

Counterpoise

THE LAW NEWS gives a glimpse of Law in Oxford in the midst of many changes. We are developing programmes today that were unimagined ten years ago. And our community changes unpredictably with every new academic appointment, because we expect academics to decide for themselves what forms of scholarship are worthwhile, and how to teach.

But if you step back and think about what we are doing in 2012, the things that have not changed in decades are more striking. We will be consigned to history if we do not change. But then, we will be consigned to history if we abandon the things that can be done well in Oxford.

It may seem that the task is simply to balance change and continuity, so that we have just enough of each. In fact, the task is much more complex than achieving a balance. There are many possible paths; each change will close off some paths and create new opportunities, and the results are not readily predictable. We are engaged in a continuing, complex attempt to discern which changes are promising.

In the past decade, the graduate programme has become a worldwide programme. Our links with western Europe, Australia and South Africa, Singapore and Hong Kong are stronger than ever, but India is catching up with Australia, and our links with mainland China have become more substantial. Eastern Europe and South America have become recruitment fields. We have new and better links with North America, particularly through our Law and Finance programme.

Mooting is a central part of the BA in Jurisprudence today, and we are running Oxford moots in Hong Kong, India, and Qatar. We have a clinical programme for undergraduates, and a pro bono research programme for graduates. The Faculty supports conferences organised by Faculty members in a way that we couldn't manage even three years ago. The St Cross Building has been refurbished into a surprisingly attractive centre (see p.2). It includes an outstanding video conference facility that connects us with the rest of the world in new ways. Research funding has become a significant support for legal studies, within the research centres and across the Faculty. As near as I can count, there are twenty-four members of the Faculty today who hold research posts. Interconnection of our work with the social sciences has flourished. Ten years ago, no one foresaw a joint law and finance programme with the Business School. Or that the Law Faculty would be involved in teaching a core Law and Politics course for the Oxford Master's in Public Policy that commences this term, in the new Blavatnik School of Government. Or that we would be cooperating on refugee law with the Department of International Development. Or that we would be working with the Oxford Martin School on a major programme on human rights in the 21st century.

Still, the great core of our work would be instantly recognisable to readers who were in Oxford fifty years ago. It involves the tutorial for undergraduates and for BCL students, and face-to-face supervision for research students. This pattern of teaching is the most remarkable strand of continuity. Tutorials are the central teaching technique in the Oxford BA in Jurisprudence this year, as they were fifty years ago. The graduate programme has fulfilled the role that the BCL and the DPhil were developing fifty years ago – as the best master's programme in Law, and as the premier training ground for legal academics. With all our students, today as fifty years ago, the teacher's response to the student's own work is at the centre of what we do.

In the complex, developing picture of the possibilities for Law in Oxford, we will sustain one particular strength – a strength that every good law school has in some form, and which we have inherited in a particularly useful form. This strength is the deep-entrenched practice of making students (and academics too, for that matter) defend their own point of view. That is the counterpoise to the changes that we are very keenly pursuing. It shapes our views as to which changes are worthwhile. We want to give people an opportunity to do good work, by making them face the music.

Timothy Endicott



The Dean, Timothy Endicott, addressing potential Oxford Law students in The Cube at a 2012 Open Day.

Contents

Features	2
News	7
Academic Events	18
Centre News	22
College News	32
Research & Grants	35
Honours	40
Publications	42
Mooting	44
Arrivals and Departures	48
Student News	53
Scholarships	54
Alumni Events	56
Benefactors	58

The St Cross Building

Excitement in the St Cross Building: we are very glad to report on a major refurbishment. The fabric of the place is reflecting the Faculty's emerging role as a centre for Law across the University.

IN 1964 THE ST CROSS BUILDING opened as a centre for English, Law, and Statistics. The architects, Sir Leslie Martin and Sir Colin St John Wilson, had a big idea. They focused each of the three sections of the building on a library, with each library modelled on the Oxford college quadrangle. You can see this pattern in the great central reading room of the Bodleian Law Library; in Martin and Wilson's scheme, the carrels around the perimeter represented the individual scholar, and the community was reflected in a central quadrangle under skylights.

