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John Eaton

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

Cover: Autumn leaves

WILDY'S BOOK NEWS

Volume 22 Issue 10 Published Monthly

Oct/Nov 2017

Plenty of news from our publishing arm this month. New editions of *Step by Step Guide to Wills & Probate*, *The Single Family Court* and *Corporate Insolvency* (see pp 32-34). Also published this month will be *Turkey and the International Law of the Sea* and *The Uppsala Yearbook on Eurasian Studies II* which includes an English translation of the new constitution for the Crimea.

John Eaton gives an interesting account of his attendance at the International Association of Law Libraries conference in Atlanta, Georgia, USA on page 2 of the *Book News* this month.

In the shop the annual students rush for textbooks is pretty much over now and we await the autumn publishing frenzy of new editions and major works before the end of the year.

Confused about the various available options for *Archbold* and *Blackstone*? See our helpful chart on p. 17.

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John Eaton reports from Atlanta

I attended the 36th annual course of the International Association of Law Libraries in Atlanta, USA from October 22-25, 2017. The course was titled *Civil Rights, Human Rights, and Other Critical Issues in U.S. Law*. The programme was true to the title with a number of fascinating sessions on subjects such as the history of "Jim Crow" legislation in the US South (the laws that enforced segregation of the races), the delicate matter of Confederate monuments, the criminalisation of poverty, refugee protection, and information literacy in the era of fake news, among many others.

As is the norm for an IALL study course, there were also arranged tours of relevant attractions. In this case the Center for Civil and Human Rights and the Jimmy Carter Presidential Library and Museum. Both of these attractions were highly relevant to the course of study and were excellent facilities for learning about the struggles of African-Americans for equal rights in the United States and about the presidency of Jimmy Carter.

In spite of the strength of the programme the most enduring value of the conference for me however was the opportunity to meet and catch up with many friends and colleagues from around the world and to discuss matters of mutual interest. Attendance at IALL was a most worthwhile and enlightening endeavour.

John Eaton Winnipeg, Canada

WILDY'S PLANNED TRIPS AROUND THE WORLD IN 2018

A chance to meet our representatives at conferences and other venues

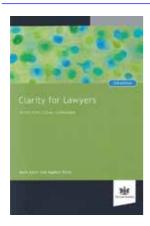
- 2-4 May, Darwin, NT the Australia Law Librarians Association conference
- 27-30 May, the annual CALL conference in Halifax
- 7-9 June, the Wildy team will be in Birmingham attending the annual BIALL conference
- 14-17 July, the annual AALL conference in Baltimore
- 23-26 July, the annual CARALL conference in Trinidad

We will also be attending another conference in the Caribbean, details to be announced

7-12 Oct, the IBA Conference in Rome

MAJOR NEW TITLES THIS MONTH

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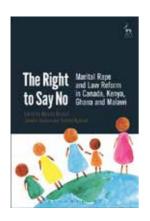
Adler, Mark; Perry, Daphne, Clarity for Lawyers: Effective Legal Writing 3rd ed, Law Society Publishing, Paperback, £39.95, ISBN: 9781784460488



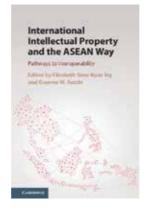
Ahmed, Mukarrum, The Nature and Enforcement of Choice of Court Agreements: A Comparative Study, Hart Publishing, Hardback, £80.00, <u>ISBN</u>: 9781509914494



Anderson, Mark; Warner, Victor, A-Z Guide to Boilerplate and Commercial Clauses 4th ed, Bloomsbury Professional, Hardback + Online, £165.00, ISBN: 9781526500601



Archampong, Elizabeth; Koshan, Jennifer; Randall, Melanie, *The Right to Say No: Marital Rape and Law Reform in Canada, Kenya, Ghana and Malawi*, Hart Publishing, Hardback, £65.00, ISBN: 9781782258605



Austin, Graeme; Ng, Elizabeth Siew-Kuan, International Intellectual Property and the ASEAN Way: Pathways to Interoperability, Cambridge University Press, Hardback, £85.00, ISBN: 9781107167209

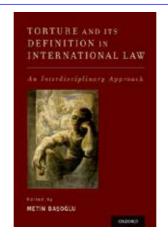


Bamber, Lawrence; Coote, Nicola; Granger, Stephen; Oates, Andrea; Tyler, Mark, Tolley's Health and Safety at Work Handbook 2018, Lexis-Nexis Butterworths, Paperback, £169.00, ISBN: 9781474303620

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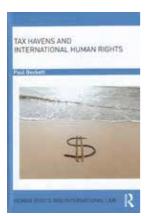
Barton, Andrew, *Butterworths Insurance Law Handbook 15th ed*, LexisNexis Butterworths, Paperback, £189.00, <u>ISBN:</u> 9781474307512



