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Volume 24 Issue 12

Published Monthly

Dec 2019/Jan 2020

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*Cover:* Happy New Year to all our customers

# WILDY BOOK NEWS

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Everyone at Wildy's would like to wish all our friends and customers a very happy and prosperous New Year.

We are planning for a busy year visiting conferences around the world and continuing our publishing programme

There has been the usual flood of supplements in December and it is worth checking that your major works have the latest. This is easily done by checking your titles against our website.

*'Wildy'*

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ON THE TITLES LISTED IN THIS MONTH'S BOOK NEWS  
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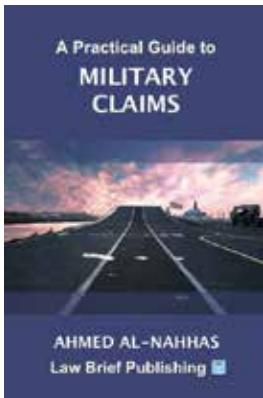
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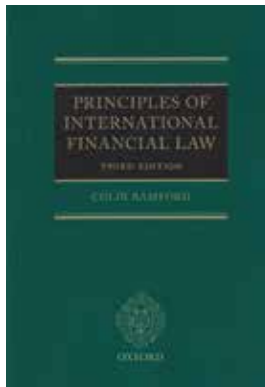
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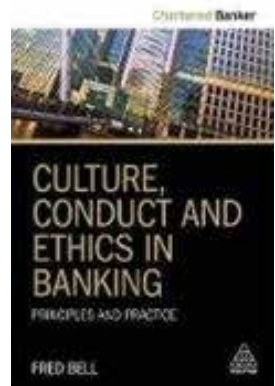
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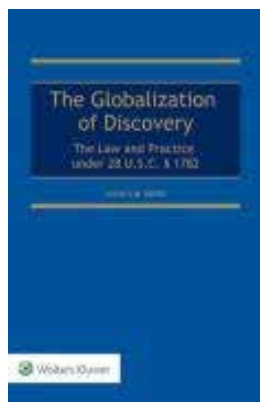
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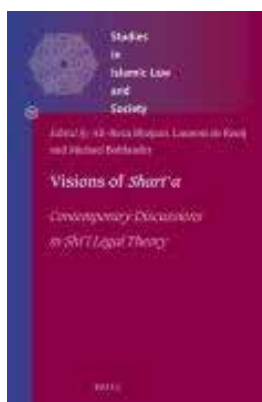
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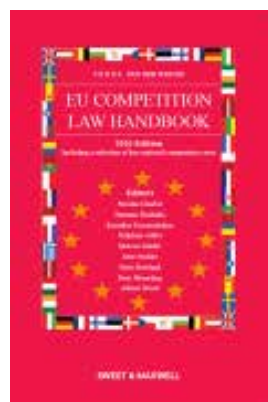
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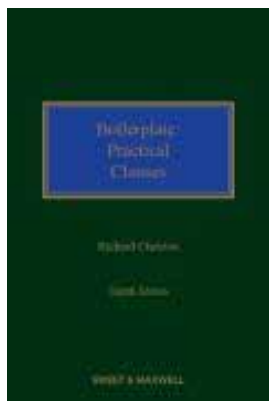