The Statistics Department left the St Cross Building decades ago, and, after various temporary uses, the old Statistics part of the building was empty for two decades. Now the University has enabled the Faculty to rebuild it, with the funding coming from the Oxford Law Foundation, from the Faculty's reserves, and from the central University.

The result has been brilliant. The entrance to the new Law Faculty Centre is a breakthrough – a welcoming doorway through what had been a plain brick wall on the central landing of the building's external staircase. That first-floor entrance leads to a new reception suite and glass-walled offices for Faculty office staff. The central quadrangle of the old Statistics Library has become The Cube: our outstanding new seminar space.

The Building has become more legible. And for the first time, it is possible to tell visitors where to find the Law Faculty.

The Cube

THE STOLID, rather sombre teaching spaces in the St Cross Building have always been somehow impressive, but unexciting. To academics and students and alumni long used to that ambience, it comes as a delight to discover an inspiring space.

The terrific result comes from taking the original clean lines of the Martin–Wilson design, and adding abundant light (which now shines through the improved glass ceiling above The Cube, and also through the glass-panelled gallery of the Faculty Centre). The result also depended on good furnishings – a double horseshoe of hardwood desking, seating up to 65 – and, most importantly, good acoustics. Everyone in The Cube can hear everyone else, so that participants in seminars, lectures, and conferences feel involved in the proceedings. Finally, we added video-conferencing equipment, to make The Cube into a centre for worldwide collaboration. We held our first Oxford–Harvard Law School colloquium on constitutional theory in The Cube in April 2012 (see p.20).

We all think The Cube is one of the finest rooms in Oxford. If that sounds unbelievable, come and see it.

The Cube in use. (Inset) some of the new office accommodation and, at bottom, The Cube before refurbishment.



© Rob Judges

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Coffee

ANOTHER CHANGE in the St Cross Building ambience this year has been the aroma of fine Italian coffee, brewed by The Missing Bean – a top-notch Oxford coffee shop – in the St Cross Building Common Rooms. A pilot programme in Hilary Term 2012 met with acclaim. 400 students and Faculty have responded to the follow-up questionnaire, and we are working with the University to make permanent arrangements. Whatever happens in future, the students will expect us to be providing good coffee.

The Future

THE CUBE is already a home for new developments in Law in Oxford, including the Master's in Law and Finance (see p.14–15) and the Human Rights Hub (p.4–6). The space doubles as the Faculty's Moot Court, and has become the home of Cuppers Mooting (see p.44). It also creates opportunities to conduct teaching and conferencing around the world, by video.

There is much more to be done! Expectations have been raised as students and Faculty members have discovered that it is not impossible for the St Cross Building to be an inspiring and useful centre. The improvements have created exciting teaching places and work spaces, but the available office spaces are already fully subscribed.

And developments in our work as a Faculty are creating new opportunities that call for new resources. We need to provide new office space for Visiting Professors and Lecturers, and for the increasing number of Research Fellows engaged in large-scale research programmes in Law. The space needs of the Institute for European and Comparative Law are growing, and that is just one aspect of an increase in legal research funded by research councils and foundations. The St Cross Building is

increasingly becoming a facility for legal research as well as for teaching.

We also hope to refurbish the entrance to the Bodleian Law Library (see Ruth Bird's report), and to reconfigure the Common Rooms to make them larger and more useful, taking advantage of the terrace spaces. Meanwhile, the English Faculty are planning an improvement to their convoluted arrangements, to mirror the simplicity and good provision in the Law Faculty spaces.

Bodleian Law Library

RUTH BIRD writes, "a refurbishment to the entrance of the law library is planned as a major improvement to the experience our readers will have when they come into this marvellous research space. Designed in the 1950's, the entrance currently reflects practices of the time, when a 'Supervisor' guarded the entrance and surveyed the readers from the 'Control Desk'.

Our plan is to remove the desk and open up the entrance; to provide instead a staff desk along the southern side of the entrance on the right hand side as you come through the doors. The reserve books would be relocated behind this service desk. The newly opened up space would provide several desktop pcs for users, as well as comfortable seating for those who wish to flip through the latest journal issues in paper, or read their newspapers or e-books on tablets or e-readers. Display racks of current journals would be relocated close by the seating to encourage readers to browse comfortably.