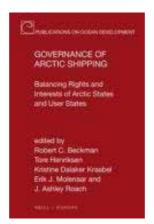
Basoglu, Metin, *Torture and its Definition in International Law: An Interdisciplinary Approach*, Oxford University Press USA, Hardback, £59.00, <u>ISBN:</u> 9780199374625



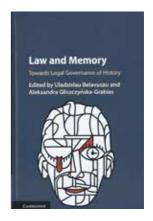
Bazina, Spyridon V.; Akseli, Orkun, *International and Comparative Secured Transactions Law*, Hart Publishing, Hardback, £80.00, <u>ISBN: 9781849467650</u>



Beckett, Paul, *Tax Havens and International Human Rights*, Routledge, Hardback, £115.00, ISBN: 9781138668874

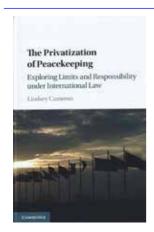


Beckman, Robert C.; Henriksen, Tore; Kraabel, Kristine Dalaker; et al, Governance of Arctic Shipping: Balancing Rights and Interests of Arctic States and User States, Brill Nijhoff, Hardback, £132,00, ISBN: 9789004339378



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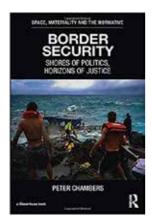
Cameron, Lindsey, *The Privatization of Peacekeeping: Exploring Limits and Responsibility Under International Law*, Cambridge University Press, Hardback, £95.00, <u>ISBN:</u> 9781107172302



Cannon, Patrick, *Tolley's Stamp Taxes 2017-18*, LexisNexis Butterworths, Paperback, £148.95, ISBN: 9780754553854



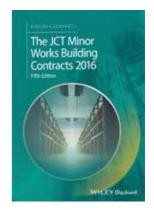
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Chambers, Peter, Border Security: Shores of Politics and Horizons of Justice, Routledge, Hardback, £115.00, <u>ISBN</u>: 9781138943131

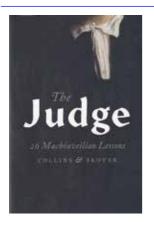


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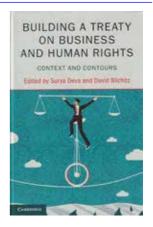
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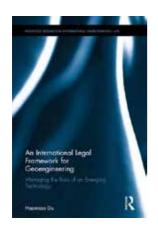
Collins, Ronald K. L.; Skover, David M., *The Judge: 26 Machiavellian Lessons*, Oxford University Press USA, Hardback, £18.99, ISBN: 9780190490140



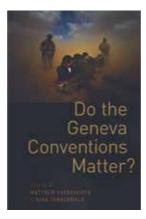
Delmon, Jeffrey, Public-Private Partnership Projects in Infrastructure: An Essential Guide for Policy Makers 2nd ed, Cambridge University Press, Paperback, £27.99, <u>ISBN</u>: 9781316645505



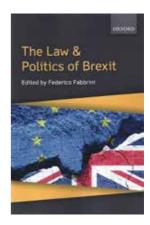
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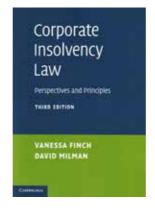
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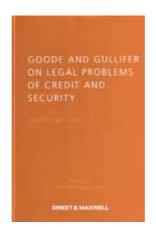


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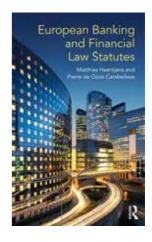
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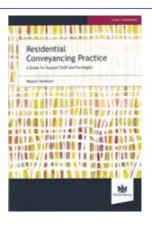
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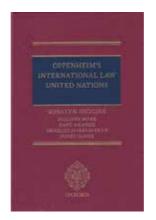
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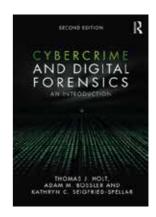
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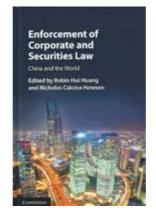


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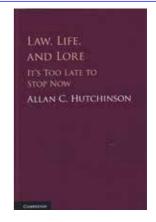
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Howard, Gillian, *Drafting Employment Contracts 3rd ed*, Law Society Publishing, Hardback & CD-ROM, £99.95, <u>ISBN:</u> 9781784460112



Huang, Robin Hui; Howson, Nicholas Calcina, Enforcement of Corporate and Securities Law: China and the World, Cambridge University Press, Hardback, £89.99, ISBN: 9781107164994



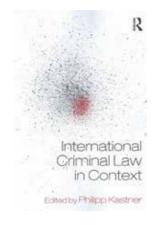
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Kastner, Philipp, *International Criminal Law in Context*, Routledge, Paperback, £33.99, <u>ISBN</u>: 9781138675513

