

Warwick Law School

ANNUAL
RESEARCH
REPORT



(July 2010-June 2011)

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1. Introduction

Do we still need an annual research report? Given that members of the Law School now regularly submit publication plans that are published on the staff intranet, we all know much more about each other's research than was the case a few years ago. But it is still worthwhile to take the time to celebrate the breadth and diversity of our publications rather than focusing solely on those that we might wish to submit to the REF panel. Publishing in practitioner journals and more popular outlets is a way of reaching out to a wider audience and increasing the impact of our work, while writing good-quality student textbooks is essential for the education of the next generation of lawyers.

Of course, one danger of mentioning this non-academic audience is that it risks giving the impression that law is simply a vocational subject. Last week there were two separate pieces in the *Times Higher* making this claim: one went so far as to argue that law, along with medicine, should not be taught in universities at all. A brief glance at the diverse list of publications and working papers in Parts 7 and 8 might lead them to revise that view, as might the accolades that Law School publications have received. **Alan Norrie's** book *Dialectic and Difference* was a joint winner of the Cheryl Frank Memorial Prize for 2010, and **Paul Raffield's** *Shakespeare's Imaginary Constitution* has been nominated for the 2011 Inner Temple Book Prize.

And one hopes that at Warwick, at least, colleagues in other departments are aware of the breadth of legal research. The identification of global priority programmes, or 'hubs', has led to cross-faculty discussions about overlapping interests. **Ann Stewart** has been tasked with leading the 'international development' strand, and practically every member of the Law School has expressed an interest in either this or the global governance and public policy hubs. The Law School was also well-represented at the recent Festival of Social Science, organising four public lectures, three research seminars, two workshops, and the launch of a key report, *Unravelling Equality*. **Jackie Hodgson** presented her research at the Festival's event in Hong

Kong, while **Roger Leng** joined researchers from Warwick Medical School and CEDAR in an interdisciplinary forum.

This year we have also been thinking about the particular strengths of the Law School in different areas. In addition to our established Centres, we have been forming 'clusters' in specific areas, including law and humanities, comparative law and culture, gender and the law, governance and regulation, legal theory, contract, corporate and commercial law, and international law. Full details of these initiatives are in Part 2, and it is hoped that that they will form the basis for future collaborations.

The research culture of the Law School is also fostered by a vibrant programme of events, set out in Parts 3 and 4. This year it has hosted four public lectures by external speakers, including one in the prestigious Hamlyn lecture series, and three inaugural lectures. All were well attended, with colleagues, academics from other institutions, students and members of the public present. The research seminar series offers a forum for lively debate, and the LRI has supported a number of workshops organised by members of the Law School both here and overseas.

A number of colleagues (**Julian Webb, Jill Wakefield, Jackie Hodgson** and **Andrew Williams**) have been successful in securing funding for a number of significant projects (see Part 5). Many continue to engage with policy-makers and other non-academic audiences. To mention just two: **Hugh Beale** was invited to give oral and written evidence to the House of Commons Justice Committee on the draft Civil Law Reform Bill and **Abdul Paliwala** has been appointed as international adviser to the Centre for Rights and Justice at the Chinese University of Hong Kong.

Finally, thanks to the sterling efforts of **Lorraine Talbot**, the website now acts as an effective forum to raise awareness of the many different research activities in which colleagues are involved. Please keep the information coming!

Rebecca Probert,

Director of Research

2. Research Centres and Clusters

Centre for Human Rights in Practice

The Centre (CHIP) now has two co-directors (**Andrew Williams** and **James Harrison**) who are leading the Centre's current activities and have a vision for its future development. Other members of the department and faculty are also engaged in the Centre's work. We would particularly highlight the following significant achievements of the Centre over the last year in terms of its applied research:

I. Human Rights Impact Assessments (HRIAs)

Our research expertise in this area has enabled the Centre to undertake applied research and to assist UN actors, civil society organisations, government officials and other bodies in undertaking human rights impact assessments. Achievements this year include:

Assessing the equality and human rights impact of spending cuts on the rights of women in Coventry (2011): A project undertaken with Coventry Women's Voices (an umbrella organisation representing over 70 organisations and individuals in Coventry) to assess the impact of the public sector spending cuts on the human rights of women in Coventry. A first report, funded by the Centre, has now been published and received extensive press coverage. It was launched in Coventry and was further discussed at a Parliamentary Seminar in Westminster, a national roundtable of women's organisations and high-level meetings with the Equality and Human Rights Commission, Coventry City Council, and a range of other groups. An application for funding for a further two-year project has been submitted to the Joseph Rowntree Charitable Trust.

Scottish Human Rights Commission (2010-present): CHIP produced guiding principles for conducting future human rights impact assessments in Scotland. The 100-page report includes an eight-step process which can be utilised in any HRIA process and detailed recommendations for how those eight steps should be implemented. The report also includes illustrations of how this HRIA process

will function. The Scottish Commissioner for Children and Young People and Edinburgh City Council has already reformed its methodology for conducting HRIAs as a result of the report. The next stage of this project will involve creating guidance for Local Authorities and piloting it in Scotland.

Other expert advice: Centre Co-Director **James Harrison** also provided a range of other expert advice. In 2010 he acted as advisor for a 'scoping study' of an HRIA of the PACER-Plus trade agreement between Australia and New Zealand and the Pacific Island countries by the International Women's Development Agency (IWDA), La Trobe University and the University of Melbourne. He also made presentations in Utrecht and Amsterdam of research on methodologies for conducting human rights impact assessments which were then utilised as the basis for learning and discussion among more than 50 women's human rights activists to critique their own HRIA practice. In 2011 he was a member of the advisory group to the Canadian Government on the Canada-Colombia FTA HRIA process, part of the expert advisory group on the new UN Guidelines on HRIAs being drafted by the Special Rapporteur on Food, and advisor on a HRIA of the EU-India free trade agreement for an NGO coalition.

Links to all reports and academic publications can be found at:

<http://www2.warwick.ac.uk/fac/soc/law/chrp/projects/humanrightsimpactassessments/>

II. EU Fundamental Rights

The Centre has continued to provide expertise in this field based on its research in this area. This year's achievements include the fulfilment of a contract for the EU Fundamental Rights Agency on providing a complete review of the application of the EU Charter of Fundamental Rights in (a) EU legislation (b) European Court of Justice case law (c) Member States' constitutions. The data produced has been used to complete the web store of public information on all aspects of the Charter. The Centre was also involved in a follow-up project on the FRA's info-base portal. **Andrew Williams** was the invited key speaker for conferences in Lisbon,

Oxford, The Hague and Finland during 2010/2011 on subject of fundamental rights.

III. Other Research and Related Work

Public Procurement: we are currently working on a project with relevant non-governmental organisations to analyse existing ethical procurement policies of universities and strategies for enhancement. An initial report has been produced and we are looking at ways to obtain funding for further work in this field.