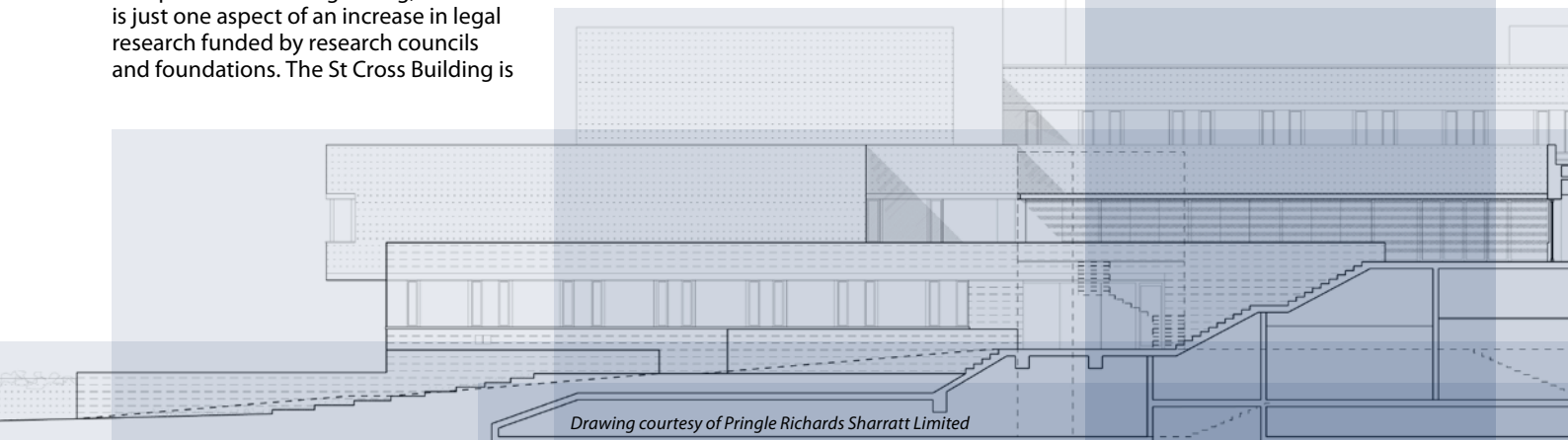
"The refurbishment will also allow for the replacement of the worn, and dirty, cork tiles on the main floor. Laying new cork tiles would add to the refreshed appearance of the library, and provide a welcome renewal to its iconic interior."

THE BODLEIAN LAW LIBRARY: a modern architectural landmark welcomes a wider public.

On 7-8 September 2012, the Bodleian Law Library participated in "Oxford Open Doors", an annual event in which interesting and important buildings are open to a wider public.

Most readers of Law News will be aware of the size and significance of the Law Library, but some may not realize that the St Cross Building is a landmark in the development of modern architecture in Oxford and is now listed at Grade II*. Visitors were taken on tours of the library, and all tours were fully booked – demonstrating, perhaps, an encouraging level of public interest in the current work of the University. Each tour ended with a brief visit to The Cube, as it represents an interesting and bold approach to architectural renovation.

Our goal was to present the building as a work of architecture and as a functioning library and faculty centre, and we hope that visitors were able to see the relationship between these two aspects.



Drawing courtesy of Pringle Richards Sharratt Limited



The Oxford Human Rights Hub

*Professor Sandra Fredman
with Justice Claire L'Heureux
Dubé, retired Justice of the
Supreme Court of Canada*

THE OXFORD Human Rights Hub (OxHRH) was launched in April this year, providing a network for human rights academics, lawyers, and policy makers from across the globe. Through its website, blog, termly seminar series, and an annual workshop, OxHRH aims to encourage the exchange of ideas and resources to facilitate a better understanding of human rights principles.

