

# JUDGES' LIBRARY MONTHLY NEWSLETTER

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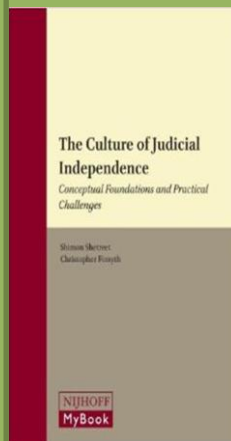
## LIST OF BOOKS FOR THE MONTH OF SEPTEMBER, 2014

### SITTING IN THE JUDGMENT PENNY DARBYSHIRE OXFORD, 2011 (ONE COP)

*In the UK, the public image of judges has been stuck in a time warp. Judges are invariably depicted in the media and derided in public bars up and down the country as 'privately educated Oxbridge types,' usually 'out of touch,' and more often than not viewed as 'old men.' These and other stereotypes have dogged the judiciary long since any of them ceased to have any basis in fact. Indeed, the limited research that was permitted in 1960s and 1970s tended to reinforce several of these stereotypes. Moreover, occasional high profile incidents in the courts - elaborated with the help of satirists such as Private Eye and Monty Python - have ensured that the 'old white Tory judge' caricature not only survives, but has come to be viewed as incontestable.*

### THE CULTURE OF JUDICIAL INDEPENDENCE SHIMON SHETREET NIJHOFF, 2011 (TWO COPIES)

*The creation of a culture of Judicial Independence is of a central significance both in national domestic legal systems, as well as for the international courts and tribunals. The main aim of this volume is to analyze the development of a culture of Judicial Independence in comparative perspectives, to offer an examination of the conceptual foundations of the principle of judicial independence and to discuss in detail the practical challenges facing judiciaries in different jurisdictions. The proposed volume is based on the papers presented at the five conferences held in the framework of The International Project on Judicial independence. The editors of this volume and the contributors to it are leading scholars*

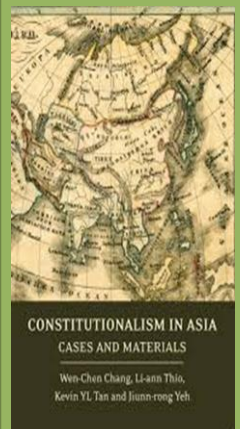
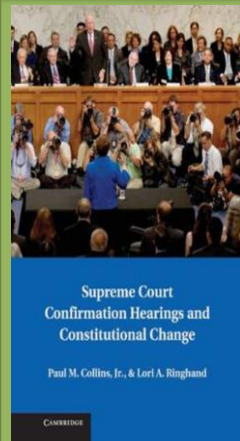


### SUPREME COURT CONFIRMATION HEARINGS AND CONSTITUTIONAL CHANGE PAUL M. COLLINS CAMBRIDGE, 2013 (ONE COPY)

*Before Supreme Court nominees are allowed take their place on the high Court, they must face a moment of democratic reckoning by appearing before the Senate Judiciary Committee. Despite the potential this holds for public input into the direction of legal change, the hearings are routinely derided as nothing but empty rituals and political grandstanding. In this book, Paul M. Collins, Jr., and Lori A. Ringhand present a contrarian view that uses both empirical data and stories culled from more than seventy years of transcripts to demonstrate that the hearings are a democratic forum for the discussion and ratification of constitutional change. As such, they are one of the ways in which "We the People" take ownership of the Constitution by examining the core constitutional values of those permitted to interpret it on our behalf.*

### CONSTITUTIONALISM IN ASIA: CASES AND MATERIALS WEN-CHEN CHANG HART PUBLISHING, 2014 (ONE COPY)

*This book is a collection of judiciously selected constitutional law materials from Asia, designed for scholars and students of constitutional law and comparative constitutional law. Divided into 11 chapters, the book is arranged thematically around key ideas and controversies, enabling the reader to work through the major facets of constitutionalism in the region. The book begins with a lengthy introduction that critically examines the study of constitutional orders in Asia, highlighting the histories, colonial influences, encountered*



