

**APRIL – JUNE 2013**

**JUDGMENTS**

Atkinson, Constantine v R  
JMCA 31.05.2013

Blair, Sylvia June v Lloyd Samuda and Vivian Samuda and Daphne Samuda  
JMCA 15.03.2013

Bradford, Andrae v R  
JMCA 22.03.2013

Clough, Raymond and Clough Long & Co. and Gayle Nelson and Gayle Nelson & Co. v Winston Spaulding and Anthony Abrahams  
JMCA 05.03.2013

Codner, Allecia v R  
JMCA 31.05.2013

Daley, Harry v R  
JMCA 08.03.2013

Greenfield, Desmond v Earl Barton  
JMCA 01.03.2013

Hemans, Gary v The Attorney General of Jamaica  
JMCA 31.05.2013

Hull, Matthew v R  
JMCA 09.04.2013

Jamaica International Insurance Company Limited v The Administrator General for Jamaica (Administrator of the Estate of Rohan Wiggins, also called Rhoan Wiggins, (deceased))  
JMCA 15.03.2013

New Falmouth Resorts Limited v International Hotels Jamaica Limited  
UKPC 07.05.2013

Richards, Fhangciyu and Thron McKenzie v R  
JMCA 22.03.2013

Robinson, Neville v R  
JMCA 15.03.2013

In the matter of a case stated concerning HARISH SAYANI and Anoop Bachwani charged with breaches of the Customs Act  
JMCA 18.04.2013

Smith, Anthony v R  
JMCA 09.04.2013

Soares, Chandra v The General Legal Council  
JMCA 08.03.2013

Vassell, Garfield v R  
JMCA 26.04.2013

Walters, Conrad v R  
JMCA 22.03.2013

Watson, Linton v Gilon Swell and McKay Security & Investigative Service Limited and Restaurants of  
Jamaica Limited  
JMCA 15.03.2013

Webley, Ronald and Rohan Meikle v R  
JMCA 26.04.2013

White, Dwayne v R  
JMCA 01.03.2013

Williams, Alrick v R  
JMCA 15.03.2013

## LEGISLATION

### Bahamas

#### Acts

30/2012	Bench Wardens (Continuous Service) (No. 2) (Amendment) Act
4/2013	Business Licence (Amendment) Act
27/2012	Civil Aviation (Amendment) Act
1/2013	Companies (Amendment) Act
26/2012	Constitutional Referendum (Amendment) Act
25/2012	Financial Administration and Audit (Amendment) Act
28/2012	Industrial Relations (Amendment) Act
29/2012	Local Government (Amendment) Act
31/2012	Maritime Marriage (Amendment) Act
2/2013	Partnership (Amendment) Act
3/2013	Trustee (Amendment) Act
32/2012	Utilities Regulation and Competition Authority (Amendment) Act

### Commonwealth of Dominica

#### Acts

3/3013	Criminal Justice (Reform) (Amendment) Act
2/2013	Criminal Law and Procedure (Amendment) Act
11/2013	Criminal Law and Procedure (Amendment) (No. 2) Act
10/2013	Financial Services Unit (Amendment) Act
5/2013	Money Laundering (Prevention) (Amendment) Act
8/2013	Money Laundering (Prevention) (Amendment) (No. 2) Act
10/2012	Pensions (Amendment) Act
7/2013	Proceeds of Crime (Amendment) Act
11/2012	Procurement and Contract Administration Act
4/2013	Protection of Witnesses Act
12/2013	Protection of Witnesses (Amendment) Act
1/2013	Supplementary Appropriation (2012/2013) Act

6/2013	Suppression of the Financing of Terrorism (Amendment) Act
9/2013	Suppression of the Financing of terrorism (Amendment) (No. 2) Act
13/2013	Transnational Organized Crime (Prevention and Control) Act

## LAW REPORTS

Cayman Islands Law Reports	2012	Vol.1
Estates Gazette Law Reports	2013	Vol.1
Law Reports of the Commonwealth	2013	Vols. 1 & 2
New Zealand Law Reports	2013	Vols. 1 & 2
Weekly Law Reports	2012	Vols1, 2 & 3

## TREATISES, DIGESTS ETC.

Atkin's Court Forms. 2<sup>nd</sup> ed. 2013 issue

Vol. 6(2)	Alternative dispute resolution and Arbitration
Vol. 8(2)	Charities, Contempt of Court
Vol. 26(1,2&3)	Mental Health and incapacity
Vol. 32(2)	Professional and clinical negligence

