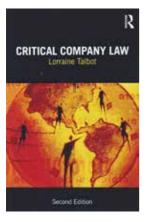
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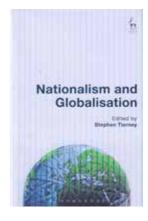
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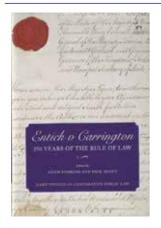
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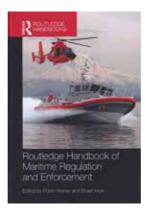
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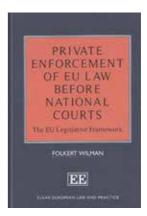
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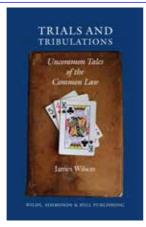


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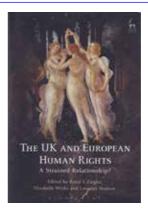


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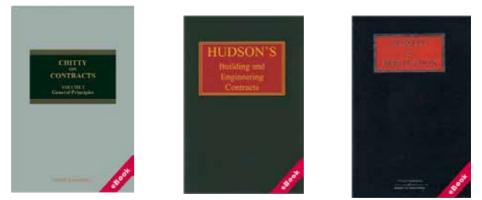


Remnant of the Berlin Wall. Wildy's attended the International Association of Law Libaries in Berlin this year.



The last quarter is the busiest period of the year for legal bookselling so I thought I would highlight some of the key eBooks that are due.

The most important title is, of course, **Chitty on Contracts**. Now in its 32nd edition this is the definitive title on the subject and remains as popular as ever. The book & eBook pack would work well for this title as there will be no need to cart around the two hardbacks when have the eBook on your iPad. Other heavyweight titles due before the end of the year include a new edition of **Hudson's Building and Engineering Contracts** and **Russell on Arbitration**. This is the first new edition of Russell since 2007 so demand should be high.



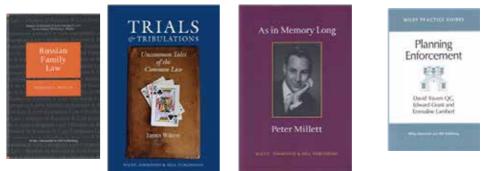
In criminal law we have the new editions of two key annual titles with the publication of **Thomas' Sentencing Referencer 2016** and **Archbold: Criminal Pleading, Evidence and Practice 2016**. There is also a welcome new edition of **Zander on PACE: The Police and Criminal Evidence Act 1984**. All of these title are available as book & eBook packs as well as the standalone eBook.



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We are delighted to announce that our own Wildy, Simmonds & Hill titles are now being produced as eBooks. **Russian Family Law, Trials & Tribulations**, **As in Memory Long** and **Planning Enforcement** lead the way but there will be many more in the coming months.



And finally I would just like to draw attention to one of our favourite authors who has published a new book of essays this month. Stephen Sedley's 2011 title Ashes and Sparks: Essays On Law and Justice was one of our best selling books of recent years and I can see his new title Lions Under The Throne: Essays on the History of English Public Law being equally successful.

Francis Bacon wrote in 1625 that judges must be lions, but lions under the throne. From that day to this, the tension within the state between parliamentary, judicial and executive power has remained unresolved. Lions under the Throne is the first systematic account of the origins and development of the great body of public law by which the state, both institutionally and in relation to the individual, is governed.'