International Criminal Law: building on **Andrew Williams'** Iraq War project publications, we have been increasing our involvement with practice in the field of International Criminal Law. We are developing links with international criminal law practitioners, in particular, assisting with internships with the ICTR and ICTY.

IV. Other Achievements

CHIP is increasingly becoming a 'hub' for human rights work – both in the department, with other departments (e.g. Centre for Rights Equality and Diversity and Centre for Gender and Women Studies) and with external actors (e.g. the EU Fundamental Rights Agency, the Scottish Human Rights Commission, the Canadian Council for International Co-operation etc.) The Centre is engaging a large number of students in its work including on its death penalty project and a range of other activities involving students. We have employed three research associates this year and are planning to hire at least one (and possibly more) summer interns on an annual basis. Approximately 60 students have benefitted from involvement in the Centre's project work this year

The Centre's website has been developed so that it is now showcasing a great deal of research and other activities of the Centre. It has received almost 110,000 web hits in the last 6 months – and numbers are increasing.

Centre for Criminal Justice

The Centre has continued to organise a number of events with internal and external speakers. On Tuesday 30th November 2010, Professor

Barry Mitchell of Coventry University Law School and Professor Julian Roberts of the University of Oxford Faculty of Law presented a paper at a special seminar entitled 'Sentencing for Murder: What do the Public Know and Think?'

A workshop on criminalization was held at Warwick on 10th-11th March 2011. Papers were given by Jeff McMahan (Rutgers), John Gardner (Oxford), Niki Lacey (Oxford), Jonathan Rogers (UCL), Francois Tanguay-Renaud (Osgoode), Massimo Renzo (York), Vanessa Munro (Nottingham) and Jane Scoular (Strathclyde). The papers will be published by Oxford University Press in a volume entitled *The Constitution of Criminal Law* as part of the Criminalization series.

A half-day meeting was held to discuss the controversial topic of assisted suicide, at which **Alan Norrie** and **Victor Tadros** both presented papers.

A number of activities were organised to coincide with Kent Roach's visit to Warwick, including a day-long workshop on terrorism on 9 May 2011. Professor Roach spoke on 'Secrecy and Accountability after 9/11', and papers were also presented by **Jackie Hodgson** and **Victor Tadros** (on 'The legal definition of terrorism'), and Adam Tomkins of Glasgow University (on 'Secrecy and due process').

The Law Commission has acknowledged the input of members of the Centre in its recent report on *Expert Evidence in Criminal proceedings in England and Wales*. **Bill O'Brian** and **Andrew Roberts** both submitted comments in response to the earlier consultation paper and the impact of their submissions is noted (see http://www.lawcom.gov.uk/docs/lc325_web.pdf). Andrew subsequently gave a paper on this report at a conference organised by the Criminal Justice Centre at Queen Mary, University of London.

Law and Humanities cluster

The study of law as a humanities' discipline is concerned with the capacity of human beings to engage with their environment and reform it by

the power of imagination expressed through arts which are not scientifically predictable in their operation or susceptible to empirical assessment. In this sense the study of law and humanities is distinct from, albeit compatible with, the study of law as a social science.

Warwick Law School has always been associated with the study of law in context. Until recently, this has entailed an almost exclusive focus upon law in its social, economic and political contexts. Social, economic and political approaches to law remain valuable, but this emphasis has tended to neglect law's historical connection to the arts of writing, reading, interpretation of text (hermeneutics), representation, performance and persuasion (rhetoric). In response to this, several academics in the law school have endeavoured to develop a distinctive approach to "law in context"; one which seeks to understand law in its cultural setting and to regard it as naturally akin to disciplines in the Arts and Humanities.

Those working in this area include **Jane Bryan** (Law and Literature); **Tony Cole** (law and film); **Rebecca Probert** (the history of marriage and the family); **Paul Raffield** (Law and Literature, early modern legal history); **Dallal Stevens** (the history of asylum seeking to the UK); **Lorraine Talbot** (business history); **Gary Watt** (Law and Literature); and **Charlotte Woodhead** (cultural heritage).

The most significant development has been the publication of the peer-reviewed journal [*Law and Humanities*](#), which is the only UK journal devoted to the subject. The journal was founded and is edited by **Paul Raffield** and **Gary Watt**. It was launched in 2007 at a major conference (organised by the law school) on *Shakespeare and the Law* and continues to thrive, attracting articles from internationally-renowned scholars. The 2007 conference led to an edited collection: P. Raffield and G. Watt (eds.), *Shakespeare and the Law* (Hart Publishing, 2008). In the past two years, Warwick Law School academics have published monographs in the areas of legal history, law and literature, and law and philosophy. These include G. Watt, *Equity Stirring* (Hart Publishing, 2009), R. Probert, *Marriage Law and Practice in the Long*

Eighteenth Century: A Reassessment (Cambridge University Press, 2009) and *The Rights and Wrongs of Royal Marriage* (Takeaway, 2011) and P. Raffield, *Shakespeare's Imaginary Constitution: Late-Elizabethan Politics and the Theatre of Law* (Hart Publishing, 2010).

Comparative law and culture cluster

Comparative law and culture is one of the hallmarks of research at Warwick Law School. It is conducted in a variety of ways, including large scale empirical projects (**Jackie Hodgson**, French criminal justice; **Ralf Rogowski**, the law and policy of European labour markets); European collaboration (**Hugh Beale**, European contract law; **Graham Moffat**, Trusts and a European Code; **Jackie Hodgson**, Safeguards for suspects in the EU; **Gary Watt**, Mortgages and a Common Core of European Private Law); **Lorraine Talbot's** work on comparative corporate governance; and the development of inter-disciplinary approaches (**Gary Watt**, European and American approaches to law and literature); historical studies (**Julio Faundez**, the evolution of Chilean law and democracy; Constitutionalism in Latin American and Africa); as well as theoretical approaches (**Tony Cole**, the use of social rules in explaining dispute resolution); and international curriculum development (**Ann Stewart**, gender, law and judging in India). In some instances, comparative research informs policy and has a clear impact (**Jackie Hodgson**, Comparative approaches to using intelligence as evidence in terrorism cases, Home Office; **Ralf Rogowski**, Advocacy and legal advice in fighting corruption; **Hugh Beale**, European Commission Expert Group on a Common Frame of Reference on Contract Law), and individuals' expertise is relied on directly by the courts (**Jackie Hodgson**, Special Immigration Appeals Commission; European Arrest Warrants; French/Canadian extradition; **Tony Cole**, US Federal Court).