Digest, The 2013 3<sup>rd</sup> reissue

Vol. 25(1)	Extradition, family arrangements
Vol. 33(1)	Legitimacy and legal parentage
Vol. 33(2)	Magistrates
Vol. 37(1)	Peerages and dignities, Pensions, Perpetuities and accumulations

Encyclopaedia of Forms and Precedents. 5<sup>th</sup> ed. 3013 reissue

Vol. 7(1)A	Clause bank
Vol. 26(2)A	Local government and rating
Vol. 28(1)	Mortgages
Vol. 32	Research and development
Vol. 38(3)	Sale of land (Commercial property)

## SERIALS

**ABA Journal Vol. 99 No. 3 March 2013**

### President's message

*Gideon* asserts that only a lawyer's advocacy can ensure a defendant a fair trial

*Laurel Bellows*

### Opening statements

What do Woody Allen and William Faulkner have in common?

*Eriq Gardner*

Free training for drug court professionals goes online

*Kevin Davis*

No nude guys allowed on the bus anymore

*Leslie A. Gordon*

Judge sentences teen to 10 years of church

*David L. Hudson*

### National pulse

District attorneys are declining to defend controversial state and federal laws

*Anna Stolleyt Persky*

### **Supreme Court Report**

The justices revisit Arizona with a probe of its voter registration law

*Mark Walsh*

Insurers are hiring lawyers, with an eye on privilege

*Joe Cahill*

### **Ethics**

New York's new rule require bar applicants to perform 50 hours of pro bono

*James Podgers*

Why can't lawyers write? Bryan Garner has the answer

*Bryan A. Garner*

### **Business of Law**

**Law practice:** Bilingual lawyers have a leg up in many niche practice groups

*Richard Acello*

**Technology:** If there's no app for that, do you want to create it? *Dennis Kennedy*

**Law practice:** The Library of Congress is collecting treasures for you

*Hollee Schwartz Temple*

**Finance:** The tax benefits of hiring your offspring

*Susan A. Berson*

**Law scribbler:** The federal government wants to help with your student loan debt

*Rachel M. Zahorsky*

### **Your ABA**

The association responds to Superstorm Sandy with a reinforced disaster response plan

*Richard Acello*

IOLTA programs look for new funds to help support legal services

*Terry Carter*

Ex-ABA President Wm. Reece Smith, who led the organized bar's support of the LSC, dies at 87

*James Podgers*

Association urges increased funding for programs supporting military personnel and veterans

*Rhonda McMillion*

## **ABA Journal Vol. 99 No. 4 April 3013**

### **President's message**

Law Day reminds us that we must continue to fight inequality in all its forms

*Laurel Bellows*

### **Opening statements**

Legal battles over front-yard gardens are sprouting up across the country

*Leslie A. Gordon*

Yale law librarian tackles "the whole 9 yards"

*Stephanie Francis Ward*

Maine foreclosure attorney wins prize for uncovering 'robo-signing'/  
Cross-border merger means Leon Jaworski's name is soon to go

*L. Jay Jackson*

**Docket**

**National Pulse:** More unpaid interns run to the courthouse seeking compensation

*Wendy N. Davis*

**Supreme Court Report:** Can a prosecutor use a defendant's refusal to answer a question?

*Mark Walsh*

**National Pulse:** More states see tort limits challenged as unconstitutional

*David L. Hudson Jr.*

**Practice**

**Ethics:** Trial of Socrates still raises questions about citizens' relationship to their states

*James Podgers*

**Words:** Does it really please the court to use the obligatory opening phase?

*Bryan A. Garner*

**Business of Law/ All technology section**

New Model Rules require lawyers to get with the tech program

*G. M. Filisko*

Online activities are still in the Wild West of regulation

*Joe Dysart*

Law firms need tech policies for job departures

*Dennis Kennedy*

Predictive coding is on the rise in the nation's courts

Lax data security can cost you clients

*Joe Dysart*

Set a schedule for dumping useless data

*Joe Dysart*

**Your ABA**

Ethics 20/20 proposals on foreign lawyers, multiple jurisdictions draw little dissent

*James Podgers & Debra Cassens Weiss*

Dallas County DA urges lawyers to push for change in stand-your-ground laws

*D.C.W.*

Should hacked firms become cybercops?