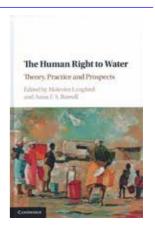
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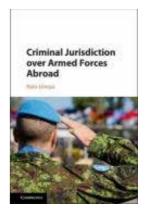
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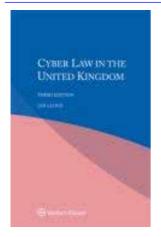


Lewis, Tamara, Employment Law: An Adviser's Handbook 12th ed, Legal Action Group, Paperback, £50.00, <u>ISBN</u>: 9781908407948



Liivoja, Rain, Criminal Jurisdiction Over Armed Forces Abroad, Cambridge University Press, Hardback, £95.00, ISBN: 9781107039506

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Lloyd, Ian, *Cyber Law in the United Kingdom 3rd ed*, Kluwer Law International, Paperback, £70.00, ISBN: 9789041189066



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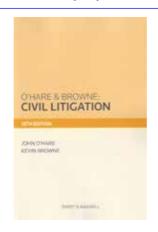


Neuwirth, Rostam J.; Svetlicinii, Alexandr; Halis, Denis de Castro, *The BRICS Lawyers' Guide to Global Cooperation*, Cambridge University Press, Hardback, £95.00, <u>ISBN</u>: 9781108416238

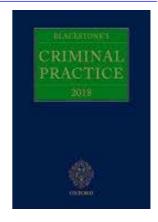
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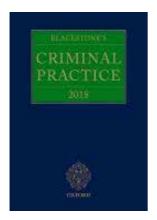
Nicholls, Colin; Daniel, Tim; Barcarese, Alan; Maton, James; Hatchard, John, Corruption and Misuse of Public Office 3rd ed, Oxford University Press, Hardback, £225.00, ISBN: 9780198735434



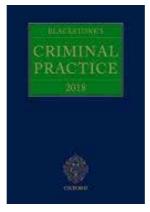
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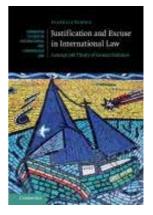
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Ormerod, David; Perry, David; et al, *Blackstone's Criminal Practice 2018 (with Supplement 1 only)*, Oxford University Press, Hardback & Supplement 1 only, £350.00, <u>ISBN: 9780198812265</u>



Ormerod, David; Perry, David; et al, *Blackstone's Criminal Practice 2018 (Book, 3 Supplements & eBook Pack)*, Oxford University Press, Hardback, 3 Supplements + eBook, £395.00, ISBN: 9780198812289

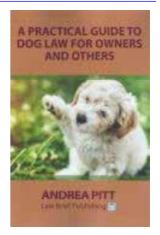


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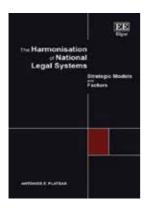
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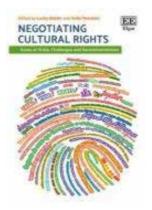
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Platsas, Antonios E., *The Harmonisation of National Legal Systems: Strategic Models and Factors*, Edward Elgar Publishing Limited, Hardback, £90.00, ISBN: 9781786433282



Porsdam, Helle, Negotiating Cultural Rights: Issues at Stake, Challenges and Recommendations, Edward Elgar Publishing Limited, Hardback, £85.00, ISBN: 9781786435415



Portilla, Karla Perez, Redressing Everyday Discrimination: The Weakness and Potential of Anti-Discrimination Law, Prior, Tim, Lexcel Risk Management Toolkit 3rd ed, Law Society Publishing, Paperback & CD-ROM, £59.95, ISBN: 9781784460853

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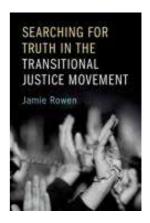
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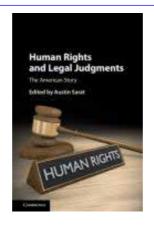
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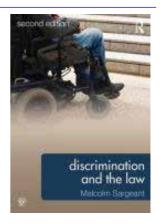


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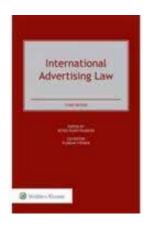




Ruparel, Mena, *Matrimonial Finance Toolkit*, Law Society Publishing, Paperback & CD-ROM, £69.95, ISBN: 9781784460907

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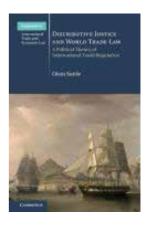
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Schotthoefer, Peter, *International Advertising Law 3rd ed*, Kluwer Law International, Hardback, £151.00, <u>ISBN</u>: 9789041159519