Staff are engaged in comparative research across a wide range of legal subjects and often in collaboration with international partners. For example, **Dalvinder Singh's** work on banking regulation of UK and US financial markets; Stewart's work on the contribution of NGOs to

the implementation of domestic violence legislation in India and the UK; **Istvan Pogany's** work on comparative human rights and on human and minority rights in East Central Europe, with particular reference to Roma and Jews; **Shaheen Ali's** work contrasting Islamic normative frameworks and 'Western' European socio-legal systems; **Ralf Rogowski's** comparative research of labour law and industrial relations and of the legal profession; **Dwijen Rangnekar's** comparative analysis of different countries' response to the TRIPS agreement in the areas of agriculture and biotechnology; **Andrew Choo's** work on human rights across different systems of criminal evidence; the contributions of **Roger Burridge** to training lawyers for adversarial practice in Chile; and **Tony Cole's** work on dispute resolution processes in different social and cultural contexts.

Gender and the Law cluster

Warwick Law School offered its first full year undergraduate module on 'women and the law' as long ago as 1977 when feminist studies of law were in their infancy. Members of the Law School contributed to the establishment of the Interdisciplinary Centre for the Study of Women and Gender and there is continuing close collaboration with the Centre.

One long standing focus has been in relation to development issues and post colonial societies (**Ann Stewart, Reena Patel and Shaheen Ali**), another is the intersection of gender and human rights in Islam and international law (**Shaheen Ali**) and more recently the issue of gender-based violence during armed conflict (**Solange Mouthaan**).

As a result we have had externally funded links with a number of universities (for example in Uganda, Zimbabwe, Tanzania, Pakistan, Peru, India and the Philippines) to work collaboratively on research and gender and law curriculum development. Most recently we have been partners in a DeLPHe funded link (along with colleagues at York, Bristol and London Metropolitan Universities) with the TATA Institute for Social Sciences, Mumbai, India to contribute towards the establishment of a

women's studies masters programme and to collaborate on research on violence against women. We have an ongoing University wide strategic partnership with Jawaharlal Nehru University New Delhi, India; close links with the Southern and Eastern African Regional Centre for Women's Law Zimbabwe; and with Department of Women's Law at the University of Oslo.

Our focus on gender, rights and development has attracted many doctoral students over the years. Research students have worked a wide variety of gender related research including violence against women in the Andean communities in Peru; domestic violence in China; women's employment in Japan; women domestic workers in Pakistan and their struggle for empowerment; social security in Malawi and inheritance Uganda. At the moment, for example, research students are working on areas relating to violence against women in intimate (non-married) partnerships in India, and gender and intersectional issues relating to the land rights of Masaai women in Kenya. Doctoral research on gender and Islamic law scholarship is also flourishing and includes research in the area of gender and Islamic criminal justice; gender discourse of the Jamaat-i-Islami in Pakistan; access to justice for women in Iran and 'Islamic' dispute resolution mechanisms and implications for women.

Warwick's contextual approach to gender and law research reaches far wider. **Rebecca Probert's** research examines the treatment of women by the law in earlier centuries, as well as the gender dimensions of modern family law and property law. **Jane Bryan's** area of interest is the legal position of the pregnant woman and in the issue of patient consent to medical treatment more generally. She is presently supervising a doctoral thesis on ethical and legal issues relating to HIV testing of pregnant women in Ethiopia. **Dallal Stevens'** area of expertise is refugee and asylum law. She is interested in migration and the family; women and asylum-seeking; and gender and asylum). She is planning research on refugee women in the Middle East. **Helen Toner's** research focuses on issues relating to gender and European migration law. **Winnie Chan**

researches the gender specific impact of taxation on women's work and leisure decision-making and women and wealth distribution in the context of intimate adult relationships. Currently she is examining the argument of 'fairness' in the present tax/benefit restructure against its potential impact across the broad and disparate constituency of the female taxpayer or recipient of benefits.

A particular feature of Warwick's gender researchers have been their engagement with international rights, justice and development programmes which inform their academic research approaches. **Shaheen Ali** has contributed to legal developments in Pakistan and beyond in many ways including as Chair of the National Commission on the Status of Women, member of the advisory board of IRAW and Aurat Foundation; and through working with immigrant women's NGOs on legal literacy in Norway. **Ann Stewart** was the UK director of a major collaborative project (which took place over 6 years) with the National Judicial Academy of India to develop and then implement gender studies for the judiciary in India. She has chaired the British Council Gender and Development Task Force and has been a justice consultant for the UK Department for International Development.

Governance and Regulation cluster

The Governance and Regulation Cluster incorporates all Warwick scholars with interests in regulatory theory, governance theory and its application in different contexts, from banking and business to the provision of entertainment in the leisure industry. Their research considers regulation and governance in both a national and international context.

Research in this area is strongly influenced by current events. The current financial crisis and cuts in public expenditure are having incremental effects on the interface between government, markets and the citizen. Consequently, regulation and governance scholars are concerned with issues like risk and its evaluation through different forms of regulation theory; sectoral studies of regulatory debate including the regulation of banks, the

environment, legal services market and the regulation of major utilities and markets; competition regulation and its impact on markets and the influences of EU; international forms of regulation in the global context of re-evaluation of the role of Government more generally in the economy; and the mechanisms and ideology which inform corporate governance both nationally and internationally.

Working in this area are **John McEldowney** (currently examining the coalition government's decision to undertake a "bonfire of the regulators" found in the Public Bodies Bill 2010 which raises issues about regulation and governance in the different sectors of public and private life); **Ralf Rogowski** (whose research focuses on the regulation of employment in the European Union and its member states); **Colin Manchester** (whose work focuses on the regulation of sale of alcohol and provision of entertainment in the leisure industry); **Kathryn McMahon** (whose research focuses on economic regulation, global and comparative perspectives of competition law and the intersection of competition law with sectoral regulation); **Julian Webb** (whose interests encompass regulation and ethics in the legal services market, risk and regulatory theory); **Dalvinder Singh** (examining the regulation of banking, and particularly comparative approaches to regulatory architecture, crisis containment, bank insolvency and deposit insurance) and **Lorraine Talbot** and **Janice Dean**, both of whose research is concerned with corporate governance theory, comparative corporate governance, corporate law in context and comparative business cultures.

Legal Theory cluster

At Warwick there is a longstanding interest in theoretical approaches to law, either in themselves or as they apply to particular areas of law. Legal theory at Warwick is both diverse and attuned to the overall interest in the School in contextual and international approaches. Interests cover the range of legal theory including critical, economic, feminist, law and literature/humanities, sociological, postcolonial, liberal and Marxist approaches. Among the

subjects where a particularly theoretical orientation is present are criminal law, international development and human rights law, courses in law and the humanities, law of business organisations and corporate tax law.

Shaheen Ali's interest in legal theory is from a comparative perspective, seeking to explore engagements, interactions and inspiration (historical and contemporary) between fiqh (Islamic jurisprudence), *usul-ul-fiqh* (principles/theories of Islamic jurisprudence), and (broadly defined) 'western' legal theory. **Jayan Nayar** approaches legal theory from a critical position of human rightslessness and struggle. His interests include decolonial perspectives on theory and the politics of theory as an encounter between global coloniality and resistance imaginations. **Abdul Paliwala** is interested in theories of law and governance, including governance of cyberspace, of global governance and the relevance of ancient theories of law and justice including Confucian, Islamic and Hindu ones to contemporary issues.