*J. P.*

Arab Spring brings no thaw for women's rights

*J. P.*

Next ABA leaders nominated

*J. P.*

Gun violence issue surfaces at House of Delegates

*J. P.*

Task force collects ideas on legal education reform

*D.C.W.*

**California Western International Law Journal Vol. 43 No.1 Fall 2012**

Foreword to the United States Patent and Trademark Office Symposium on Trends in Alternative Dispute Resolution concerning intellectual property rights litigation

*Rachel Wallace*

Symposium introduction: advancing intellectual property goals through prevention and alternative dispute resolution

*Thomas D. Barton & James M. Cooper*

Can alternative dispute resolution mechanism become the default method for solving international intellectual property disputes?	<i>Jacques de Werra</i>
Emerging issues and trends in international arbitration	<i>Kimberley Chen Nobles</i>
Alternatives to litigation in IP disputes in Asia and in Finland	<i>Nari Lee * Marcus Norrgard</i>
Using alternative dispute resolution methods to resolve intellectual property disputes in Jordan	<i>Bashar H. Malkawi</i>
The North American Free Trade Agreement and its legacy on the resolution of intellectual property disputes	<i>James M. Cooper</i>
The resolution of high-stakes patent disputes in Canada	<i>Richard Nailberg</i>
A development model meets piracy in Paraguay	<i>James M. Cooper &amp; Carlos Ruffinelli</i>
Trends in alternative dispute resolution concerning intellectual property: A Brazilian perspective	<i>Karin Klempf Franco</i>

**California Western International Law Journal Vol. 43 No 2 Spring 2013**

Beyond what? Beyond earth orbit? ..! The applicability of the registration convention to private commercial spaceflight	<i>Frans G. von der Dunk</i>
Trends in cross-border lawyering: the GATS ideal or the Indian reality for U.S. lawyers?	<i>Edna Udobong</i>
Sailing close to the wind: Human Rights Council fact-finding in situations of armed conflict – the case of Syria	<i>Thilo Marauhn</i>

**<The> Cambridge Law Journal Vol. 72 Part 1 March 2013**

Controlling contractual discretion	<i>Richard Hooley</i>
Uses and “automatic” resulting trusts of freehold	<i>Neil Jones</i>
Reconsidering “wrongful life” in England after thirty years	<i>Rosamund Scott</i>
It’s only words: on meaning and mens rea	<i>Findlay Stark</i>
Intra-corporate conspiracy: an intriguing prospect	<i>Christian Witting</i>

**<The> International Journal of Evidence & Proof Vol.17 No. 1**

Taking epistemology seriously: ‘truth, reason and justice’ revised	<i>Donald Nicolson</i>
The standard of proof in civil cases: an insurance fraud perspective	<i>Johanna Hjalmarsson</i>
Expert witness evidence in sexual assault trials: questions, answers and law reform in Australia and England	<i>Annie Cossins</i>

**International Review of the Red Cross****Vol. 94 No. 885 Spring 2012**

- Preoccupied with occupation: critical examination of the historical development of the law of occupation *Yutaka Arai-Takahashi*
- A different sense of humanity: occupation in France Lieber's Code *Rotem Giladi*
- The dilemmas of protecting civilians in occupied territory: the precursory example of World War 1 *Annette Becker*
- Determining the beginning and end of an occupation under international humanitarian law *Tristan Ferraro*
- The application of international humanitarian law and international human rights law in situations of prolonged occupation: only a matter of time? *Vaios Koutroulis*
- The law of belligerent occupation in the Supreme Court of Israel *David Kretzmer*
- Transformative occupation and the unilateralist impulse *Gregory H. Fox*
- Use of force during occupation: law enforcement and conduct of hostilities *Kenneth Watkin*
- Human rights obligations in military occupation *Noam Lubell*

**International Review of the Red Cross****Vol. 94 No. 886 Summer 2012**

- New capabilities in warfare: an overview of contemporary technological developments and the associated legal and engineering issues in Article 36 weapons reviews *Alan Backstorm & Ian Henderson*
- Cyber conflict and international humanitarian law *Herbert Lin*
- Get off my cloud: cyber warfare, international humanitarian law, and the protection of civilians *Cordula Droege*
- Some legal challenges posed by remote attack *William Boothby*
- Pandora's box? Drone strikes under *jus ad bellum*, *jus in bello*, and international human rights law *Stuart Casey-Maslen*
- Categorization and legality of autonomous and remote weapons systems *Hin-Yan Lui*
- Nanotechnology and challenges to international humanitarian law: a preliminary legal assessment *Hitoshi Nasu*
- Conflict without casualties ... a note of caution: non-lethal weapons and international humanitarian law *Eve Massingham*