OxHRH is directed by Professor Sandra Fredman, the Rhodes Professor of the Laws of the British Commonwealth and the USA, who established the network with funding from the University's Higher Studies Fund. Oxford academics, research students, and alumni make up the core of the network, but membership is open to all who are interested in human rights and equality issues. The network currently includes over 86 members from 18 countries, with membership growing each week.

In Trinity Term, OxHRH launched its inaugural seminar series, "Realising Human Rights". The series blended human rights theory and practice, featuring speakers at the forefront of human rights advocacy, litigation and policy making. Speakers included Olivier de Schutter, Special Rapporteur on the Right to Food; Justice Kate O'Regan of the South African Constitutional Court; Justice Claire L'Heureux Dubé of the Supreme Court of Canada; Professor Kent Roach of the University of Toronto; Justice Robert

Sharpe of the Ontario Court of Appeal; Helen Mountfield QC, one of the UK's leading equality rights litigators; and Geoff Budlender, SC, one of South Africa's foremost public interest lawyers. The series closed with a fascinating seminar by Professor Martha Minow, Dean of the Harvard Law School. Planning is currently under way for next year's seminars, which will run each term.

OxHRH will also be hosting an annual workshop to explore key themes in human rights law. This year's workshop, "Elusive Equalities", was hosted at Pembroke College from 11–12 September. Participants explored challenges to achieving gender equality as well as considering ways in which human rights frameworks can be used to address these challenges (see opposite).

Through its online presence, OxHRH aims to provide a hub for communication and interaction among human rights researchers, practitioners, and policy makers. Members of the network are encouraged to create a profile on the site and to share their publications and work-in-progress. Members can also contribute to the newly launched blog (see opposite), which provides a space to share and comment on recent human rights developments from around the world.

You can visit the website www.law.ox.ac.uk/themes/humanrightshub/

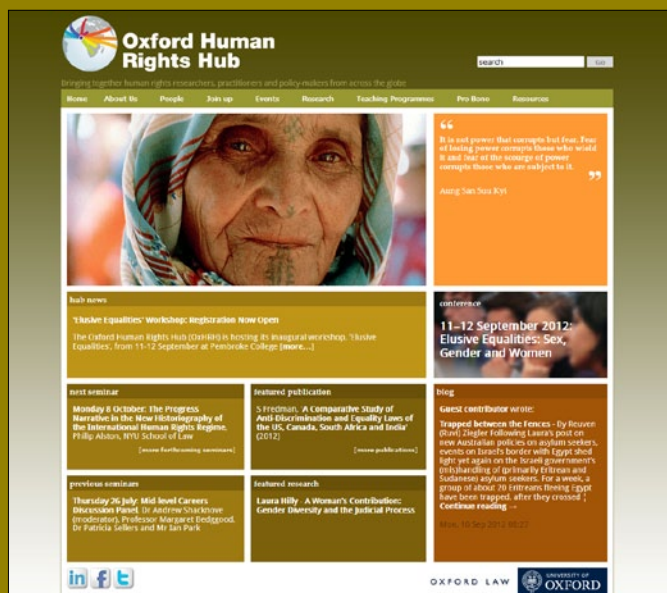
OxHRH online



JOIN OxHRH TODAY by signing up online at:
www.law.ox.ac.uk/themes/humanrightshub/join.php or by
emailing oxfordhumanrightshub@law.ox.ac.uk.
Membership carries no cost or obligations.

OxHRH is also on -

- LinkedIn (www.linkedin.com/groups?gid=4507058);
- Facebook (www.facebook.com/groups/329932793757668/);
- Twitter (<https://twitter.com/OxHRH>).



Blogging for Human Rights

THE OXFORD HUMAN RIGHTS HUB (OxHRH) officially launched its blog in July 2012 with an inaugural post by Judge Dennis Davis, one of South Africa's leading jurists.

The blog provides a space to share and discuss recent developments in human rights law, policy and practice across the globe. In his welcoming post, Timothy Endicott, Dean of the Faculty of Law, expressed his support for OxHRH and the blog, noting that the challenges to understanding and protecting human rights 'can best be met through connections that enable people to benefit from the insight and the experience of others'.