Tony Cole works in the history of jurisprudence and on the theoretical aspects of dispute resolution. **Alan Norrie** is interested in critical approaches to law and in particular how these relate to dialectical theory, social theory of law and criminal law. **Victor Tadros** works on moral and political philosophy and their relationship to legal issues, particularly in the area of criminal law. At present he is working on the philosophy of punishment and on criminalization, as well as on just war theory. He has recently completed a book entitled *The Ends of Harm: The Moral Foundations of Criminal Law*.

Ralf Rogowski's research applies sociological system theory to the study of law and he has for many years participated in developing the theory of reflexive law. He was a key figure in creating the concept of reflexive labour law and is currently engaged in applying reflexive law in analyses of the law of the European Union. For a number of years **Andrew Williams** has been writing on the theory of EU law which is reflected in his latest book *The Ethos of Europe: Values, Law and Justice in the EU*. His parallel interest is in human rights theory and how human rights relate to suffering.

Paul Raffield is engaged in research in the fields of Law and Literature and early modern English legal history. He has published extensively on the subjects of Shakespeare and the law; the emergence of constitutionalism in early modern England; and the influence of the Elizabethan and Jacobean legal profession over the development of the English state. **John Snape's** interests include the European Enlightenment roots of contemporary regulatory and taxation law, within the overall context of public law. Recent work is on Montesquieu and the English way of taxation, and on John Locke and Adam Smith. **Gary Watt** seeks to critique and appreciate law by the cultural lights of the arts and humanities.

Bill O'Brian is interested in issues of property rights, distributive justice, legal obligation and the foundations of legal and moral rights. He has recently written on equality in law and philosophy and on distributive justice and sovereignty. **Ann Stewart's** work takes a feminist approach to legal theory, in particular in relation to global perspectives on gender justice and care. She has completed a book on gender, law and justice in a global context. **Lorraine Talbot's** research examines theory on the company and on the governance of the company. She is currently completing her book on 'progressive corporate governance'.

Legal theory is supported through our research activities in the School, including through the research seminars, through Centre of Ethics, Law and Public Affairs, through the IDLHR programme, and through the Social Theory Centre.

Contract, corporate and commercial cluster

The School of Law has a number of scholars carrying out research in these areas. **Hugh Beale's** research interests are in contract (including European contract law) and commercial law, and he is currently involved in the preparation of a draft Common Frame of Reference as part of the European Commission's Action Plan of a European Contract Law. **Charlotte Woodhead** has an interest in the

concept of unfair terms and exclusion clauses within contract law.

Janice Dean's research interests are in company law and business organisations, at national, European and international level. **Kathryn McMahon** researches and publishes in the areas of European Union, comparative and international competition law, economic regulation and communications law. **Dalvinder Singh** has researched, written and presented on a variety of matters namely the structure of regulation and supervision, risk-based system of supervision, legal accountability of regulators, corporate governance, enforcement sanctions, deposit insurance and the use of external auditors. **John Snape** has an interest in the taxation of corporate finance, and his book, *The Political Economy of Corporation Tax*, is shortly to be published by Hart. **Lorraine Talbot** continues to develop her research in contextual and critical approaches to company law, corporate governance and business organisations. She is also working on a book on progressive corporate governance, assessing governance which can be said to compel social progress, which will be published by Routledge-Cavendish in 2011.

International law cluster

The International law cluster comprises those working in the field of international economic law and public international law as well as those whose work has an international dimension.

Julio Faundez has written widely on the subject of international economic law. He has recently edited (with Celine Tan) a substantial and well-reviewed collection of essays on the theme of *International Economic Law, Globalization and Development*. **Tony Cole** carries out research into International Arbitration and Investment Law, and International Trade, and **James Harrison's** research focuses upon analysing the human rights and environmental impacts of economic laws and regulations.

Solange Mouthaan's research interests focus on the protection of people under international law, specifically the legal protection of minorities and the effective protection of

individuals through the International Criminal Court. **Andrew Williams'** research interests also include International criminal law.

Alan Neal is a specialist on European, International and Comparative Employment Law, and **Tony Cole** also works in the area of International Labour Rights and International Refugee Law. **Bill O'Brian's** research interests include private international law, and **David Salter's** interests centre on international as well as comparative and national taxation. **Lydia Scholz's** research interests include International and European Energy Law, while **Jill Wakefield's** research deals with international marine environmental law.

IDLHR Research Group

Warwick Law School has from the 1980s established an international reputation for its research and teaching in the area of International Development Law and Human Rights. The Research Group is the focus of activities concerning the relationship between law, development, human rights and social justice. It has a specific interest in the countries of the Global South, including newly industrialised and transitional economies. The Group consists of internationally renowned scholars (**Sammy Adelman, Upendra Baxi, Shaheen Ali, Julio Faundez, Octavio Ferraz, James Harrison, Graham Moffatt, George Meszaros, Jayan Nayar, Abdul Paliwala, Dwijen Rangnekar, Boaventura de Sousa Santos, Ann Stewart** and **Andrew Williams**) and research students who are actively engaged in human rights, development and social justice issues. The main focus of the Group is critical analytical research published in monographs and journal articles and in its own journal *Law, Social Justice and Global Development Journal*.

3. Conferences and Workshops

Anglo-French Workshop: Animal Health and Welfare

University of Warwick 3rd – 5th June 2010

This joint workshop on Animal Health and Welfare, held at Scarman House, was attended by participants from France and the United Kingdom, including Hannah Riches, Nathan Hill and John Walsh (Animal Health and Welfare Theme Group, Department for Environment, Food and Rural Affairs), David Carslake, Laura Green and Graham Medley (Department of Biological Sciences), Johnathan Cave and Habtu Weldegebriel (Department of Economics), Wyn Grant and Justin Greaves (Department of Politics), Matthew Keeling (Department of Mathematics) and **John McEldowney** (School of Law), and, from France, Gerard Marcou and Cécile Moiroud (University of Paris 1 Sorbonne).

The workshop was intended to facilitate an exchange of views and perspectives on animal health and welfare between UK and French colleagues and promote a deeper understanding of the EU's policy on Animal Health and Welfare and a closer understanding of animal health, food safety and CAP from the UK and French perspectives. It also involved a consideration of regulatory issues including UK and French perspectives on regulation; economic, legal and biological perspectives on how to problem share; and UK and French perspectives on how to take forward the regulation of animal health and welfare in Member States, post the Treaty of Lisbon. Chatham House Rules were observed.