**<The> Journal of World Investment & Trade Vol. 14 No. 1 2013**

- Moral damages in international investment disputes – on the search for a legal basis and guiding principles *Lars Markert & Elisa Freiburg*

Deconstructing service and investment negotiating stance:  
A case study of India at WTO and GATS and investment fora *Debashis Chakraborty et al.*

Democratizing investment laws: ensuring 'minimum standards  
for host states *Nida Mahmood*

The evolving nature of the Fair and Equitable Treatment (FET)  
standard: challenging its increasing pervasiveness in light of  
developing countries' concerns – the case for regulatory  
rebalancing *Jason Haynes*

Double remedies in non-market economies *Carrie Lei Cai*

The Australia India proposed Free Trade Agreement and Trade  
in agriculture: opportunities and challenges *Shawkat Alam et al.*

BITs and pieces in international investment law: enforcement of  
investment treaty arbitration awards in the non-ICSID States:  
The case of India *S.R. Subramanian*

**<The Journal of World Investment & Trade Vol. 14 No. 2 2013**

Inward FDI in the Western Balkans in the wake of Croatia's  
EU accession *Kálmán Kalotay*

Revisiting the case of China-measures involving the exportation  
of various raw materials from the perspective of effectiveness of  
the necessity defence *Xiuli Han, Zhiyi Liu & Lingzi Liu*

Portfolio investment: reconceptualising the notion of investment  
under the ICSID Convention *Michail Dekastros*

Should "the perspective of South-North contradictions" be "abandoned"? –  
Focusing on "2012 Sino-Canada BIT" *An Chen & E-Nuo Gu*

The regime of international investments within the EC-Chile  
Association Agreement: towards a possible renegotiation? *Jacopo Tavassi*

Double remedies: a feasible option? *Akansha Dubey & Puloma Mukerjee*

Arbitral Chronicle viii a Swiss arbitrator's view of the CIETAC  
arbitration system *Jacques Werner*

**<The> Law Teacher Vol. 46 No. 3 December 2012**

Introduction: feminist judgments as teaching resources *Rosemary Hunter*

Using feminist judgments in the property law classroom *Rosemary Auchmuty*

Learning legal reasoning while rejecting the oxymoronic status  
of feminist judicial rationalities: a view from the law classroom *Anna Grear*

Feminist judging and legal theory *Caroline Hunter & Ben Fitzpatrick*

Research-led teaching, vehicular ideas and the Feminist  
Judgment Project *Helen Carr & Nick Dearden*

**<The> Law Teacher Vol. 47 No. 1 March 2013**

Lord Upjohn Lecture 2012: Reforming legal education *Lord Neuberger of Abbotsbury*

Teaching Islamic law in opposing jurisdictions: UK and Nigeria *Mamman Lawan*

Collaborating with students as co-authors *Wendy B. Davis*

Great expectations? Law schools, websites and “the student experience”  
*Graeme Broadbent & Pamela Sellman*

Enhancing the QLD: internationalisation and employability:  
the benefits of Erasmus Intensive Programmes *Cherry James*

Law teaching: a true vocation or mere prostration? *Gail Korzé & Sarah J. Gravett*

**Loyola University Chicago Law Journal Vol. 44 No.1 fall 2012**

Finding room for fairness in formalism – the sliding scale  
approach to unconscionability *Melissa T. Lonegrass*

Re-thinking illegal entry and re-entry *Doug Keller*

The impact of the rise and fall of *Chevron* on the executive’s  
power to make and interpret law *Linda D. Jellum*

Statutory genres: substance, procedure, jurisdiction *Karen Petroski*

*United States v Klein*, Then and now *Gordon G. Young*

**Loyola University Chicago Law Journal Vol. 44 No. 2 Winter 2012**

Class actions and state authority *Samuel Issacharoff*

Legal process in a box, or what class action waivers teach us  
about law-making *Rhonda Wasserman*