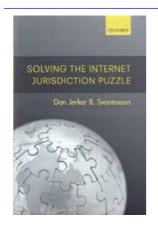


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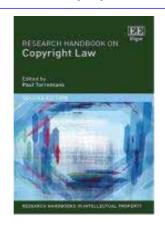


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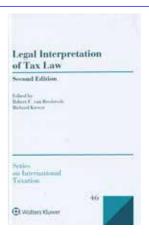
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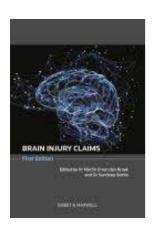
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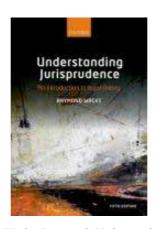
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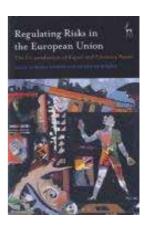
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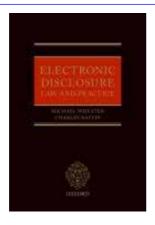


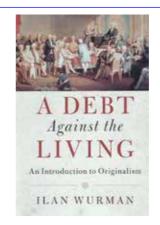
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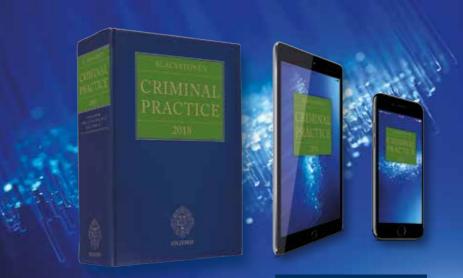


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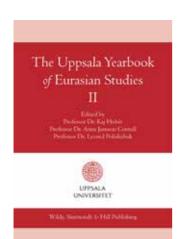
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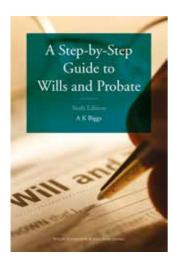
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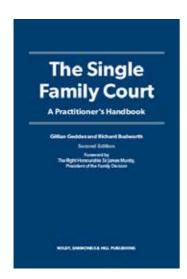
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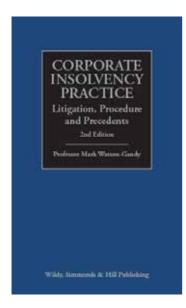
Following the recent overhaul of the family justice system and the resulting plethora of revised legislation, practice directions and guidance from the offi ce of the President of the Family Division, an encapsulation of the essential points and features is vital for the busy family practitioner.

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Gillian Geddes specialises in complex children's cases and has been cited as a leader in her field in Chambers & Partners UK. Gillian has written comprehensively in relation to family law and the family justice system. She is Head of Chambers at Hind Court, a specialist family set.

Richard Budworth studied law at the City University in London and was called to the Bar in 1982. He specialises in a broad range of family law work including financial remedies, and is a contributory Editor to Emergency Remedies in the Family Courts.



CORPORATE INSOLVENCY PRACTICE

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Professor Mark Watson-Gandy

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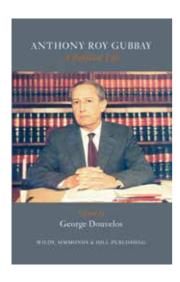
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The Insolvency (England and Wales) Rules 2016 introduced extensive changes to insolvency practice, precedents and procedures – the biggest change to insolvency for over 20 years. Fully updated to take account of these new rules, which came into effect on 6 April 2017, Corporate Insolvency Practice is the only comprehensive 'how to do it' guide for solicitors and barristers to all the most common court applications in corporate insolvency.

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Professor Mark Watson-Gandy is a tenant at Three Stone Chambers, a specialist commercial chancery barristers' chambers in Lincoln's Inn. He is a Visiting Professor at the University of Westminster and a Visiting Lecturer at Cass Business School. He was appointed to the Court of the University of Essex in 2015. Mark gave evidence to the Commons Select Committee on Business Innovation and Skills' Inquiry into the "Insolvency Service", to the All Party Small Business Group's Inquiry into "breaking down the barriers to entrepreneurship" and the Treasury Committee's Inquiry on "SME Lending".



ANTHONY ROY GUBBAY A Judicial Life

edited by George Douvelos

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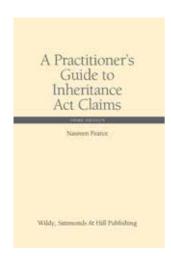
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Chief Justice Gubbay was appointed as Chief Justice of Zimbabwe by Robert Mugabe in 1990 but then forced to retire in 2001.