Regards *Graham* 

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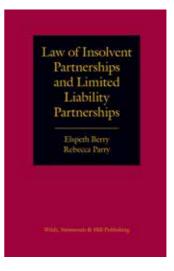
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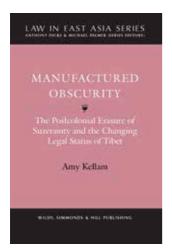
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#### MANUFACTURED OBSCURITY The Postcolonial Erasure of Suzerainty and the Changing Legal Status of Tibet

Amy Kellam

Law in East Asia Series

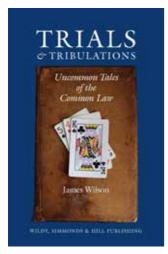
Price: ISBN: Extent: Binding: £65.00 9780854901692 276 pp Hardback

In 1951 Tibet was incorporated into the People's Republic of China by the Seventeen Point Agreement. Today the legal status of Tibet remains a matter of contention between the PRC and the Tibetan-Government-in-Exile. Both rely upon on legally ambiguous British engineered treaties to make their case. The inconsistent representation of Tibet's status in treaties is not, however, a reflection of the ambiguity of Tibet's status itself; it is a reflection of the ambiguity of such treaties in the context of the positivist-colonial encounter.

Drawing upon British Government archives, this book examines the issue: to what extent, in what ways, and with what effects has the British imperial legacy in the region converged with Chinese formulations of law and governance in Tibet to prejudice understanding of Tibet's legal status. This addresses a significant gap in international legal literature, which seldom discusses Tibet outside of considerations of minority rights within the PRC.

This book argues that an assessment of imperialism and its relationship with nineteenth century international law is essential to explaining the events of 1951, but it is only through a reassessment of the postcolonial that the absence of discussion of Tibet's status in international legal discourse can be explained. The history of Tibet's legal status highlights contradictions embedded within modernity and exposes the mythological foundations of the modern secular state's narrative of progress.

Manufactured Obscurity concludes that the much emphasised clash between Western and East Asian values in the field of international law in truth operates along a much narrower divide than might be presumed. This is best assessed as a reflection of the contradictions inherent to the postcolonial within international law; involving both a pushing away of the imperialistic past and a reaffirmation of its continuity in order that modern commitments to the rule of law retain value.



#### TRIALS & TRIBULATIONS Uncommon Tales of the Common Law

James Wilson

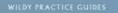
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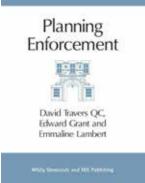
Why are court cases such a fertile source for writers of fiction and non-fiction alike? For a start, they usually have a beginning, middle and end; and a ready cast of characters playing defined roles. They always have an inherent crisis to be resolved. But they also contain a great deal of human interest: behind the theatrics and etiquette of the courtroom, and the often arcane language and concepts of the law, there are real people seeking answers to real-life problems. The common law is sometimes made by faceless corporations, or rich and powerful individuals seeking to preserve their money or reputation. Just as often, however, it is made by ordinary people who are not seeking fame or wealth, but who are simply trying to right whatever they believed has been wronged.

This book is a collection of 50 stories of notable court cases spanning more than a century. There are great ethical dilemmas – the tragic case of the conjoined twins where one, but not both, could survive, or the football fan Tony Bland who was left in a persistent vegetative state after the Hillsborough Disaster, and whose family faced the tragic choice of ending treatment. There are significant legal cases such as Donoghue v Stevenson and Carlill v Carbolic Smoke Ball Company. There are also great Victorian scandals such as Oscar Wilde's fall from high society, or the wrongful imprisonment of Captain Dreyfus. Then there are more topical cases, such as those involving religion and the law and the 'clash of rights' that sometimes occurs when devout people find their conscience will not allow them to act according to the law.

And then there are cases that can only be described as absurd. The writer Julie Burchill was once sued by someone who was offended by her calling him 'ugly'. In another case, an unfortunate marital dispute required the judge to look at reams of hard-core pornography, and to try to find judicially-appropriate neutral language to describe it.

Written in an accessible style with an eye to the human as much as legal interest, the book will be of interest to lawyers and non-lawyers alike.