Class actions along the path of federal rule making *Vaughn R. Walker*

Hijacked by statistics, rescued by *Wal-Mart v Dukes*: Probing  
commonality and due process concerns in modern class Action  
litigation *Saby Ghoshray*

Advance consent to aggregate settlements: reflections on attorneys’  
fiduciary obligations and professional responsibility duties *Carol A. Needham*

**New Law Journal Vol. 163 No. 7543 January 4 & 11, 2013**

**Comment**

Access to justice is kicking off debate in 2013, notes *Jon Robins*

**Employment:** A recent Court of Appeal decision helps clarify employment law’s territorial scope,  
says *Charles Pigott*

**Personal injury:** How should courts approach personal injury claims where fraud is alleged?  
*David Sawtell* reports

**Property:** *Natasha Rees* analyses the courts' continuing quest to define a house

**New Law Journal**      **Vol. 163 No. 7544**      **January 18, 2013**

**Comment**

*Andrew Hopper* QC examines the impact of LSA 2001 on the practice of law

**Constitutional law/ family:** *Janette Porteous* considers whether same-sex marriage will cause a split between the Church & state

**Employment:** *Anna Mecey* analyses the implications of the decision in *Redfearn v Serco*

**Property:** *John Summers* considers two recent important property law decisions

**Personal injury:** *Richard Scorer* examines the extent of vicarious liability for sexual abuse

**New Law Journal**      **Vol.163 No. 7545**      **January 25, 2013**

**Comment**

*Roger Smith* examines human rights issues at home & away

**Employment:** *Ian Smith* reviews a recent key employment law decision

**Family:** Careful wedding planning pays dividends, says *Mark Irving*

**Personal injury:** Removing liability for health & safety regulation breaches would take us back to the 19<sup>th</sup> century, says *Keith Patten*

**Property/ Expert witness:** How can practitioners navigate through the difficulties of enlarging maps, asks *Carl Calvert*

**New Law Journal**      **Vol. 163 No. 7546**      **February 1, 2013**

**Employment:** *Mark Hill* QC considers the "reasonable accommodation" of religious belief in UK law

**Personal injury:** Technology & expert advocacy can achieve the best persuasive effect from a schedule of loss, explains *Chris Gutteridge*

**Insurance/ Personal injury:** In the first of a special NLJ series, *Nicholas Bevan* takes the government to task over failures to compensate RTA victims

**Property:** *Jonathan Fowles* reviews the latest attempt to wrestle with strict liability for fire damage

**Public/ Local authority:** *Keith Davies* considers the vexed question of mixing prayers & parish meetings

**Regulation/ Prof negligence:** What standard of proof applies to allegations of solicitors' misconduct, ask *Tim Kerr* QC & *Charles Banner*

**Commercial:** Government proposals on shareholder voting & directors' pay could backfire. *Kathryn Cearns* reports

**New Law Journal**      **Vol. 163 No. 7547**      **February 8, 2013**

**Comment**

Case law demonstrates a firmer line needs to be taken on costs budgeting, says *Dominic Regan*

**Employment:** Has a recent High Court ruling created a new concept of accidental dismissal? *Peter Taheri* reports

**Family:** Should vulnerable people who provide information on alleged abusers be entitled to a form of public interest immunity? *David Burrows* investigates

**Personal injury:** *Meghann Mctague* examines the impact of recent case law on the scope of vicarious liability in abuse claims

**Insurance/ Personal injury:** *Nicholas Bevan* continues his series on compensating RTA victims & finds our national law provision wanting

**Property:** A recent High Court decision appears to sound another blow for landlords. *Siobhan Jones* reports

**Commercial:** Liquidators can apply the hindsight principle whether a company is past the point of no return, reports *Simon Duncan*

**New Law Journal**      **Vol. 163 No. 7548**      **February 15, 2013**

**Comment**

*Roger Smith* considers courts & constitutions

**Employment:** *Ian Smith* considers apportioning liability between respondents & the correct approach to *Polkey*

**Family:** *Geraldine Morris* examines the issues of occupation rent & equitable accounting in cohabitant cases

**Personal injury:** *Kari S. Carstairs & Nicholas Tubb* explore the implications of a proposed new diagnosis of pathological grief reaction for PI claims

**Insurance/ Personal injury:** *Nicholas Bevan* explains why national law shouldn't be permitted to undermine the effectiveness of Community law

**Property:** Tenants should beware of outstanding rent reviews & any potential liability, as *Ruby Dalal & Malcolm Dowden* explain