Study Day: Optimistic Objectives

University of Warwick 26th June 2010

This study day was co-organised with a local women's group, Soroptimist International of Kenilworth & District, and showcased the wide range of research on women's issues being carried out within Warwick Law School. It attracted an audience of over 40 women from local, regional and national clubs and a wide variety of backgrounds. **Ann Stewart** spoke on

women judges and gender awareness in India, while **Solange Mouthaan** addressed the question of whether certain brutal crimes against women should properly be characterised as genocide. **Jane Bryan** discussed her research on the legal and non-legal controls of pregnant women, and **Winnie Chan** argued for reform of the tax system to better address the needs of women. **James Harrison** spoke on climate change and the actions that could be taken at an individual level. The study day also featured contributions from two recent Warwick graduates: Marge O'Leary, who discussed her involvement in a project aiming to use the process of law reform to advance the status of women in Afghanistan, and Joanna Harwood, who presented her research findings on the issues affecting contact in cases of domestic violence. The papers from the day were subsequently published as an edited collection (*Optimistic Objectives* (Takeaway, 2010)).

Law and Governance in the Context of a one party dominant state

University of Warwick 10th – 13th September 2010

This workshop was a joint collaboration between the Department of Politics and International Studies and the School of Law at Warwick. It was funded by DelpHE, the British Council, DFID and the two departments involved as part of *Accountable Governance In Africa: A South-South-North Partnership For Multidisciplinary Collaboration In Comparative Research And Teaching 2010*, and included participants from our partner universities of Cape Town (South Africa) and Dar es Sallaam (Tanzania). Speakers from the Law School included **Sam Adelman**, **John McEldowney**, **Abdul Paliwala** and **David Salter**. Issues addressed included the role of democratic/parliamentary mechanisms of accountability in the context of one party dominance; the role of the judiciary and the experience of judicial independence; strengthening local community against over centralisation; empowering NGOs through donor and aid strategies; the role of the

international community and how infrastructure building may be enhanced; and international and human rights agendas. A collection of key essays on the rule of law and one-party governance is being prepared as a joint collaboration with colleagues from the Politics Department and participants at the conference.

The 6th Annual Meeting of the Hague Rule of Law Network: Rule of Law Promotion and Security Sector Reform: Partners or Rivals?

Hague Institute for the Internationalisation of Law 28th – 29th April 2011

On 28 and 29 April, the Hague Institute for the Internationalisation of Law (HiiL) convened the above conference, which was organised and sponsored in partnership with Warwick University Law School and the Folke Bernadotte Academy. Led by **Julio Faundez** (Warwick) and Ronald Janse (HiiL), leading international experts in law and in empirical studies, from practice and academia, came together. The aim of this meeting was to explore the many affinities and tensions that exist between rule of law promotion and Security Sector Reform (SSR). The latter is a concept that arose in the late 1990s and has gained importance ever since, though it is still evolving and remains contested. One aspect of SSR that has not been sufficiently studied is its relation to rule of law promotion, both conceptually and practically. Undoubtedly, there is a significant overlap between activities that traditionally fall within the umbrella of rule of law promotion and the more recently developed SSR. Arguably, there are also tensions between these concepts, seeing for example the concern expressed by some actors that SSR's emphasis on security might override the developmental objectives of rule of law reform, and thus subordinate the demands of justice reform to the short-term interests of the international security community. During the meeting the group discussed papers that will be published in a special issue of the *Hague Journal on the Rule of Law* and an edited volume,

both appearing in the first half of 2012 with a leading publisher.

Workshop on refugees and the convention 60 years on: protection and identity

Monash Prato Centre, 2nd - 3rd May 2011

Organised jointly by **Dallal Stevens** (Warwick), Susan Kneebone (Monash), and Loretta Baldassar (Director, Monash Prato Centre), and funded by Warwick Legal Research Institute and Monash Law Faculty, this workshop proved to be a very stimulating and engaging forum for discussion of contemporary issues 60 years after the signing of the Refugee Convention. The Workshop opened with a detailed assessment of current protection problems by the UNHCR Assistant High Commissioner for Protection, Erika Feller. Roger Zetter (Director of the Refugee Studies Centre, Oxford) provided an excellent second keynote paper on the creation of refugee identities. In a packed schedule over two days, subsequent papers went on to address how refugee identity is shaped by and responds to the legal regime of protection. This Workshop, by invitation only, involved 22 participants, many of whom are key figures from the academic and NGO communities working on refugee law, policy and protection; the international, interdisciplinary and cross-organisational approach worked extremely well, and the use of a roundtable format, in which all delegates were actively engaged, led to highly productive exchanges. As a consequence of the success of the Workshop, the organisers are now in the process of submitting a book proposal based around the papers presented and focusing on *Conflicting Identities: Refugee Protection and the Role of Law*.

Writing Wrongs: The Politics, Art and Ethics of writing about injustice

University of Warwick 18th May 2011

A symposium funded by the IAS and Centre for Human Rights brought together professionals writing about wrongs across intersecting disciplines. Those attending included of experts

on law (**Andrew Williams**), investigative journalism, human rights advocacy, the writing of fiction and the essay, and the philosophy that underpins ideas of representation. Students on the Creative Writing MA and the LLB programme were also engaged in the event. The discussion addressed issues such as the *politics* of representation (exploring how injustice is represented through law, through fiction and through journalism and how writers are informed and restricted by high and immediate political matters), the *art* of representation (evaluating how different disciplines treat the truth and make representations about truth and how film, the internet, print journalism, legal writ affect the style of representation) and the *ethics* of representation (considering how we *should* write about injustices, the obligations for writers across disciplines, and whether these determine the form and location of representation we choose in practice). Discussion was encouraged through short provocative presentations a theatrical performance from *Ice and Fire Theatre Group* and panel discussions. Looking to the longer term, the aim is to have a functioning network of writers in multiple disciplines (through the Centre for Human Rights in Practice and the Writing Programme) to offer continuing dialogue on the themes of the project and provide research assistance through student and academic engagement, and an inter-disciplinary forum to discuss individual works-in-progress by Warwick academics and partners from outside the University to improve writing quality and impact. A new LLM module has also been developed on the theme of 'writing wrongs' in collaboration with the English Department.

Study Day: Violence against women

University of Warwick 21st May 2011

A second study day organised with Soroptimist International as part of the Festival of Social Science attracted 40 attendees, including students, representatives of Coventry Women's Voices and Soroptimists from across the region. The presentations covered the support provided to victims of domestic violence by Victim

Support and women's refuges, the treatment of allegations of domestic violence in the courts. Donna Chung (SWELL, University of Warwick) addressed the effectiveness (or otherwise) of programmes aimed at addressing the behaviour of the perpetrators, and **Alan Norrie** discussed the way in which the current criminal law defences still do not adequately address the position of the victim who turns on and kills her abuser. The day also featured a display of posters on the theme of 'Violence against women: stop it now!' These were all designed by students from Coventry and Warwick Universities as part of a competition run by SI Kenilworth & District. The winning entry will form the cover of the edited collection of the papers from the study day.