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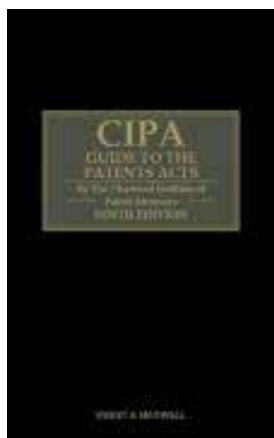
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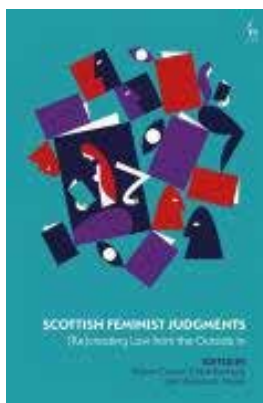
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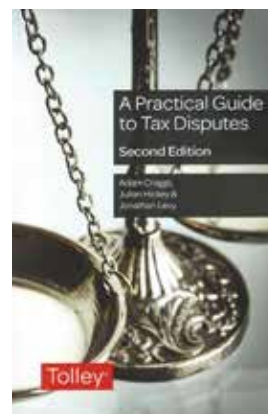
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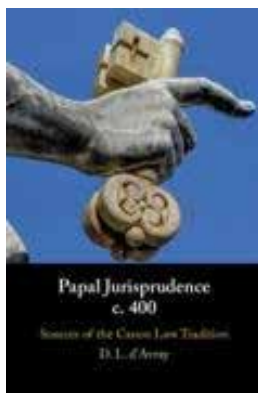
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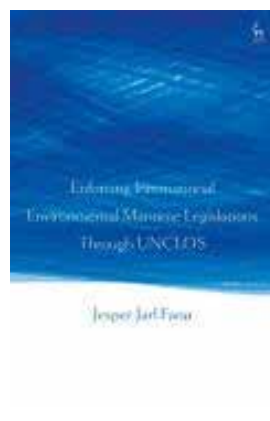
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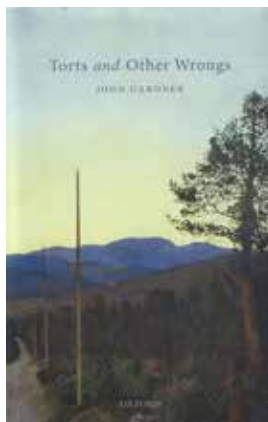
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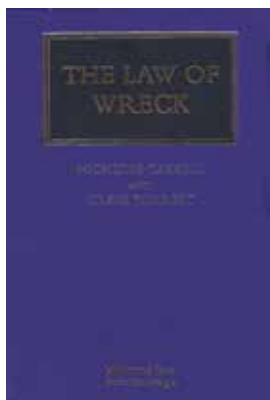
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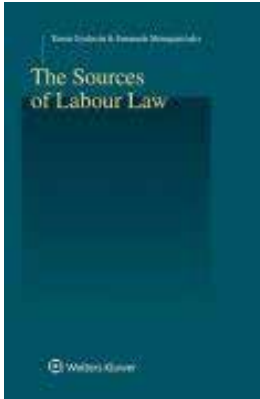
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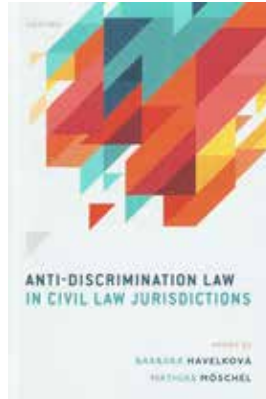
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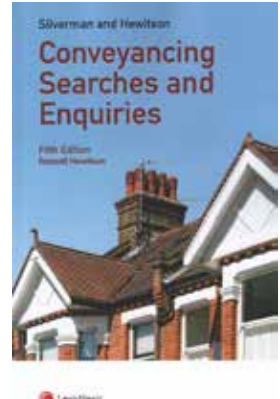
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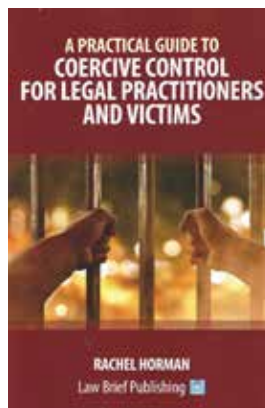
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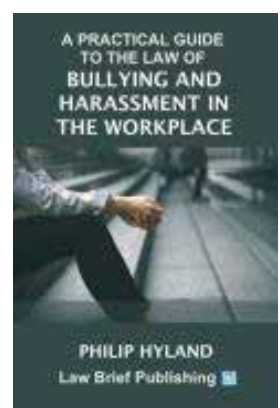
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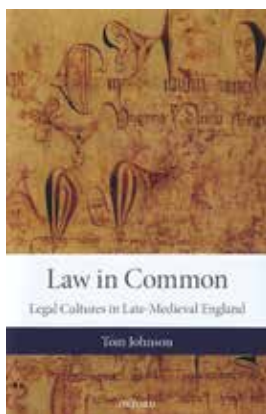
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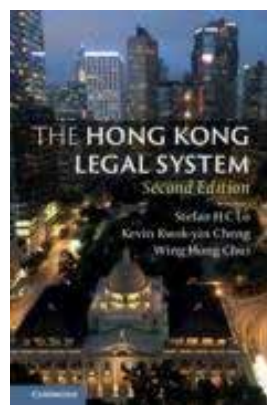
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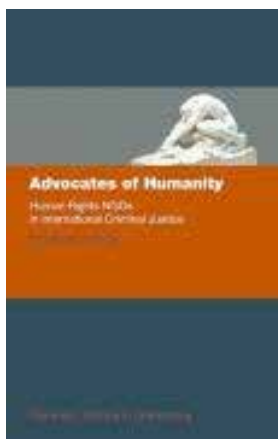
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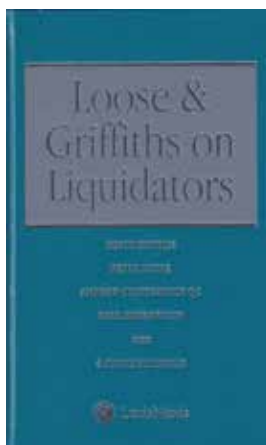
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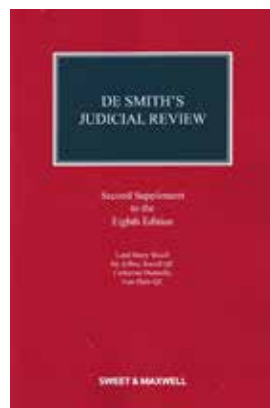
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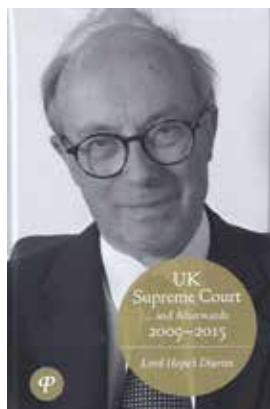
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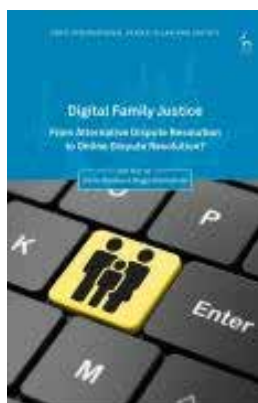