**Commercial:** *Julian Copeman* investigates the impact of the *Prudential* case on legal advice privilege

**New Law Journal**      **Vol. 163 No. 7549**      **February 22, 2013**

**Commercial**

*Jon Robins* profiles the latest ABS contender

**Family:** *Neil Sullivan* provides an update on recent developments in DNA testing

**Employment:** *Michael Salter & Chris Bryden* report on the dangers that employee social media use can pose for companies

**Insurance/ Personal injury:** In his final article on compensation for motor victims, *Nicholas Bevan* compares & contrasts UK & EU provision

**Property/ Conveyancing:** *Richard Hinton* recommends orchestrating your due diligence

**Wills & probate:** Regulating will-writing across the board will ensure consumer protection, says *Paul Sharpe*

**Wills & probate:** *Michael Tringham* follows the latest disputes in the wills & probate world

**New Law Journal**      **Vol. 163 No. 7550**      **March 1, 2013**

**Comment**

What remedy, if any, might be available to consumers duped into eating horsemeat? *Max Weaver* investigates

**Employment:** *John McMullen* examines the EAT's literal approach to the concept of service provision change

**Family:** *Margaret Hatwood* discusses the increasing trend of parties asking for consent orders to be set aside

**Commercial:** *Peter Vaines* casts his eye over sham loans, the shortcomings of joint bank accounts from an inheritance tax perspective & discovery assessments

**New Law Journal**      **Vol. 163 No. 7551**      **March 8, 2013**

**Comment**

Does the SNP's suggestion of an independence treat float the law, asks *Bob Watt*

**Employment:** *Anna Macey* examines the impact of *O'Brien v Ministry of Justice* on the issue of pension entitlement

**Family:** *Margaret Hatwood* continues her examination of the increasing trend of parties asking for consent orders to be set aside

**Personal injury:** When is a claimant's constructive knowledge deemed to kick in under LA 1980, asks *Frances McClenaghan*

**Property/ Renewables:** What are the risks of going green, asks *Ian Borders*

**Data privacy:** *Tom Morrison* returns with his quarterly review of the world of information law

**Commercial**

*Michael Twomey* examines the courts' approach to warranties & representations in share purchase agreements

**New Law Journal**      **Vol. 163 No. 7552**      **March 15, 2013**

**Comment**

Diversity has been a popular topic with the profession, notes *Roger Smith*

**Employment:** *Ian Smith* studies the stories making employment law headlines

**Family:** *Anna Heenan* examines the implications of the latest in a long line of inherited assets cases

**Personal injury:** *Karen O'Sullivan* provides an update on cases involving breach of duty & non-tortious causes

**Property:** How should rent repayment sanctions be applied where a landlord runs unlicensed houses in multiple occupation? *James Driscoll* reports

**New Law Journal**      **Vol.163 No. 7553**      **March 22, 2013**

**Comment**

Does the Huhne/ Pryce case mark the death knell for the defence of marital coercion, asks *Gerry Rubin*

**Employment:** *Sarah Johnson* reviews recent guidance on how to balance the competing interests of employees

**Family:** What impact does bankruptcy have on a lump sum order obligation, asks *Edward Heaton*

**Personal injury:** *Robert O'Leary* outlines what a claimant needs to prove occupational cancer claim

**Property:** *Nicholas Dobson* reports on proportionality in housing possession proceedings

**New Law Journal**      **Vol. 163 No. 7554**      **March 29 & April 5, 2013**

**Comment**

*Peter Thompson QC* assesses how Jackson will affect the reasonable person

**Family:** *Cara Nutall* reports from the coalface of family justice

**International:** *Marc Weller* charts the quest for peace in international relations

**Arbitration:** How do courts deal with the question of costs where an arbitration award is being challenged? *James Harrison* reports

**Litigation:** *Andy Glenie & Georgia Dunphy* explain how to enforce your judgment in NZ

**Mediation:** *Martin Burns* highlights the benefits of appointing a commercial mediator

**New Law Journal**      **Vol. 163 7555**      **April 12, 2013**

**Comment**

The loss of a large portion of legal aid is a major cause for concern, says *Jon Robins*