In this book, George Douvelos has collected tributes from some of Chief Justice Gubbay's many admirers, together with a number of papers and addressed delivered by the judge himself, to present a graphic portrayal of what can happen when the Rule of Law is ignored, and judges are subjected to a variety of pressures by political forces to achieve political ends.

What emerges is the story of one courageous man who remained faithful throughout to the Rule of Law, and steadfast in protecting judicial independence, in the face of enormous challenges.

Chief Justice Gubbay's life, and his example, should serve as an inspiration to all who value freedom, justice and democracy.



A PRACTITIONER'S GUIDE TO INHERITANCE ACT CLAIMS

by Nasreen Pearce 3rd Edition

Price: £79.00

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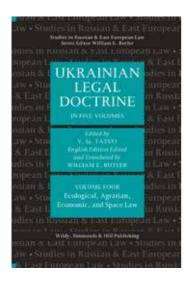
'A Practitioner's Guide to Inheritance Act Claims' (previously Inheritance Act Claims) provides a clear, comprehensive, easily accessible and practical guide to the provisions of the Inheritance (Provision for Family and Dependents) Act 1975 as amended.

This book sets out in detail the background to the legislation, pre-conditions and time limits for making a claim, categories of those who are entitled to make a claim, and grounds on which a claim may be made. It looks at the matters to which the court must have regard in deciding a claim and the court's powers to make orders (including the powers of the court in respect of dispositions intended to defeat a claim), the assets out of which financial provision under the Act may be made and the position of personal representatives and trustees.

The new edition includes coverage of the important case of *Ilott v The Blue Cross* and others and looks at the effect of the Supreme Court's first decision under the Act on the meaning of reasonable financial provisions, testamentary freedom, the position of charities as beneficiaries, the factors that are relevant to the exercise of judicial discretion when deciding what if any award should be made for a claimant and issues relating to grounds of appeal.

This new edition also deals with changes brought about by the Civil Partnership Act 2004; the Marriage (Same Sex Couples) Act 2013; the Presumption of Deaths Act 2013; the Inheritance and Trustees' Powers Act 2014 and the consequential amendments made to the Civil Procedure Rules Part 57 and the Human Fertilisation and Embryology Act 2008.

Nasreen Pearce is a retired circuit judge, and was formerly a district judge in the Principal Registry of the Family Division. She has written widely on family law and is a contributor to *The Family Court Practice*. She is the author of *Change of Name: The Law and Practice* also published by Wildy, Simmonds & Hill.



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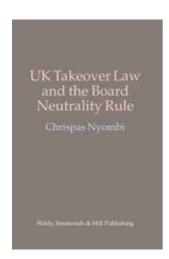
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The authors address in this volume doctrinal approaches to ecological law (sources, natural-resource law, compensation for ecological damage, ecological entrepreneurship, nuclear law, and concepts of contractual ecological law); economic law (models of economic law, responsibility for violations; public/private partnerships, relevant foreign legal experience, legal regime of property, systematization of economic legislation, economic contract law, and innovation legislation); land law and agrarian law (Soviet and post-Soviet land law doctrines, methodologies of land law, land ownership, agricultural land market, and other contemporary issues of agrarian law); and space law (the role of Ukraine in space activities and development of space law).

William E. Butler is The John Edward Fowler Distinguished Professor of Law, Pennsylvania State University; Emeritus Professor of Comparative Law in the University of London (University College London); Foreign Member, National Academy of Sciences of Ukraine and National Academy of Legal Sciences of Ukraine; Associate, International Academy of Comparative Law.

V. Ia. Tatsyi is Academician, National Academy of Sciences of Ukraine; Honorary President and Academician, National Academy of Legal Sciences of Ukraine, Doctor of Legal Sciences, and Professor.



UK TAKEOVER LAW AND THE **BOARD NEUTRALITY RULE**

bv Chrispas Nyombi

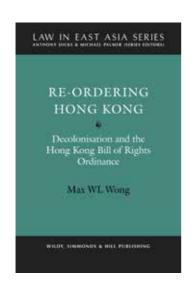
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This book encompasses theoretical and empirical analysis of takeovers and their relationship with society and the State in a rapidly changing social and commercial landscape. It also assesses the experience of those affected by the process of law, for example employees who may find themselves disadvantaged by the operation of shareholder primacy during takeovers. Case studies on two formerly British companies (Corus Steel and Cadbury) which were taken over by foreign companies are also used. For both Cadbury and Corus, a case study method helped to highlight how the takeovers impacted on the interests of employees, senior management and suppliers, and the predatory role played by arbitrageurs (short-term investors) during the offer period.