Fairness and Bio-Knowledge - The Nagoya Protocol

University of Warwick 17th June 2011

This workshop, jointly organised by the School of Law (**Dwijen Rangnekar**) and the Centre for the Study of Globalisation and Regionalisation (John Kleba) and with the support of the Institute of Advanced Study, addressed a number of challenging and unresolved issues arising out of the adoption of the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization. It focused in particular on issues of international law (raising questions about ratification, implementation, and interpretation), fairness and equity (viewed in the context of its philosophical foundations, legal interpretations, cultural settings and perceptions of stakeholders), and the disputes between ownership and access regimes. The workshop received papers from speakers from different disciplines and jurisdictions and also from negotiators and civil society members. The papers are intended to be published as a special issue of a leading journal in 2012.

4. Seminars, Public Lectures and Visitors

Inaugural Lectures

(http://www2.warwick.ac.uk/fac/soc/law/inaugural_lectures/)

8 December 2010: Gary Watt, 'Veil, Vest, Tattoo: The Cultural Cloth of Law'

9 February 2011: Rebecca Probert, 'From Fornicators to Family: Cohabitants and the Law, 1600-2010'

16 March 2011: Alan Norrie, 'The scene and the crime.'

Public Lectures

9 March 2011: Jeff McMahan (Rutgers), 'What rights may we kill for?'

5 May 2011: Kent Roach (Toronto), 'The 9/11 effect: Comparative Counter-Terrorism.'

6 May 2011: Shami Chakrabarti (Liberty), 'Common values: The state of rights and freedoms in modern Britain.'

11 May 2011: Jeremy Waldron (NYU), 'Unravelling the form and substance of property.'

Research Seminar Series

6 October 2010: Hilary Marland (IAS, Warwick), 'Role of IAS and funding.'

14 October 2010: Prince Saprai (UCL), 'The penalties rule and the function of contract law.'

20 October 2010: Kim Wade (Psychology, Warwick), 'New research in gathering evidence from witnesses.'

27 October 2010: Bill O'Brian (School of Law, Warwick), 'Not in my name, or small is beautiful.'

3 November 2010: Han Somsen (Tilburg), 'Environmental Armageddon.'

17 November 2010: Paul Raffield (School of Law, Warwick), 'Theatre, Law, and Shakespeare's Imaginary Constitution.'

24 November 2010: Walter Mignolo (Duke/IAS Fellow), 'International law and imperial cosmopolitanism.'

24 November 2010: Eric Heinz (QMUL), 'What is injustice?'

1 December 2010: Arlie Loughman (Sydney), 'Mental incapacity and doctrines in criminal law.'

10 January 2011: Rosemary Hunter (Kent), 'A genealogy of feminist judgements.'

12 January 2011: Dimitrios Kyritsis (Sheffield), 'Constitutional review in representative democracy.'

2 February 2011: Janina Dill (Oxford), 'The definition of a legitimate target is US air warfare: A normative enquiry into the effectiveness of IL in the conduct of hostilities.'

3 March 2011: Patrick Capps (Bristol), 'Lauterpacht's Method.'

9 March 2011: Boaventura Santos (Coimbra), 'Epistemologies of the south.'

27 April 2011: Helen Toner (School of Law, Warwick) 'Family, citizenship and migration – new horizons for same-sex couples' settlement rights in EU law?'

11 May 2011: Jeremy Waldron (NYU), 'Rule of law, the World Bank model, and democratic legislation.'

16 May 2011: Dapo Akande (Oxford), 'Immunity of state officials, international crimes and foreign domestic courts.'

18 May 2011: Sharon Cowan (Strathclyde), and Vanessa Munro (Nottingham), 'An easy allegation to make? Enabling and responding to disclosures of rape in the context of women's claims for asylum in the UK'

Postgraduate Seminar Series

21 October 2010: John Raymond LaBrosse, 'The mess we're in: some reflections on work that needs to get done'

1 December 2010: John Samkuban (HSBC Group), 'Market abuse: An introduction'

9 February 2011: Nicholas Ryder (UWE), 'The fight against illicit finance – a critical review of the Labour government's policy'

9 March 2011: Thankom Arun (Lancashire), 'Issues of regulation and social protection: the case of microfinance'

16 March 2011: Ariel Ezrachi (Oxford), 'The international dimension of competition law'

30 March 2011: Christian Johnson (Utah), 'The extraordinary regulatory response to the U.S. financial crisis: The coordinated roles of the U.S. treasury, federal reserve and FDIC'

Visitors to the Law School

There have been a number of visitors to the Law School in 2010. **Karolina Lyczkowska**, who visited Warwick from 6th September to 10th December, is a PhD student at the University of Toledo in Spain, where she is supervised by Professor Dr Angel Carrasco. Her topic is the implementation of the Directive on Financial Collateral in the EU Member States, and while at Warwick she collaborated with Professor Hugh Beale, who is also working on this topic. **Dr Mónica Csöndes**, who visited Warwick from 15th September to 15th December, is an assistant lecturer at the University of Pécs, Hungary. She is carrying out research into the recovery of damages in contract, and in particular the way in which the various legal systems limit liability for unforeseeable or 'remote' losses. She worked on the English law on this topic with Professor Beale, and before she left gave a very successful staff seminar on her findings.

Professor Shan Feng (University of Nanjing, China) visited Warwick from October 2010 until May 2011. He is Associate Professor of Law and Director of Teaching and Research on Jurisprudence at the Law School, Deputy Secretary General of the Jurisprudence and Constitutional Law Society of Jiangsu Province and Deputy Director of Real Estate and Housing Law Research Centre at Nanjing, and is researching the *Relevance of English approaches to Judicial Law Making for the Chinese Legal System*.

Professor Kent Roach came to Warwick as an IAS Visiting Fellow, 3rd-12th May 2011. He is an eminent scholar whose academic and policy work spans both law and political science and holds a cross appointment in the Departments of Criminology and of Political Science at the University of Toronto. His visit to Warwick allowed him to establish research links with those working in criminal justice (through the Law School's Centre for Criminal Justice), evidence and terrorism in the Law School, as well as colleagues within WISI on issues of security (especially Aldrich and Croft, PAIS) and resilience (Sullivan-Taylor, WBS). A range of

events were held to bring together colleagues across the faculty.

5. Externally Funded Projects

EU's Fundamental Rights Agency

Andrew Williams was awarded €29,000 by the EU's Fundamental Rights Agency to update the infobase content of the International Law, EU Law and National constitutional law sections of the Fundamental Rights Charter's Articles.

EU Commission

Jackie Hodgson has been awarded €330,000 by the EU Commission for an empirical project examining the procedural rights of suspects in police custody in the UK, France and the Netherlands. The study will be conducted over 2 years together with partners at the University of Maastricht, University of West of England, Justice, the Open Society Justice Initiative and Avon & Somerset Police. It will assist in the successful implementation of EU measures in this area - notably the right to custodial legal advice - and will establish practice-oriented training materials.