## JUDGES AND JUDGING IN THE HISTORY OF THE COMMON LAW AND CIVIL LAW

PAUL BRAND

CAMBRIDGE, 2012 (ONE COPY)

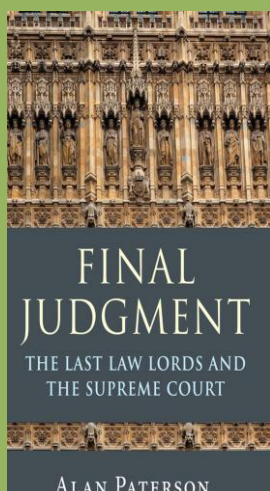
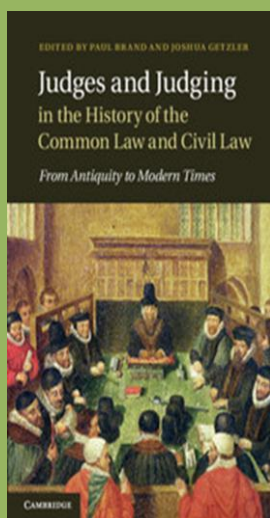
In this collection of essays, leading legal historians address significant topics in the history of judges and judging, with comparisons not only between British, American and Commonwealth experience, but also with the judiciary in civil law countries. It is not the law itself, but the process of law-making in courts, that is the focus of inquiry. Contributors describe and analyse aspects of judicial activity, in the widest possible legal and social contexts, across two millennia. The essays cover English common law, continental customary law and *ius commune*, and aspects of the common law system in the British Empire. The volume is innovative in its approach to legal history. None of the essays offer straight doctrinal exegesis; none take refuge in old-fashioned judicial biography. The volume is a selection of the best papers from the 18th British Legal History Conference.

## FINAL JUDGMENT

ALAN PATERSON

OXFORD, 2013 (ONE COPY)

The House of Lords, for over 300 years the UK's highest court, was transformed in 2009 into the UK Supreme Court. This book provides a compelling and unrivalled view into the workings of the Court during its final decade, and into the formative years of the Supreme Court. Drawing on over 100 interviews, including more than 40 with Law Lords and Justices, and uniquely, some of their judicial notebooks, this is a landmark study of appellate judging 'from the inside' by an author whose earlier work on the House of Lords has provided a scholarly benchmark for over 30 years. The book demonstrates that appellate decision-making in the UK's final court remains a social and collective process, primarily because of the dialogues which take place between the judges and the key groups with which they interact when reaching their decisions.



## DE SMITH'S JUDICIAL REVIEW S. A. DE SMITH SWEET & MAXWELL, 2013 (THREE COPIES)

*The Context of Judicial Review. Judicial Review and Administrative Justice. Claimants. Interested Parties and Interveners. Defendants and Decisions Subject to Judicial Review. Concepts of Jurisdiction and Lawful Administration. Grounds of Judicial Review. Illegality. Procedural Fairness: Introduction, History and Comparative Perspectives. Procedural Fairness: Entitlement and Content. Procedural Fairness: Exceptions. Procedural Fairness: Fettering of Discretion. Procedural Fairness: Bias and Conflicts of Interest. Substantive Review and Justification. Legitimate Expectations. Convention Rights as Grounds for Judicial Review. Review under European Community Law. Procedures and Remedies. History of Procedures and Remedies. Judicial Review Claims under the Civil Procedure Rules, Pt 54. Other Judicial Review Proceedings. Remedial Orders in Judicial Review. Monetary Remedies in Judicial Review. Appendices.*

## EU PUBLIC PROCUREMENT LAW

CHRISTOPHER H. BOVIS  
CRISTOPHER, 2012 (ONE COPY)

In this fully revised and updated edition, Christopher Bovis provides a detailed, critical, concise and accessible overview of the public procurement legal framework and its interaction with policies within the European Union and the its Member States. Public procurement represents an essential part of the Single Market project, launched by European Institutions in 2011. Its regulation will insert competition and transparency in the market and be a safeguard to the attainment of fundamental principles of the Treaties. This book demonstrates the impact of the relevant Directives on Member States through the development of the case-law of the European Court of Justice.