Dr Nyombi is at present Director of Research in Law at Canterbury Christ Church University, School of Law, Criminal Justice and Computing; Senior Lecturer in International Commercial Law at University of Bedfordshire, Department of Law and Finance; Senior Academic Advisor, Djibouti Chamber of Commerce and the Intergovernmental Authority on Development (IGAD) and Academic/Legal Advisor at The World Health Organisation (WHO) United Nations



RE-ORDERING HONG KONG

Decolonisation and the Hong Kong Bill of Rights Ordinance

by Max W L Wong

Law in East Asia Series

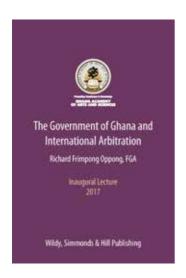
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The promulgation of the Hong Kong Bill of Rights Ordinance ("HKBORO") denotes a change in British decolonisation policy from that which prevailed in the 1950s and 1960s – the protection of minorities through a Bill of Rights. The HKBORO is uniquely interesting. The decision to incorporate it into Hong Kong law was political, and aimed at restoring the confidence of the Hong Kong people following the suppression of the Tiananmen democratic movement in Beijing in 1989. In addition, Hong Kong was the only Crown colony to entrench the International Covenant on Civil and Political Rights indirectly in a constitutional document — in the case of Hong Kong, the Letters Patent, the constitution for Hong Kong before 1997. This incorporation and entrenchment was intended to ensure that the HKBORO continued in force under the Basic Law of the Hong Kong SAR, the "mini-constitution" after 1997. The author suggests that Hong Kong provides a successful model for the courts in other common law jurisdiction in their efforts to incorporate international human rights jurisprudence into decision-making in the criminal law field. This book is not only suitable for practitioners, law teachers and students, but also for researchers with interests in UK colonial history, civil liberties and political science.

Max Wai Lun WONG is Assistant Professor, School of Modern Languages and Cultures, University of Hong Kong. He holds a Ph.D. from SOAS, University of London. His research interests include Law and Public Administration, Chinese Customary Law and Practice in South East Asia and Law and Creative Industries.



THE GOVERNMENT OF GHANA AND INTERNATIONAL ARBITRATION

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Richard Frimpong Oppong, FGA

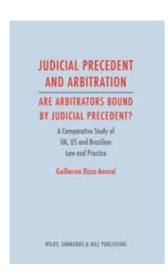
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Since the dawn of the twenty-first century, at least twelve international arbitration claims have been submitted against the Government of Ghana (GoG). This is a significant number compared with what had previously been the case. To date, there has been little or no academic study involving the claims, the arbitral awards resulting from them, and their implications for Ghana. This book aims to fill that void. It examines GoG's experiences with international arbitration. It draws on lessons from those experiences, as well as the comparative insights extrapolated from other jurisdictions. The book focuses on arbitration between GoG and private foreign individuals, firms or corporations. It does not deal with interstate arbitration. The book examines: the nature of international arbitration; the writings of Ghanaian scholars on international arbitration; the legal regimes and contractual mechanisms that make GoG amenable to international arbitration as a method of settling disputes between it and private foreign individuals, firms or corporations; the record of actual international arbitration claims that have been brought against GoG, and the awards that have resulted from such claims; the reception and treatment of Ghanaian law as the applicable law in international arbitration claims; the extent to which Ghana has implemented its international obligations with respect to international arbitration; and, the enforcement of foreign arbitral awards against GoG within and outside Ghana.

Richard Frimpong Oppong, FGA, LLB (Ghana); LLM (Cambridge); LLM (Harvard); PhD (University of British Columbia); Barrister-at-Law; Fellow of the Ghana Academy of Arts and Sciences; Associate Professor, Thompson Rivers University Faculty of Law



JUDICIAL PRECEDENT AND ARBITRATION

Are Arbitrators Bound by Judicial Precedent? A Comparative Study of UK, US and Brazilian

Law and Practice

hv

Guilherme Rizzo Amaral

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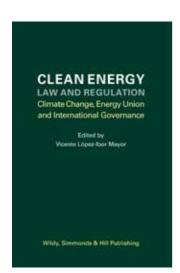
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204pp Extent: Binding: hardback

One of the cornerstones of arbitration is the finality of arbitral awards. Saving rare exceptions, arbitral awards cannot be subject to challenges based on the arbitrator's errors of law. Furthermore, there is no hierarchy between arbitral tribunals and judicial courts, nor are arbitrators part of any judicial system. Thus, if arbitrators are not part of any hierarchical scheme and if there is no challenge or appeal available against their errors of law, how could one say that arbitrators have a duty to follow judicial precedents? Besides, when individuals agree to solve their disputes outside the judicial arena, should they expect a private arbitrator to abide by the same standards of a system they have just avoided? Is the choice for arbitration not a choice for an entirely different legal system, unbound by the so-called judge-made law?

This book attempts to answer those questions by presenting a comprehensive guide to the relation between judicial precedents and arbitration in the United States, the United Kingdom and in Brazil, as well as in international arbitration as a whole.