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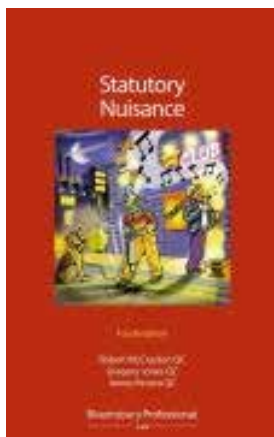
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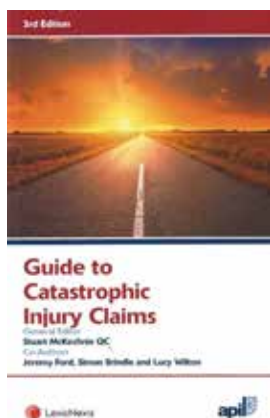
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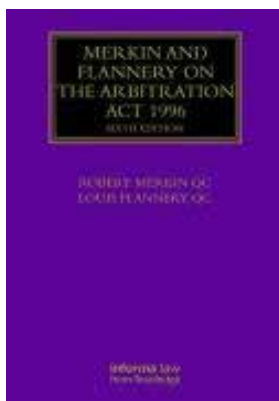
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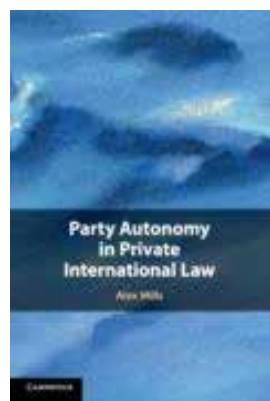
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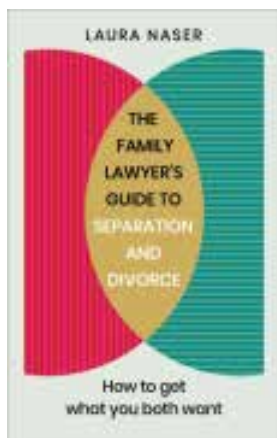
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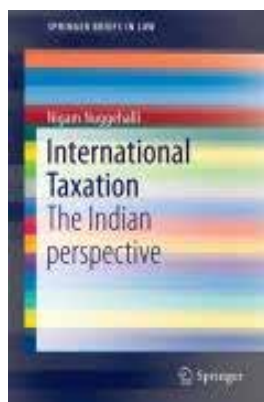
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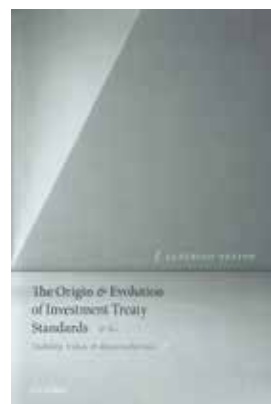
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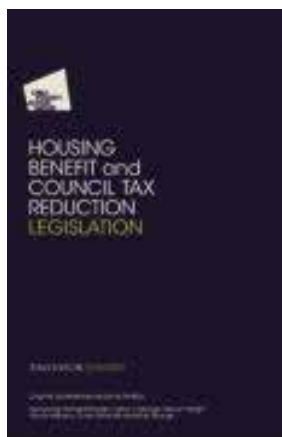
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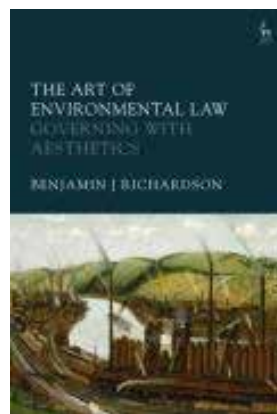
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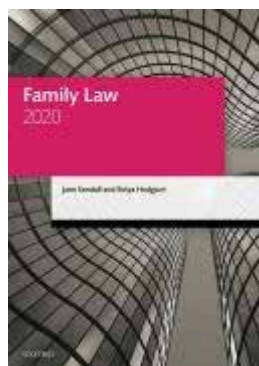
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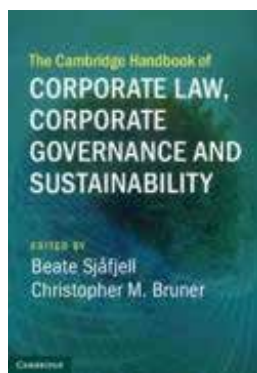
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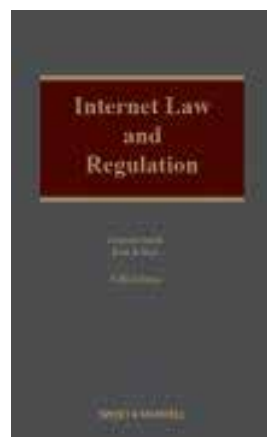
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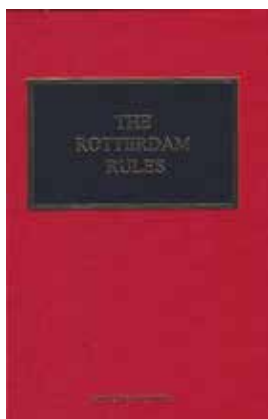
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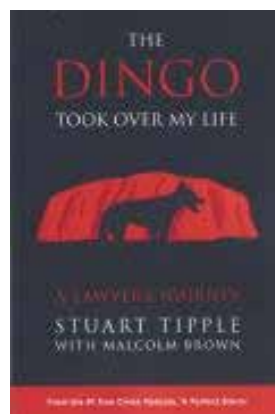
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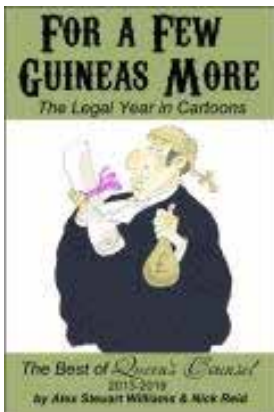
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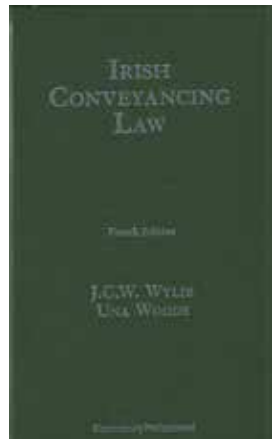
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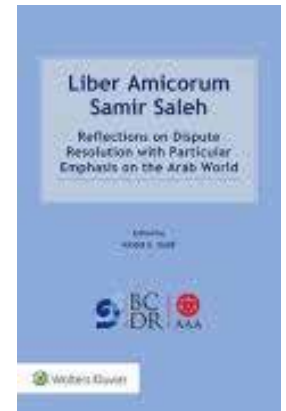
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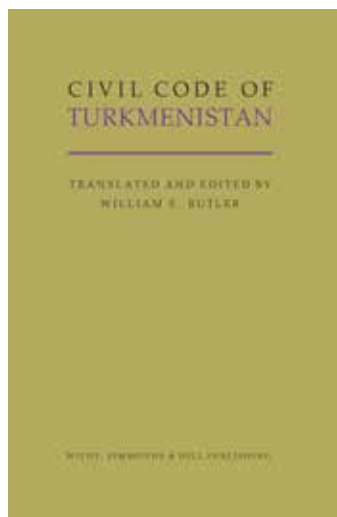
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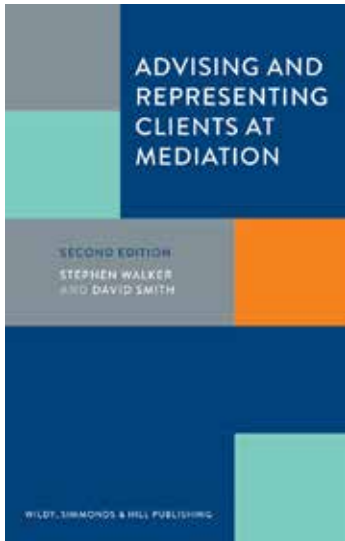
Translated and Edited by  
William E. Butler