British Academy Mid-Career Award

Jill Wakefield has been awarded the British Academy's Mid-Career Fellowship, which will run for one year from January 2012. The competition for this Fellowship was fierce: 470 applications were submitted for assessment and the Academy made only 46 awards, giving a success rate of under 10%.

Review of Legal Education and Training

Julian Webb is the Principal Investigator of a consortium that was recently awarded £271K to conduct a review of legal education and training. This review will be the most comprehensive review of legal education since the 1971 Ormrod Review.

6. Research Students

There are currently 56 postgraduate students studying for a MPhil/PhD or LLM by research at Warwick. Supervised by over 20 different members of staff, their research covers a wide spectrum, as the following list of titles amply illustrates.

Musa Usman Abubakar (Shaheen Ali): 'Gender Justice a Recurring Decimal in the Islamic Laws of Homicide and Bodily Hurt of Nigeria and Pakistan: A Scholastic Neo-Traditionalist Approach'

Hawra Adu (Andrew Williams): 'Searching for Transitional Justice in Iraqi Kurdistan: Mechanism, Reform and Institutional Developments'

Karim Khan Agha (Shaheen Ali): 'Law of Necessity'

Naveed Ahmed (Abdul Paliwala): 'The Effects of the Structural Adjustment Policies and The World Bank and IMF on Economic, Social and Cultural Rights: Case Study of Pakistan'

Rajnaara Akhtar (Shaheen Ali): 'British Muslims and the Evolution of the Practice of Islamic Personal Law with Particular Reference to Dispute Resolution'

Fatima Al Matar (David Salter): 'How a New System of Indirect Taxation will Benefit and Flourish the Economy of the State of Kuwait'

Ahmad Alkhamees (Dalvinder Singh): 'Securing Compliance In Islamic Finance Industry In Saudi Arabia & UK'

Essa Al-Nassr (Lorraine Talbot): 'Corporate Governance on Government Owned Corporations: A Case Study of Qatar'

Masha Baraza (Abdul Paliwala): 'Postmodern Legality and the Kenyan Postcolony: An Encounter with Group Conflict in North Western Kenya'

Hashim Bata (Shaheen Ali): 'A Critical Analysis of Islamic Legal Epistemology: A Rational Examination of Hujjiyyat al-Qat' (The Authority of Epistemic Certainty) in Shi'ite Legal Theory'

Peter Bridgeman (Dalvinder Singh & Janice Dean): 'Banking Law'

Virgilio Cambaza (George Meszaros): 'Land Law in the Context of the Development of Minerals in Mozambique: Dynamics, Tensions and Conflicts over Land Access'

Shabaz Cheema (Shaheen Ali): 'Women Empowerment and Implications of Implementation of Cedaw in Pakistan'

Rujirat Chittanonda (Julio Faundez): 'The Spaghetti Bowl and its Status under Thai Law'

Andrew Cornford (Victor Tadros): 'The Criminalisation of Endangerment'

Joanne Coysh (Andrew Williams & Roger Burrige): 'The Impact of Programs Using Transformative Learning in Human Rights Education'

Liviu Titus Damsa (LLM) (Istvan Pogany): 'Judicial Review through Transition waters: Contributions to a Theory of Courts in Central and Eastern Europe'

Laura Stella Enonchong (Andrew Williams): 'The Role of State and Non-State Institutions in the Promotion and Protection of Human Rights: The Cameroonian Experience.'

Anna Leigh Farmer (Victor Tadros & Dallal Stevens): 'Moral Conscience and Asylum Seekers'

Yazin Haddadin (William O'Brian & Tony Cole): 'International Commercial Arbitration of Foreign Investments and the Nature of Investment Disputes'

Sheharyar Hamid (Lorraine Talbot): 'The Efficacy of Corporate Governance theories in defining the regulatory frame work for the Islamic Financial Institutions'

Rao Raza Hashim (Rodrigo Olivares-Caminal & Julio Faundez): 'How Does General Agreement on Trade and Services (GATS) Govern Multilateral Trade in Financial Services?'

Michanne Haynes-Prempeh (Julio Faundez): 'Multinationalising Regionalism: Is this the way to inject a development agenda into the WTO?'

Rumana Islam (Tony Cole): 'Re-conceptualising the 'fair and equitable' treatment in International Investment Treaties: Sustainable Development of Developing Countries in Context'

Michael Keeler (John McEldowney)

Helen Kijo-Bisimba (Ann Stewart and Abdul Paliwala): 'Vulnerability within the vulnerable: Legal Mechanism for the Protection of Children in Extreme Hardship; A Case of Orphaned-Children Heading Households in Tanzania'

Monica Kirya (Abdul Paliwala & Andrew Williams): 'The Role of Commissions of Inquiry in Promoting Transparency and Accountability in the Government of Uganda'

Chuan Chi Kuo (Abdul Paliwala): 'Multi-Layered Regulation of Phishing Attacks – A Taiwan Case Study'

Dorothy Kwagagala-Igaga (David Salter): 'Corporate Taxation For a Developing Economy: A Case For Reform in Uganda'

Stephanie Lehnert (Ralf Rogowski): 'Comparative analysis of the Implementation of Anti-Race Discrimination Policies in the EU'

Yanjie Li (Janice Dean): 'Corporate Social Responsibility'

Zijin Li (Istvan Pogany): 'Discrimination Based on "Health Status" in China: A Legal Analysis of Discrimination Against Persons with Certain Medical Conditions'

Ben Livings (Alan Norrie)

Joy Malala (Dalvinder Singh)

Zahra Maranlou (Shaheen Ali): 'Legal Citizenship Building for Greater Access to Justice in Islamic Republic of Iran'

Agnes Kemuma Mbeche Meroka (George Meszaros): 'Ethnic Conflict and Women's Land Rights in Kenya.'

Aleksandra Musieluk (Andrew Williams): 'European Union's accession to the European Convention on Human Rights as a viable alternative to building its own system for the production of Human Rights'

Vidyaranya Chakravarthy Namballa (Abdul Paliwala): 'Suicides Among Indian Farmers - Law and Regulation as Instruments of Change'

Conrad Nyamutata (Andrew Williams): 'Coalition Governments as Products of Human Rights Violations: A Critical Study of Zimbabwe and Kenya.'

Getta Oberoi (Ann Stewart): 'Judicial Education and Training – Concept, Mechanisms, Constraints and Prospects'

Ofinjite Ogaji (Tony Cole): 'The Viability of applying ADR in the Resolution of Oil and Gas Conflicts in the Niger Delta Area of Nigeria.'

Chukwudiebube Bede Abraham Opata (John McEldowney): 'The Law and Policy on Pro-Competition regulation of Communications Law in Nigeria'

Thomas Perroud (John McEldowney): 'Comparative Aspects of Regulation in France and England: A Case Study of Compliance, Enforcement and Adjudication in Public Utilities'

Emma Poutney (Andrew Williams)

Anna Varghese Puthuran (Reena Patel & Ann Stewart): 'The Indian Protection of Women from Domestic Violence Act 2005 and its Implications on Intimate Partnerships Outside Wedlock-A Feminist Legal Critique'

Raza Saeed (Jayan Nayar & George Meszaros): 'Decolonization of Law: Struggles, Possibilities and the Context of Pakistan.'