The blog is available at: <http://ohrh.law.ox.ac.uk/>
For more information on contributing to the blog please email the editorial team at oxfordhumanrightshub@law.ox.ac.uk



Elusive Equalities Workshop, 11–12 September

OxHRH HOSTED its inaugural workshop, "Elusive Equalities", from 11–12 September 2012 at Pembroke College.

The workshop explored current challenges to achieving gender equality, including economic uncertainty, austerity, cultural and religious constraints, and the limitations of litigation. Participants considered how human rights frameworks can be used to address these challenges. Speakers included leading academics and practitioners from the UK, Brazil, Botswana, Canada, India, South Africa, and Sri Lanka.



Photos, from top to bottom

The main website at www.law.ox.ac.uk/themes/humanrightshub/

The blog site at <http://ohrh.law.ox.ac.uk>

Martha Minow's Seminar (l-r): Carol Sanger, Denise Réaume, Martha Minow, Sandra Fredman, Liara Lazarus.

'Judicial conversation' with Justice Kate O'Regan and Justice Claire L'Heureux-Dubé (l-r): Timothy Endicott (Dean of the Oxford Law Faculty), Justice Claire L'Heureux-Dubé, Sandra Fredman (Director of OxHRH), Justice Kate O'Regan, Barbara Havelkova, Meghan Campbell (l-r): Justice Robert Sharpe (Judge of the Ontario Court of Appeal), Emma Hoiberg, Anup Surendranath, Laura Hilley, Chris McConnachie (OxHRH Administrator).

Justice Claire L'Heureux-Dubé in conversation with Liara Lazarus, Associate Director of OxHRH.

OPBP Celebrates a Record Year

OXFORD PRO BONO PUBLICO (OPBP) has had its most productive year since its inception, producing a record eight projects involving over 60 graduate volunteers. It has also significantly expanded its internship programme, awarding nine grants to fund internships at public interest organizations around the world.

OPBP is a group of law graduate students and Faculty members committed to pro bono legal work. OPBP provides research briefs and opinions to lawyers working pro bono, as well as producing independent submissions and reports on important human rights issues. Last year, OPBP launched its internship programme to support students in undertaking unpaid or poorly paid public interest work.

This year its work has included research support for the UN Special Rapporteur on the Right to Food; submissions to the UK Commission on a Bill of Rights, the UK Joint Committee on Human Rights and the Australian Attorney General; as well as research support to lawyers currently litigating important human rights issues in Canada, South Africa, and India.

For more information on OPBP and its work see www.law.ox.ac.uk/themes/opbp/



From top: Justice Kate O'Regan with OPBP Committee members Meghan Campbell (centre) and Alecia Johns (right).

Members of the OPBP Executive Committee 2011–2012 with Justice Kate O'Regan. (l–r): Chris McConnachie, Sandy Fredman, Emma Dunlop, Dhvani Mehta, Justice Kate O'Regan, Liora Lazarus, Meghan Campbell, Alecia Johns (absent: Tarunabh Khaitan and Paolo Ronchi).

Oxford Legal Assistance

IT HAS BEEN AN exciting year for the Law Faculty's legal aid scheme. Oxford Legal Assistance (OLA) offers second-year Law undergraduates the opportunity to help vulnerable people in society through the projects it runs with Turpin & Miller Solicitors and the Citizens Advice Bureau (CAB). In response to the increasing pressures in the legal aid sector this year, OLA's projects had to adapt. Our CAB volunteers now help with important social policy work, and OLA has developed two new projects with Turpin & Miller. In addition to our clinic scheme, where trained students interview clients and take a first draft of instructions in fixed-fee legal aid immigration cases, OLA developed a court volunteer scheme, where students shadow barristers in legal aid family law cases, and a project volunteer scheme, where students spend half a day a week working directly under a solicitor in Turpin & Miller's immigration department. Due to OLA's strong relationship with Turpin & Miller, Professor Fredman nominated Turpin & Miller for the "Legal Aid Lawyers of the Year" awards and it was a great end of the year for OLA when Turpin & Miller were announced as "Legal Aid Firm of the Year" in June.