Price:	£95.00
<a href="#">ISBN:</a>	9780854902842
Extent:	368pp
Binding:	Hardback

The Civil Code of Turkmenistan here appears for the first time in English since the original version published in 1999. Changes have been substantial in a text renowned for incomplete and inaccurate versions. Of all the post-Soviet civil codes, this is in many ways the most sophisticated in drawing upon continental models and remains a key document for any foreign investor or comparative lawyer as a leading Central Asian example of the transition to a market-oriented economy.

William E. Butler is the John Edward Fowler Distinguished Professor of Law, Dickinson Law, Pennsylvania State University; Emeritus Professor of Comparative Law, University College London; Academician, National Academy of Sciences of Ukraine and National Academy of Legal Sciences of Ukraine; Associate, International Academy of Comparative Law. He has published a number of works on the legal systems of Central Asia, including translations of the civil codes of Kazakhstan, Turkmenistan, and Uzbekistan.

*status juris* November 2019



# ADVISING AND REPRESENTING CLIENTS AT MEDIATION

*Second Edition*

Stephen Walker and David Smith

Price:	£45.00
ISBN:	9780854902774
Extent	268pp
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*Advising and Representing Clients at Mediation* is an invaluable guide for lawyers, surveyors and other professionals. It will assist at every stage of the mediation process from persuading the other party to mediate and preparing for and taking part in the mediation itself to advising clients on what to expect and how to conduct themselves at a mediation.

The book also offers extensive checklists and precedents, practical advice from experienced mediators, and a clear explanation of the law as it currently stands.

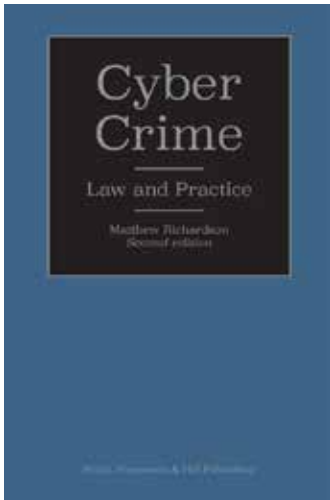
The book is fully updated with all the changes in the mediation sector including new relevant case law, the new approaches created by the Jackson reforms and the Jackson ADR Handbook, and the latest thinking on ADR processes and procedures.

*“Every now and then a book is published for legal representatives that goes beyond a mere analysis of the law and technical guidance, and makes the reader stop and think. This is one such publication. I wish I had read this book before I first represented clients as a solicitor at mediations. Now, as a commercial mediator, plenty in the book resonates with my own experiences. It is packed with real-life tips and examples. It will help a representative get the very best out of the mediation process for their client.”*

**The Law Society Gazette** (from the review of the previous edition)

Stephen Walker is a retired solicitor and an active accredited mediator and Fellow of the Institute of Arbitrators. He is ranked in the top 40 mediators in both the Legal 500 and Chambers and has been appointed in over 700 mediations.

David Smith is a partner and Head of Operations at Anthony Gold Solicitors. He is an accredited mediator with Regents School of Psychotherapy and ADR Group and a former trustee of Portsmouth Mediation Service.



## **CYBER CRIME**

### **Law and Practice**

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**Matthew Richardson**

With Foreword by Ian Dyson, Commissioner of the City of London Police, National Lead on Cyber-Crime

Price:	£95.00
<a href="#">ISBN:</a>	9780854902811
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*Cyber Crime: Law and Practice*, now in its second edition, tackles the fast-growing topic of cyber crime and covers a wide range of issues from electronic fraud, data, interception of communications, cyber stalking, online theft and intellectual property to more involved topics like malicious communications and the rules of evidence relating to cyber-crimes and computers. The second edition contains updated information on new offences under the Computer Misuse Act 1990, Investigatory Powers Act 2016, Data Protection Act 2018 and GDPR, as well as new CPS guidance on prosecution of offences relating to social media.