**Employment:** *Charles Pigott* tracks the government's moves to close whistleblowing "loopholes"

**Family:** *Lehna Hewitt & Sarah Hughes* report on the increasing use of social media in divorce cases

**Personal injury:** Can police negligence be successfully tackled under HRA 1998, asks *Richard Scorer*

**Property:** *Daniel Gatty* reports on some recent good news for landlords

**Consumer:** *David Branson* examines the increasingly divergent approach to legal liability in health & safety at work cases

**New Law Journal**      **Vol. 163 No. 7556**      **April 19, 2013**

**Comment**

What now for the victims of the legal aid cuts, asks *Roger Smith*

**Employment:** Although piecemeal, recent cases have made an important contribution to employment law says *Ian Smith*

**Family:** A recent Court of Appeal case tackles the controversial concept of habitual residence. *Clare Williams* reports

**Property:** *Sam Cherry* advocates streamlining title investigation

**New Law Journal**      **vol. 163 No. 7557**      **April 26, 2013**

**Comment**

How did law firms fall into the Balva trap, asks *Frank Maher*

**Employment:** *Charles Bryden & Michael Salter* report on updated EAT guidance on what constitutes harassment

**Property:** A covenant to keep a property in good & substantial repair & condition can hold hidden pitfalls, says *Nicholas Asprey*

**Commercial:** *Rod Cowper & Michael Twomey* examine the Supreme Court decision on piercing the veil in *VTB Capital v Nutritek*

**Oklahoma Law Review**      **Vol.65 No. 1**      **Fall 2012**

Oklahoma's save our state amendment and the conflict of laws      *John T. Parry*

Achieving fundamental fairness for Oklahoma's juveniles:  
The role for competency in juvenile proceedings      *Mary Sue Backus*

**Oklahoma Law Review**      **Vol. 65 No. 2**      **Winter 2012**

The next battleground? Personhood, privacy, and assisted reproductive technologies      *Mark Strasser*

A reasonable doubt about "reasonable doubt"      *Miller W. Shealy, Jr.*

**Oxford Journal of Legal Studies**      **Vol. 32 No. 4**      **Winter 2012**

The limits of transferred malice      *Shachar Eldar*

Property in human biomaterials – separating persons and things?      *Muireann Quigley*

The 'strange' case of the infanticide doctrine      *Arlie Loughnan*

Duties of love and self-perfection: Moses Mendelssohn's theory of contact      *Helge Dedek*

Parents, children and property in late 18<sup>th</sup>- century Chancery *Adam Hofri-Winogradow*

EU day-to-day supervision or intervention-based supervision:  
which way forward for the European system of financial supervision?  
*Pierre Schammo*

Alfred Verdross and the contemporary constitutionalization  
debate *Aoife O'Donoghue*

**Oxford Journal of Legal Studies Vol. 33 No. 1 Spring 2013**

From the consulting room to the court room? Taking the clinical model  
Of responsibility without blame into the legal realm *Nicola Lacey & Hanna Pickard*

On the function of the Law of Negligence *Andrew Robertson*

The collective interest in private dispute resolution *Linda Mulcahy*

Trust and fiduciary law *Matthew Harding*

Modest pragmatic lessons for a diverse and incoherent environmental law  
*Ole W. Pedersen*

A proof-based account of legal exceptions *Luis Duarte D'Almeida*

How can 'positivism' account for legal adjudicative duty? *Christopher P. Taggart*

**Solicitors Journal Vol. 156 No. 48 December 18, 2012**

**One step back**

*Anya Palmer* questions the government's position on same-sex marriages

**Missed opportunity**

It's control of the internet that is necessary, says *Rod Dadak*

**Cashing in**

*Stephen Moore* explains how you can benefit from the personal injury referral ban

**Mitigating risks**

Can indemnity insurance mitigate the risks taken by developers? *Simon Taylor* explores

**Frontline**

*Felix* has learnt that the criminal law doesn't 'do' forgiveness

**Regulatory watch**

You may feel edgy if your COLPs and COFAs haven't been approved, warns *Susanna Heley*

**European briefing**

*Paul Stanley* asks to what extent jurisdictional judgments are binding

**Workshop/ Public law**

*Jeremy Pike* is not convinced by the government's rationing of judicial review

**Update/ Charity**

A sophisticated third sector has made lawyers recategorise charity work, considers *Hannah Kubie*

**Update/ Children**

*Noel Arnold* tackles some of the grounds for appeal if procedures are not properly followed

**Last word/ Folk law**

*Andrew Lugg* traces the history of the law degree