Guilherme Rizzo Amaral holds a Master's degree from the Pontificia Universidade Católica do Rio Grande do Sul (Brazil), a Doctor's degree from the Universidade Federal do Rio Grande do Sul (Brazil) and was a Visiting Scholar at Queen Mary, University of London (Centre for Commercial Law Studies - CCLS). He has authored books and various legal articles on procedural law and has taught Civil Procedural Law at the Universidade Federal do Rio Grande do Sul (UFRGS) and at Fundação Escola Superior do Ministério Público (FMP), among other institutions. He was a member of a committee that assisted the Brazilian House of Representatives in the drafting of the bill of the new Brazilian Code of Civil Procedure (which entered into force in 2016). He is one of the founding partners of Souto Correa Cesa Lummertz & Amaral Advogados (Brazil), where he heads the Dispute Resolution practice. He also participated of the Scholar-In-Residence program at Wilmer Cutler Pickering Hale and Dorr (WilmerHale) in London (2017).



CLEAN ENERGY LAW AND REGULATION

Climate Change, Energy Union and International Governance

edited by Vicente López-Ibor Mayor

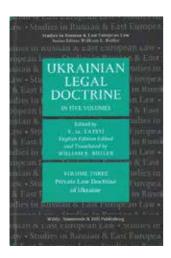
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The energy industry has an unstoppable momentum but also a value to society in terms of economic development and environmental protection though the development of "clean energies". This is helping to build the foundations of an energy law regime, which is currently undergoing necessary development and consolidation. The contributors to this book examine the essential legal and regulatory factors contributing to energy law from different viewpoints and backgrounds.

Dr. Vicente López-Ibor Mayor is President of Estudio Jurídico Internacional, Spain and Chairman of Lightsource Renewable Energy, United Kingdom



UKRAINIAN LEGAL DOCTRINE

in five volumes Volume 3: Private Law Doctrine of Ukraine

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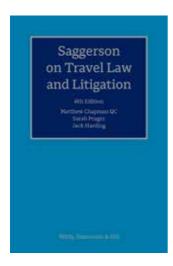
Extent: 638pp Binding: hardback

In this volume the authors address for the first time in a single volume the development of 'schools' civil law doctrine in Ukraine: Kharkiv, Kyiv, Odessa, Lviv, and others, the general theoretical foundations of civil-law doctrine, the subjects of civil law, doctrines on ownership, contract, delict, intellectual property, personal non-property rights, inheritance, corporate law, securities, family, labor, and housing law, and international private law. The volume concludes with a consideration of the law of civil procedure and alternative dispute resolution.

THE EDITORS

William E. Butler is The John Edward Fowler Distinguished Professor of Law, Pennsylvania State University; Emeritus Professor of Comparative Law in the University of London (University College London); Foreign Member, National Academy of Sciences of Ukraine and National Academy of Legal Sciences of Ukraine; Associate, International Academy of Comparative Law.

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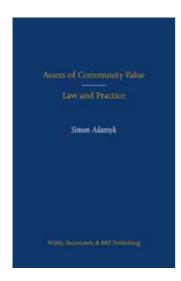
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Written by leading practitioners at the London travel law set, 1 Chancery Lane, the sixth edition of Saggerson on Travel Law and Litigation comprehensively revises and updates the previous edition. It continues to provide detailed commentary on all topics of relevance to the travel lawyer and also considers the following new developments:

- Package travel liability and the limits of the same;
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This authoritative text will be of interest to all those who deal with claims that have a cross-border elements and will prove an essential addition to the library of all barristers, solicitors and legal executives who practise in the rapidly expanding field of travel law.

Matthew Chapman, Sarah Prager and Jack Harding are Barristers at 1 Chancery Lane, London where they handle the full range of travel-related litigation. They serve on the Committee of the Travel & Tourism Lawyers' Association. They have been involved in many of the most high profile travel law cases of the past decade.



ASSETS OF COMMUNITY VALUE Law and Practice

Simon Adamyk

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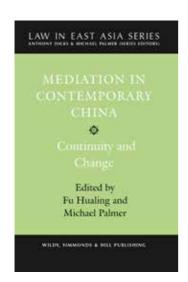
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Extent: 486pp Binding: hardback

This book provides guidance on the interpretation and application of the provisions relating to assets of community value under the Localism Act 2011. It aims to provide both legal and practical guidance, drawing together in one place the relevant principles from the Act, the accompanying Regulations, other primary and secondary legislation, Government guidance, the case law and elsewhere. It will provide assistance to a number of different groups: to those who wish to nominate a building or other land for listing as an asset of community value, to landowners who may wish to resist the listing of their property, to local authorities who have to determine the nomination and resolve any disputes (and maybe defend their decision on review and on appeal), and to the professionals who advise them.