Using detailed case studies, examples and statutory extracts the author explains all aspects of cyber crime and computer crime. *Cyber Crime: Law and Practice* provides a practical, easy-to-follow guide for practitioners in the field, as well as those in law enforcement and academia.

Matthew Richardson is a specialist in electronic and hi-tech law, serving the first ever injunction via twitter, and obtaining several ground-breaking hi-tech orders since then. He holds a doctorate in the law and policy of cyber crime and he practices as a barrister from Henderson Chambers.



*Studies in Russian & East European Law Series*

## **PEACEKEEPING OPERATIONS IN UKRAINE**

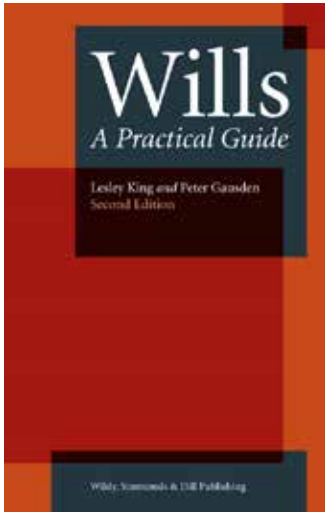
Edited by  
**O. V. Kresin**

Translated and Edited by  
**William E. Butler**

Price:	£65.00
<a href="#">ISBN:</a>	9780854902828
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A pioneering study of the impact of a peacekeeping operation undertaken by an international organization or third party on the territory of Ukraine and the potential interface with the Ukrainian domestic legal system. The authors consider contemporary international legal peacekeeping mechanisms, experience with recent United Nations peacekeeping operations, international legal aspects of determining the character of aggression with particular reference to the Donbas, and the distinctive features of the legal status and activity of such a peacekeeping mission were it to be introduced in the Donbas region of Ukraine.

Oleksiy Kresin, доктор юридических наук, is a leading Ukrainian international and comparative lawyer; Head, Center of Comparative Jurisprudence, Koretsky Institute of State and Law, National Academy of Sciences of Ukraine; Associate, International Academy of Comparative Law; Secretary-General, Ukrainian Association of Comparative Jurisprudence; President, Ukrainian National Committee, International Association of Legal Sciences.



## WILLS: A PRACTICAL GUIDE

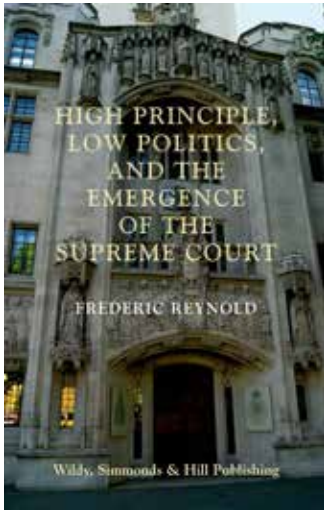
Second Edition

Professor Lesley King and Peter Gausden

Price:	£39.00
<a href="#">ISBN:</a>	9780854902743
Extent	328pp
Binding:	Paperback

This new edition of *Wills: A Practical Guide* explains what is involved in making a will, with particular reference to avoiding those issues which often give rise to litigation. Information is provided on the formalities for making a will, including the testator's capacity and related issues, particularly those involving the elderly, which may affect the validity of the will. There are sections on less common aspects of will-making but which often cause problems for practitioners including gifts for the benefit of pets, gifts to employees, gifts of business interests, mutual (as distinguished from mirror) wills, testamentary options, burial and other requests and dealing with property overseas. These matters are dealt with in the context of how a contentious will is now interpreted by the court in light of the Supreme Court's decision in *Marley v Rawlings* and other rules of construction.

The inheritance tax implications of will planning and drafting are covered along with typical strategies for dealing with family wealth by making best use of the exemptions and reliefs available. There is also a chapter aimed at dealing with drafting pitfalls and, more importantly, how to avoid them. Problems can arise if the existence of a will is uncertain and so there is a helpful section on storing and locating a will. The book also features a selection of useful precedents and checklists.



## HIGH PRINCIPLE, LOW POLITICS, AND THE EMERGENCE OF THE SUPREME COURT

Frederic Reynold

Price:	£14.95
<a href="#">ISBN:</a>	9780854902835
Extent:	154pp
Binding:	Paperback

The Supreme Court of the United Kingdom has now been in existence for ten years and appears to have seamlessly become part of the fabric of our legal system. This book tells the remarkable story, full of twists and turns, of how and why this court came to be created; and in doing so taps into a rich seam of social and political history. It also provides an insight, free of legal jargon, into how the court has “performed” in the light of both the fears and the expectations which greeted its arrival.

The author, who has known personally some of the main characters in the story, has had a long and distinguished career at the Bar, appearing in many landmark cases in different areas of the law. His memoir: *Chance, Cheek and some Heroics* was published last year, and proved very popular.