This year OLA also built strong relationships with Baker & McKenzie, CMS Cameron McKenna and Jones Day. In Hilary Term, Baker & McKenzie's

pro bono team and the UK Legal Officer of the UN High Commission on Refugees gave a talk to OLA and OPBP about their work protecting the rights of LGBTQ asylum seekers. In Trinity Term, members of Jones Day's pro bono team hosted OLA's annual dinner. OLA is grateful for these firms' support and we look forward to developing our relationships with them over the next year.

Perhaps the most exciting development for OLA this year was the inaugural Oxford Legal Assistance Immigration Law Moot in Trinity College. The moot took place in one day with 24 mooters taking part in lightning moots in the morning, followed by semi-finals and a grand final in the afternoon. The moot was oversubscribed, which shows that there is a strong interest in immigration law among undergraduates. Furthermore, many of the mooters applied to be part of OLA next year, and overall the number of applications to volunteer with OLA increased by approximately 30% on the previous year. OLA would like to thank Nick Friedman, the Graduate Mooting Co-ordinator, for his help in organizing the moot, and Judith Farbey QC, leader of the immigration team at Doughty Street Chambers, for writing an engaging moot problem and coming to Oxford to judge the grand final. The moot will now be an annual event and should continue to raise the profile of OLA and immigration law among undergraduates in the years to come.

Overall, it has been a terrific year for OLA.

First for Law

THE FACULTY OF LAW has achieved first place again in both The Guardian's University Guide and The Times Good University Guide.

The Guardian's University Guide 2013 league table ranks Oxford as the leading law faculty for undergraduate programmes in the United Kingdom. The guide uses criteria including student satisfaction, student-staff ratio, and career prospects to grade each provider.

The Times Good University Guide awarded the Faculty of Law at Oxford the top ranking in its tables for undergraduate law degrees, measuring student satisfaction, research quality, entry standards and graduate prospects.

Oxford also retained its position within the top three law schools around the world, alongside Harvard and Yale, in the QS worldwide league table.



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Obligations Discussion Group

Obligations Discussion Group Panel Discussion (l-r): Andrew Dyson, Rob Stevens, Donal Nolan, Andrew Robertson, Andrew Burrows, Roderick Bagshaw and James Goudkamp.

THE OBLIGATIONS DISCUSSION GROUP had a particularly active academic year. The highlight was a Panel Discussion held in January 2012 to discuss, *Rights and Private Law* (Hart, 2012) edited by Donal Nolan and Andrew Robertson. The Panel was constituted by Donal Nolan, Andrew Robertson, Roderick Bagshaw, Andrew Burrows, and Robert Stevens.

The Group hosted many other high-profile events throughout the academic year, addressing diverse aspects of private law. Speakers included some of the world's leading private law jurists, such as the Hon. Justice James Allsop (President of the New South Wales Court of Appeal), the Hon. Justice James Edelman (Justice of the Supreme Court of Western Australia), Professor Jane Stapleton (the Australian National University), Professor Lionel Smith (McGill University, Canada), and Professor Jason Neyers (University of Western Ontario, Canada).

The Obligations Discussion Group is generously sponsored by 3 Verulam Buildings.

The UK Constitutional Law Blog



THE UK CONSTITUTIONAL LAW BLOG has developed momentum in its first year, with around 4,000 hits a week, and about 7,500 in the first year. More than 50 people have been involved in the blog. Nick Barber is the editor, and our Visiting Professor, Sir Stephen Sedley, is the group's honorary president.

Oxford lawyers who have posted so far include Nick Barber, Alison Young, Richard Ekins, Chris McCrudden, Tom Adams, Se-Shauna Wheatle, Jake Rowbottom, Dorota Leczykiewicz, Tarunabh Khaitan, Paul Yowell, Liz Fisher, Liora Lazarus, Anthony Bradley, and Hayley Hooper.