Sharifah Sekalala (Octavio Ferraz & Julio Faundez): 'A Critical Analysis into whether the United Nations use of soft law in addressing HIV/AIDS issues had redefined the right to health'

Jaroslav Sirjajev (Andrew Williams): 'Israel's Contribution to the Right of Armed Self-Defense in International Law: A New Paradigm or Temporary Paradox?'

Adam Slavney (Paul Raffield): 'The Role of Moral Doubt in Shakespeare's Jurisprudence'

Ulf Thoene (Julio Faundez): 'Social rights, social policy and enforcement of labour laws: Approaches to the informal employment sector in Latin America'

Nathan Tuimising (Dalvinder Singh): 'Infrastructure Funds for Private Equity'

Kenneth Uzoechi (Janice Dean): 'Corporate Personality, Insider Corporate Fraud and Abuses in Financial Institutions: A Comparative Analysis of Nigeria and UK laws'

Mohamed-Riaz Walji (Shaheen Ali): 'A Rational Reconstruction Of Shi'i Legal Hermeneutics: A Critical Study Of Isalatul Zuhur'

Hugh Williams (Andrew Williams)

Michael Winning (John McEldowney): 'Contractual Restrictions on Assignment of Choices in Action in the Context of the Debt Capital Markets'

Zahray Marzieh Zojaji (Rebecca Probert and Shaheen Ali): 'A Comparative Study of Divorce.'

Ethiopia Project

In our first research report it was noted that the University of Warwick had entered into an agreement with the Justice System and Legal Research Institute of the Ethiopian Government for the Law School to undertake an innovative 5 year capacity building project to promote postgraduate legal education in Ethiopia. Almost three years after the inception of this project there are eighteen students studying for a PhD, attending Warwick for 4-5 weeks every year. The students are overall of outstanding quality with the majority of them upgrading in less than one year. Their research is groundbreaking, as currently there are no PhD programmes in law offered in Ethiopia and most of them are therefore doing research in areas that have not been researched in the Ethiopian context before.

Tadele Negisho Bayissa (Alan Neal): 'Judicial Independence & Accountability in Ethiopia'

Mellese Dantie Dandi (Jayan Nayar): 'Loss of Biodiversity: Problems of its Legal Control in Ethiopia'

Tsegai Berhane Ghebretikle (John McEldowney and Sammy Adelman): 'Prevention & Management of Transboundary Hazardous Wastes in Africa: A Critical Analysis in International & Comparative (National) Perspective on 9 Selected African States'

Solomon Fikre Lemma (Sammy Adelman): 'Why the Long Visible Hand of the Law Matter: Rethinking the Role of the Law in Human Development'

Yiheyis Mitiku Haile Mitiku (Andrew Williams): 'Restorative Justice in Ethiopia'

Elias Nour (Bill O'Brian and Sammy Adelman): 'The Investment & Environment Balance in the Ethiopian Legal Regime'

Mehari Redae (Alan Neal): 'Economic Liberalization in Ethiopia: Its possible Impact on Basic Labour Rights; The Need to Redesign Labour Laws'

Demelash Shiferaw Reta (Jayan Nayar): 'National Prosecutions & Transitional Justice; The Case of Ethiopia'

Woubishet Shiferaw (Abdul Paliwala): 'Effective Administration of Justice in Ethiopia: Perspectives from the Judiciary'

Fana Hagos Berhane (Ann Stewart and Jane Bryan): 'Bioethics in Ethiopia: legal and bioethical concerns – HIV/AIDS'

Mekdes Tadele Woldeyohannes (Janice Dean): 'Investment, environment and CSR in an Ethiopian context'

Yonas Tesfa Sisay (Octavio Ferraz): 'Human Rights Approach to Poverty Reduction'

Tecle Hagos Bahta (Tony Cole): 'State Contract Disputes and International Arbitration'

Solomon Engda Alemu (Sammy Adelman and Dwijen Rangnekar): 'Hydro Electric Dams And Their Socio-Environmental Impact; The Ethiopian Context'

Dewano Kedir Haji (Alan Norrie): 'Role of traditional and customary justice in context of ADR and restorative justice'

Muradu Abdo Srur (Abdul Paliwala): 'Land tenure insecurity in Ethiopia'

Alemu Meheretu Negash (Jackie Hodgson): 'Fair trial rights'

Mesganaw Kiflew Woldie Shijultu (Lorraine Talbot): 'Co-operative societies in Ethiopian Legal system'

7. Publications

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Ali, S. S. (2010) 'Cyberspace as Emerging Muslim Discursive Space? Online *fatwa* on women and gender relations and its impact on Muslim family law norms', *International Journal of Law, Policy and the Family*, 24(3), 338-60.

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Ali, S. S., Hellum, A., and Griffiths, A. (2010) 'Transnational Law in the Making' in Hellum, A., Ali, S. S. and Griffiths, A. (eds.) *From Transnational Relations to Transnational Laws: Northern European Law at the Crossroads* (Ashgate), 11-26.

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Beale, H. (2010) 'The Impact of the Decisions of the European Courts on English Contract Law: the Limits of Voluntary Harmonisation' *European Review of Private Law*, 18, 501-26.

Beale, H. (2010) 'A Review of the Contracts (Rights of Third Parties) Act 1999' in Burrows, A. & Peel, E. (eds.), *Contract Formation and Parties* (Oxford University Press), 225-50.

Beale, H., et al. (2010) *Ius Commune Casebooks for the Common Law of Europe:*

Cases, materials and text on Contract Law (Hart, 2nd ed.).

Beale, H. (2010) *Chitty on Contracts, Second Supplement to the 30th edition* (Sweet & Maxwell) (general editor and editor of chapters 5-7, 26 and part of 43).

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Faundez, J. (2010) 'International Economic Law and Development Before and After Neo-Liberalism' in Faundez, J. and Tan, C. (eds.) *International Economic Law, Globalization and Development* (Edward Elgar), 10-33.

Ferraz, O., et al. (2010) 'How Does Litigation affect Health Financing?' Technical Brief Series - Brief No 15, *The World Health Report*, WHO.

Harrison, J. (2010) 'Climate Change: the Global, the National and the Individual and Why Individual Action Matters', in Probert, R. (ed.) *Optimistic Objectives* (Takeaway Publishing), 87-99.

Harrison, J. (2010) 'Human Rights and Transnational Corporations: Establishing Meaningful International Obligations', in Faundez, J. and Tan, C. (eds.) *International Economic Law, Globalization and Developing Countries* (Edward Elgar).

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- McEldowney, J.** (2010) 'Hybridisation A Public Law Perspective' *Penn State International Law Review*, (28), 327-55.
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