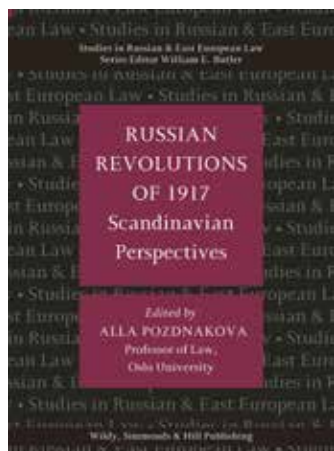
*Studies in Russian & East European Law Series*

## **RUSSIAN REVOLUTIONS OF 1917** Scandinavian Perspectives

Edited by

**Alla Pozdnakova**

Professor of Law, Oslo University

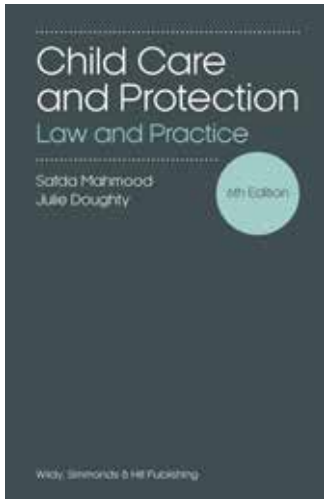


Price:	£65.00
<a href="#">ISBN:</a>	9780854902750
Extent:	300pp
Binding:	Hardback

Ten legal scholars explore facets of the 1917 Russian revolutions from the standpoint of Russian law (transition to a market economy), Comparative law (the impact of the 1917 Revolutions on the Soviet and post-Soviet legal experience; the development of comparative legal studies in Russia, and similarities and differences between Soviet and German Nazi law), and public international law (Russian fishing activities off Finnmark; Norwegian recognition policies vis-à-vis Russia; and the enduring importance of the Martens Clause in international humanitarian law).

The volume is complemented by a substantial selection of documents on Scandinavian-Russian legal relations between 1917 and 1928.

Alla Pozdnakova is Professor of Law at the University of Oslo in Norway.



## CHILD CARE AND PROTECTION LAW AND PRACTICE

Sixth Edition

Safda Mahmood and Julie Doughty

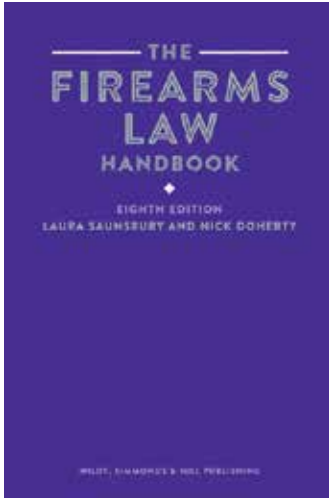
Price:	£39.00
ISBN:	9780854902682
Extent:	302 pp
Binding:	Paperback

*Child Care and Protection: Law and Practice* provides a practical and concise guide to the areas surrounding the Children Act 1989 and subsequent child protection legislation, guidance and case law. In addition to explaining the general principles of the law relating to child care and protection, the authors provide valuable insights into assessments, care planning, expert evidence, taking instructions, case preparation and courtroom skills.

Extensively updated, the sixth edition looks at all significant developments since the introduction of the Single Family Court in 2014, including the new procedures on control of expert evidence, duration of care proceedings, changes to children's care plans, as well as the introduction of the Revised Practice Direction 12A (Care and Supervision Proceedings and other Part 4 Proceedings: Guide to Case Management), introduction of 'child arrangements orders', the Child Arrangements Programme (PD 12(B), with accompanying new forms and documents, and the Revised PD12J – Domestic Abuse and Child Arrangements.

Safda Mahmood has extensive experience in family law private practice and local government and currently practises as a solicitor, manager, and team leader in advocacy with Coventry City Council, Legal Services Department. He also runs training courses including Professional Development training for, amongst others, members of the Law Society Children Law Accredited Scheme, as well as various professional course providers. He is a representative for the National Child Care Lawyers Advisory Legal Group.

Julie Doughty has practice experience as a former solicitor and guardian ad litem panel manager, and currently she is a lecturer in law at Cardiff University. Julie writes widely in journals on child law topics and is a trustee of The Transparency Project and Family Mediation Cymru.



# THE FIREARMS LAW HANDBOOK

Eighth Edition

Laura Saunsbury and Nick Doherty

Price:	£45.00
ISBN:	9780854902736
Extent:	338 pp
Binding:	Paperback

*The Firearms Law Handbook* covers all aspects of the law relating to the use of firearms in Britain. Those who enforce and apply the law will find it of invaluable assistance in their work. The reader who handles and sells guns, both commercially or for sport, will find everything they need to know here. Although the subjects covered can be complex, the book is written in an approachable style to be understood by all of those with an interest in the subject.

Since the seventh edition of this work in 2011 there have been significant changes to firearms legislation which are covered in full, including key changes in the Policing and Crime Act 2017 including new definitions of ‘firearm’; ‘component part’; ‘deactivated weapon’ and ‘antique firearm’.

The book covers all decisions of the higher courts regarding this area since 2011 and deals with the likely effects of the UK leaving the European Union. Police policy on the licensing of firearms is covered in addition to the process of application and appeal to the Crown Court. Applications to lift a ‘firearms prohibition’ are also considered.

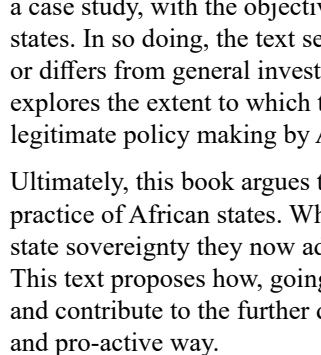
Laura Saunsbury is a consultant solicitor who has been in practise for over 25 years. She specialises exclusively in firearms-related law, dealing with both firearms licensing appeals and criminal offences involving firearms. Laura is Honorary Solicitor and shotgun licensing advisor and Life Vice President of the Clay Pigeon Shooting Association and is also the Honorary Solicitor to the Deactivated Weapons Association. She is a member of the Gun Trade Association. Laura is a regular contributor to the CPSA magazine *Pull!* and gives seminars and broadcast interviews on this area of law.