#### PLANNING ENFORCEMENT

A Wildy Practice Guide

David Travers QC Edward Grant Emmaline Lambert

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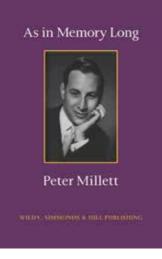
This book is a comprehensive and practical guide to planning enforcement. Planning enforcement is often seen as a minefield that straddles planning and criminal law. This book provides a thorough guide helpful to Local Authorities and private sector practitioners on matters ranging from the decision to issue a notice through to proceedings under the Proceeds of Crime Act 2002 as well as dealing with the appeal system.

Planning Enforcement sets out the very detailed technical complexities of enforcement through an easy-to-follow structure. The book draws together the statutory framework, case law and guidance. The authors intend the book to serve as a practical reference and include useful examples of Notices and appeal forms. Topics covered include:

- Content and issue of an Enforcement Notice
- Validity and nullity
- Grounds of Appeal
- Inquiry Procedure
- Listed Building Enforcement Notice
- Consequences of failure to comply including criminal prosecution and injunctive proceedings

Planning Enforcement takes into account the ever-changing landscapes of planning law and guidance, including the Localism Act and the National Planning Policy Framework.

The authors are practising barristers from 6 Pump Court and practise Planning, Public Law and Regulatory work. David Travers QC is also Visiting Professor in the Business Accountability and Responsibility Centre at Newport Business School. Emmaline Lambert and Edward Grant both have extensive planning practices and are regularly instructed by developers, third parties and local authorities to advise and appear on their behalf at Planning Inquiries. They have significant experience in enforcement matters including public inquiries and both prosecuting and defending enforcement offences and in the use of injunctions to remedy breaches of planning control.



## AS IN MEMORY LONG

Peter Millett

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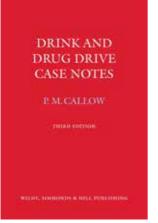
 Binding:
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Widely recognised as one of the most brilliant and commercially minded judges of his generation, Peter Millett was involved in many leading cases of the day, including those arising out of the insolvency of the International Tin Council, the collapse of the Maxwell empire, and the Pinochet case, as well as cases of child custody and adoption, forgery, provocation, wrongful pregnancy, and even the Chinese system of concubinage.

As in Memory Long is a frank and revealing account of the author's life and career, punctuated throughout with his personal insights into the law and its workings through the years. As well as learning the difference between tax avoidance and tax evasion, the reader will also discover how to produce the perfect forgery or provide a company with substantial capital when you have no money, and how best to present a fallacious argument. Among the book's many anecdotes are a description of an occasion when the House of Lords managed to give judgment in the wrong case, and many examples of judicial wit at the expense of counsel and vice versa, as well as some often unintentionally hilarious crossexaminations and unexpected answers by witnesses.

The memoirs of Peter Millett are not the usual dull series of legal cases won or lost but an entertaining account of personal and professional mishaps over a lengthy and distinguished legal career which will appeal to anyone with an interest in the law and its personalities.

After coming down from Cambridge with a double First and an unfortunate start to his National Service with the RAF, Peter Millett had a distinguished career at the Bar both in England and Hong Kong. Appointed to the High Court Bench and later the Court of Appeal, he was one of the last Law Lords to sit in the House of Lords before it was replaced by the Supreme Court, and became a judge of the Court of Final Appeal of Hong Kong shortly after the handover.



## DRINK AND DRUG DRIVE CASE NOTES

## P M Callow

Price:	£69.00
ISBN:	9780854901685
Extent:	691pp
Binding:	Hardback

Many thousands of people are prosecuted each year for drink and drug driving offences. The legislation favours the prosecution in a number of ways, for example, by requiring those under investigation to give evidence against themselves in the form of specimens of breath, blood or urine,

but also affords certain safeguards to suspects. The conviction rate is exceptionally high, and the provisions have given rise to a wealth of case law.

*Drink and Drug Drive Case Notes* comprises summaries of the many cases on drink driving, and the fewer cases on drug driving, which have come before the High Court, the Court of Appeal, the House of Lords and, in one instance, the Supreme Court. Over six hundred judgments are summarised. Each note is presented as a short statement of the facts of the case, the question(s) put to the appeal court and an extract from the judgment. The notes are intended to provide a broad outline of the trends in the case law and as starting points for readers seeking guidance on particular issues.