The assets of community value provisions of the Localism Act 2011 are being extensively used and the impact of the provisions is not to be underestimated. Thousands of assets have been listed since the legislation came into force, and the provisions can have a significant impact on the landowner's rights in relation to his land, both while the land is still in his ownership and also if he wishes to dispose of the land. The impact of the provisions has increased significantly since they were first introduced, as a result of changes to planning legislation in 2015.

Simon Adamyk is a practising barrister at New Square Chambers, Lincoln's Inn. He read law at Downing College, Cambridge, and was awarded the highest mark in the University in each of the three years of his law degree and also a starred first in his first year. He also holds a Master's degree in law from Harvard Law School. He specialises in chancery/ commercial law.



MEDIATION IN CONTEMPORARY CHINA

Continuity and Change

edited by Fu Hualing and Michael Palmer

Price: £65.00

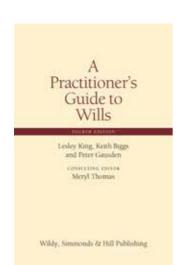
<u>ISBN:</u> 9780854902248

Extent: 420pp Binding: hardback

This collection of essays is the result of a collaborative project between Professors Fu Hualing and Michael Palmer, along with scholars in both Hong Kong and mainland China, on the nature and place of mediation in the justice system of the People's Republic of China. The project explores key aspects of the continuing central importance of mediation as a dispute resolution process, the various efforts at the refurbishment of mediation that have been made over the past decade or so, and the reforms that would best enhance the practice, theory and teaching of mediation.

Mediation is used In China today for handling disputes in a variety of institutional contexts: 'people's mediation', which is primarily a form of local community dispute resolution, judicial mediation carried out by judges in and around the court, administrative mediation as conducted by officials and often focused on specific areas of governmental responsibility (as, for example, is the case with environment disputes), mediation in arbitral proceedings, and private mediation carried out without specific institutional support. Over the past fifteen years or so, in response to the rapid economic and social changes taking place in mainland China (including, inter alia, a declining importance of the local community) there have been attempts to institutionalize mediation, to resource it better, and to give it more legitimacy and legal force. In handling cases that come before the courts, judicial mediation continues to be seen as a particularly useful process, offering flexibility and effectiveness in dispute resolution (and even in handling serious criminal cases).

But at the same time, the widespread reliance on mediation can also mean that dispute negotiations do not take place in the 'shadow of the court' but, rather, in the 'shadow of mediation'. Under the current Xi Jinping government, the Chinese Communist Party's concern with political stability and social harmony has intensified. Even more so now than in the past, China's judges, people's mediators, arbitrators and others have to consider the social and political impact of their dispute resolution work, and to see mediation as a part of a larger scheme of dispute containment.



A PRACTITIONER'S GUIDE TO WILLS

Fourth Edition

Lesley King, Keith Biggs and Peter Gausden

Price: £69.00

9780854902040 ISBN: 534pp + CDExtent: Binding: hardback

The fourth edition of this popular title provides a practical and comprehensive reference for all those concerned in drafting and interpreting wills, and in giving effect to their provisions. The commentary is supported throughout by an extensive range of specimen clauses and model wills are provided in a separate appendix. All precedent material is included on the accompanying CD-Rom, enabling practitioners to adapt precedents for their own use.

Fully updated, A Practitioner's Guide to Wills now covers the Estates of Deceased Persons (Forfeiture Rule and Law of Succession Act) 2011, Marriage (Same Sex Couples) Act 2013, Trusts (Capital and Income) Act 2013 and the Inheritance and Trustees Powers Act 2014, the latter making major changes to the intestacy rules, family provision legislation and trustees' statutory powers of maintenance and advancement. It examines the impact of these legislative changes as well developments in taxation affecting wills, notably the new relevant property trust regime and its impact on pilot settlements, the new residence nil rate band, the reduced rate of IHT for gifts to charity and the new rules on trusts for disabled beneficiaries. The impact of the new residence nil rate band on planning and drafting is considered, together with the role that nil rate band gifts and discretionary trusts might still have to play in financial planning. The chapter on construction of wills has been rewritten following the Supreme Court's decision in Marley v Rawlings and subsequent cases including Reading v Reading are considered. The chapter on testamentary capacity has been revised in the light of developments since the Mental Capacity Act 2005 including Simon v Byford which considered the extent to which dementia affects testamentary capacity. Other recent cases discussed include the Court of Appeal decisions in Ilott v Mitson and its implications for testators who wish to exclude close family members from benefit.

Lesley King is a solicitor, and a principal lecturer at the College of Law. Keith Biggs is now a Probate Consultant but was formerly the District Probate Registrar at Winchester. Peter Gausden was formerly a principal lecturer at the College of Law. He is now a consultant solicitor at Rowlinsons.

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