Nick Doherty is a practising barrister who has been involved in firearms-related criminal work for over 30 years and now specialises in firearms licensing appeals. Since 2008 Nick has been the only common law legal advisor to the International Council for Game and Wildlife Conservation (The CIC). In addition to presenting seminars, writing articles, and giving interviews on firearms law, Nick is the chairman of a shooting club and a Liveryman of the Worshipful Company of Gunmakers.

**THE INTERNATIONAL  
INVESTMENT POLICY OF THE  
INTERGOVERNMENTAL AUTHORITY  
ON DEVELOPMENT**  
*The Republic of Uganda*

By Chrispas Nyombi & Tom Mortimer

Price:	£20.00
<a href="#">ISBN:</a>	9780854902781
Extent:	202pp
Size:	229mm x 152mm
Binding:	Paperback



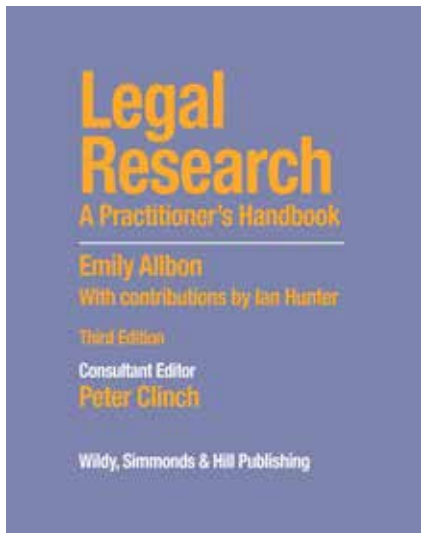
Traditionally, African states have played a very active and influential position in both the design and development of international investment law.

This book reviews the types of Bilateral Investment Treaties concluded by the Intergovernmental Authority on Development (IGAD) Member States, using Uganda as a case study, with the objective of establishing the investment treaty practice of African states. In so doing, the text sets out to examine whether African treaty practice conforms or differs from general investment law. While reviewing this practice, the text also explores the extent to which the emerging investment treaty practice interferes or restrains legitimate policy making by African states.

Ultimately, this book argues that there has been a paradigm shift in the investment treaty practice of African states. Whereas historically they have argued for and defended their state sovereignty they now adopt, via BIT's, a more peculiar position of acquiescence. This text proposes how, going forward, African states might re-assert their independence and contribute to the further development of international investment law in a meaningful and pro-active way.

Chrispas Nyombi is a Reader (Associate Professor) in International Commercial Law and Director of Research in Law at Canterbury Christ Church University. He is part of a Panel appointed by the General Assembly of IGAD tasked with creating an International Arbitration and Mediation Centre in Djibouti.

Tom Mortimer is the Director of Law at Canterbury Christ Church University. He has over thirty years of experience in legal education, including Head of Law School at three Universities and has published widely in the areas of business law in practice, comparative law and governance, International law and in learning and teaching.



**LEGAL RESEARCH**  
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*Third Edition*

Emily Allbon with Ian Hunter  
Consultant Editor: Peter Clinch

Price:	£49.00
Edition:	3rd
ISBN:	9780854902651
Size:	246 x 189mm
Extent:	494pp
Binding:	Hardback

Legal Research: A Practitioner's Handbook provides practical advice on every aspect of effective legal research: problem analysis, selecting and finding the best sources, and presenting results effectively. This third edition has been thoroughly updated, taking into account the increasing popularity of commercial databases aimed at UK law practitioners; the overhaul of a number of government and other official sites (national and international); and significant changes to directions by UK courts relating to the conduct and presentation of legal research. New material on the use of social media in legal research, business information and making use of a law firm's internal precedents has also been added.

Emily Allbon is a Senior Lecturer in Law at the City Law School (City, University of London), having previously spent 14 years as an academic law librarian. She is also the human behind the popular Lawbore website.

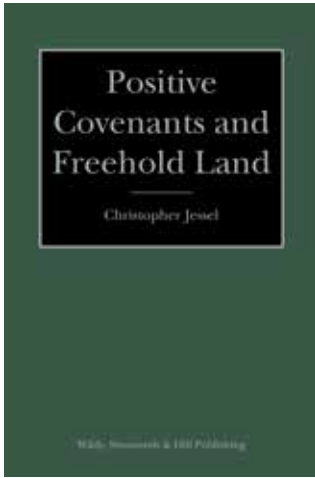
Ian Hunter is Research & Information Services Manager at Shearman & Sterling (London) LLP, and has worked for law firms, investment banks and a university business school.

Peter Clinch had 35 years' experience in law information work, including training law students, practising solicitors and law librarians in legal research skills before retirement and wrote the first two editions of this text.



# POSITIVE COVENANTS AND FREEHOLD LAND

Christopher Jessel



Price:	£95.00
<a href="#">ISBN:</a>	9780854902699
Extent:	326pp
Binding:	Hardback

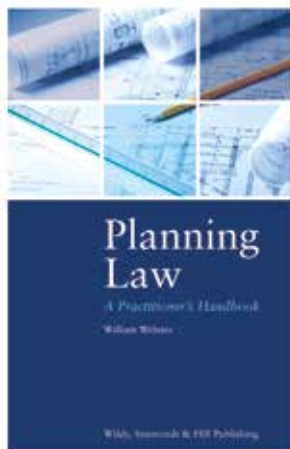
Positive covenants are obligations binding the owner of land for the time being which require some form of action or expenditure such as keeping a roof or wall in repair or paying instalments of service charge over many years.