This third edition includes notes of some seventy-five cases decided since the second edition was published. Themes running through the new cases include the interpretation of the provisions on reasonable cause to believe that the breath analysis device has not produced a reliable indication of the suspect's breath alcohol level, and on the application of the Criminal Procedure Rules to proceedings for drink and drug driving. At the time of publication, the so-called "statutory option" has just been removed, and section 5A of the Road Traffic Act 1988, creating new offences of driving, attempting to drive, and in charge, with a concentration of a specified controlled drug above a specified limit, has come into force. The offences are framed in much the same terms of the excess alcohol offences, but testing will be by the analysis of blood or urine only. While much of the case law concerning drink-driving will be relevant, the new provisions will no doubt give rise to their own body of case law in due time.

*Drink and Drug Drive Case Notes* was first published, as Drink Drive Case Notes, as a product of collaboration between Lion Laboratories – the manufacturers of much of the breath-testing equipment used in the UK and throughout the world – and the author. This expanded and updated edition of Drink and Drug Drive Case Notes will prove a useful reference for police, prosecutors, defenders and legal advisers.

"As a reference guide, this is an extremely helpful addition to a legal adviser's kitbag."

The Justices' Clerk, of the first edition

"[A]n extremely useful complement to any standard text book on drink driving matters. I would commend it not only to defence lawyers but also to those who prosecute in this area of law."

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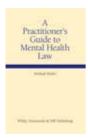


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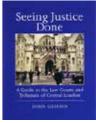
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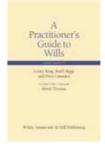
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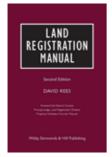
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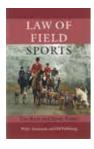
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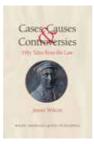


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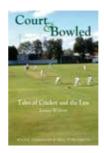


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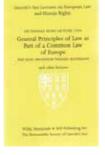
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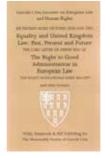
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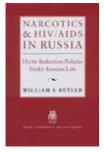
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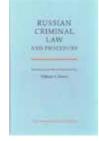
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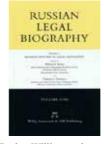
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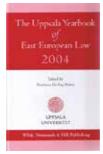
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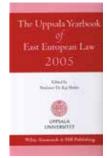
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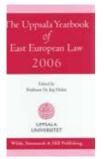
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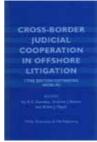
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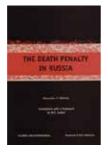


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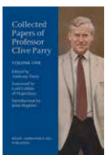
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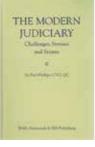
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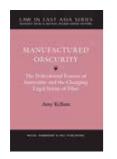


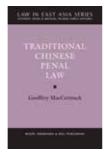
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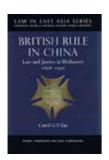
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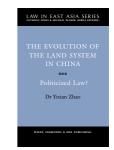
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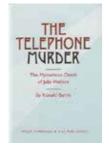


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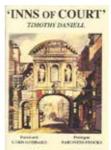
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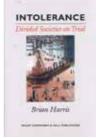
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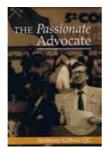


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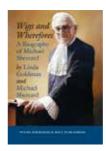
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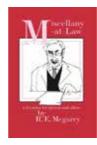
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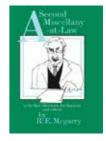
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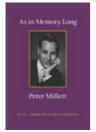
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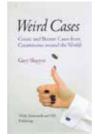
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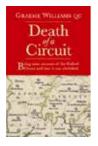
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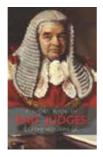


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