*Positive Covenants and Freehold Land* concerns the rule of property law that a positive covenant cannot bind successors in title to the original covenantor. It considers the origin of the rule, the legal reasoning behind it, and the historical, social and political context in which it has developed. The book then looks at the various methods to circumvent it by using restrictions on the register of title, estate rentcharges, rights of re-entry, the principle of benefit and burden and the use of long leases as virtual freeholds.

A modern structure designed to overcome the problem is the system of commonhold which is currently under review by the Law Commission. The law of easements, particularly in relation to fencing, and the law of nuisance can have the effect of imposing positive obligations on landowners. Statutes can also either require owners to take specified steps such as keeping listed buildings in repair or they can authorise a landowner to enter into obligations as under the Town and Country Planning Act s 106. Separate chapters examine the issues to be considered on assignment of the benefit of positive covenants, on the transfer of land which is subject to the burden of them, and on the way that covenants operate in the management of housing and commercial estates.

Reform of the law of positive covenants has been in prospect for over 50 years without any response by Parliament but there is now the possibility of Government support. A chapter is included on issues to be borne in mind in drafting covenants and an examination of the juristic nature of positive covenants and their nature as part of a neighbour relationship. The book also features a number of suggested precedents for the practitioner.

Christopher Jessel is a solicitor and was a partner with Farrer & Co of Lincoln's Inn Fields, practising in rural property, constitutional and charity law and was previously Assistant Editor of the *Rights of Way Law Review*. He has written articles and books on property-related subjects including: *The Law of the Manor* (2nd ed, Wildy, Simmonds & Hill) *A Legal History of the English Landscape* (Wildy, Simmonds & Hill) *Farms and Estates: A Conveyancing Handbook* (2nd ed) and *Development Land Overage and Clawback* (2nd ed).



## PLANNING LAW

A Practitioner's Handbook

William Webster

Price:	£125.00
ISBN:	9780854902552
Extent:	766pp
Binding:	Hardback

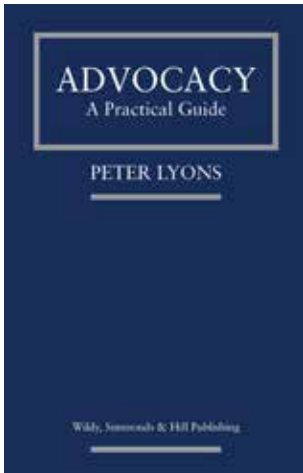
Keeping pace with planning law is no easy matter. The mass of primary and secondary legislation in this field, allied to local and national policy and guidance, make this the most intensively regulated area of the law.

This comprehensive practitioner's handbook covers the widest possible range of planning topics in a single volume and is written for planning practitioners in the private and public sectors. This book combines a readily accessible narrative with a substantial body of footnotes for those looking for more detail when it comes to case law and statutory materials.

*Planning Law: A Practitioner's Handbook* provides the busy planning professional with answers to a whole range of problems which commonly arise in the day-to-day practice. Its advantage lies in the fact that it is a single up-to-date reference book covering a broad range of topics which might otherwise only be found in a number of specialist texts.

It also contains sections on village greens, assets of community value, public rights of way, and gypsies and travellers, all of which impact on the realisation of land for planning purposes. The inclusion of these topics will be of particular value to practitioners in the public sector looking for up-to-date guidance in these fields.

William Webster was called to the Bar in 1975 and is a tenant at 3 Paper Buildings practicing in the fields of land and planning law. He is a member of the Chancery Bar Association and joint author of *Restrictions on the Use of Land* published by Wildy, Simmonds & Hill.



## ADVOCACY A Practical Guide

Peter Lyons

Price:	£19.95
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Extent:	282pp
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*“I have read no better guide to the practicalities of good advocacy than Peter Lyons’ book. It is informed by years of experience and by a wealth of illuminating anecdotes that will instruct and entertain all advocates from the novice to the QC. It is easy to understand, comprehensive (from opening submissions, through cross-examination to final speeches) and, as one would expect of a book on advocacy, completely persuasive.”*

From the foreword by Lord Pannick QC

*Advocacy: A Practical Guide* is for those who wish to learn essential advocacy skills as well as those seeking to make their advocacy more effective. It shows you how to overcome nerves; how to present clearly and ethically; and how to undertake case analysis. It will also show you how to succeed in Interim Applications (Motions); Handling Witnesses in Examination-in-Chief (Direct Examination) and in Cross-Examination; Re-examination; Making Submissions of Law to a Court or Panel; and Trial Speeches. There is also a section on Written Advocacy which teaches you to write persuasively and how to draft submissions and effective skeleton arguments.

The book is aimed at barristers, solicitors, arbitration lawyers, patent attorneys and students. International lawyers will also find the book helpful, providing as it does, a better understanding of common law practice such as cross-examination.

Peter Lyons is an Australian barrister and solicitor living in the UK. Since 1995 he has taught advocacy to civil, common and arbitration lawyers, barristers and patent attorneys. He designed and has taught the Bar’s Public Access course and many programmes for the top City law firms, as well as the first LLM in Advocacy at the University of Strathclyde. His company, CPD Training (UK) trains candidates for Higher Rights of Audience.

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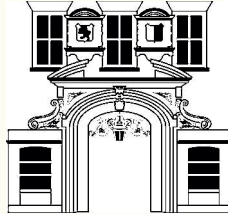
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