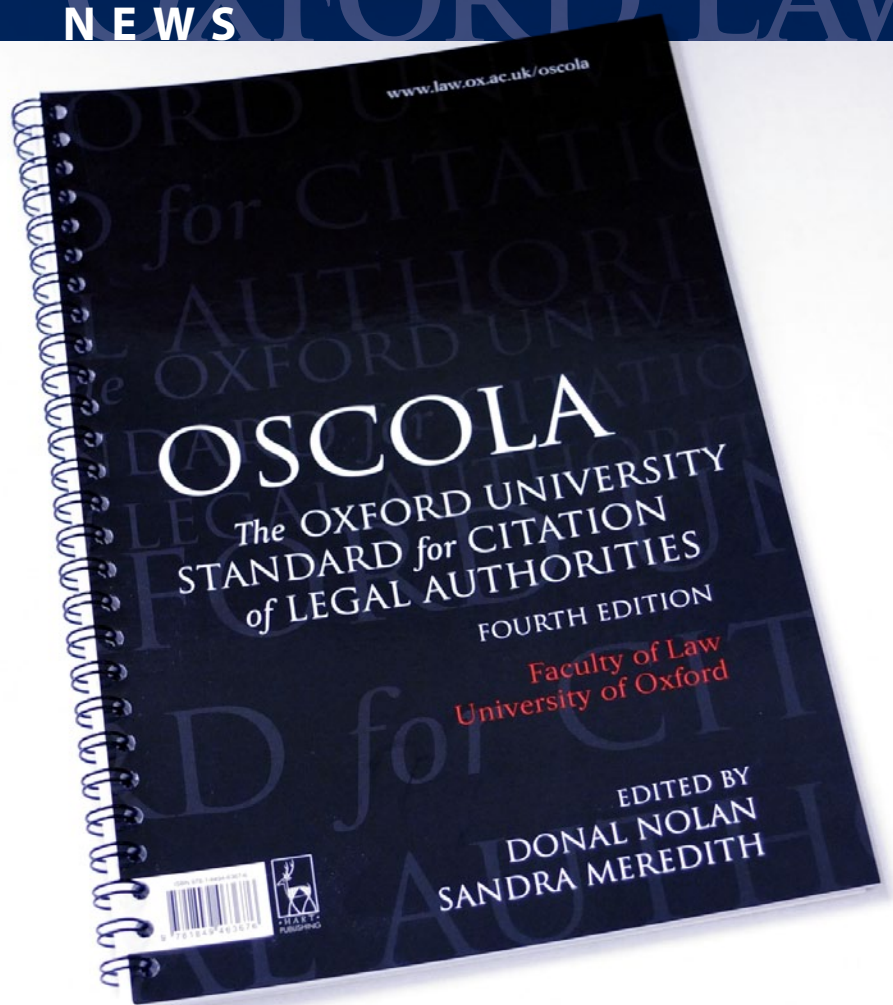
<http://ukconstitutionallaw.org/blog/>

Herbert Smith Freehills Professor of English Private Law



THE FACULTY WELCOMES the arrival of Professor Robert Stevens, who has been elected to the Herbert Smith Freehills Professorship of English Private Law.

Robert had been Professor of Commercial Law at University College London since 2007. The Herbert Smith Freehills Chair is associated with Lady Margaret Hall, and so Robert returns to the College where he was a Fellow in Law from 1994 to 2007. A leading authority across a wide breadth of private law, Robert has worked on the law of insolvency, and will teach on the BCL courses in Commercial Remedies and Restitution, as well as for the BA in Jurisprudence. His renowned book on the law of torts, *Torts and Rights* (OUP, 2007) has become a focus of current debates on the principles of private law.



New-Look Printed OSCOLA

OSCOLA, The Oxford University Standard for Citation of Legal Authorities, has now been published by Hart Publishing. This latest revision of OSCOLA (the 4th edition) is the first to be published in hard copy. It provides detailed coverage of both primary and secondary UK legal sources, and includes an index.

OSCOLA helps authors to achieve consistency in citing cases, legislation, and secondary sources. And it helps authors to make life easier for their readers. OSCOLA is used by nearly all law schools and many legal publishers in the UK, and abroad in locations as varied as the universities in Malta and Reykjavik. OSCOLA has also been adapted and amended by academics in Irish Law Schools, providing the first comprehensive citation system for Irish lawyers and law students which is now available at www.legalcitation.ie. Bibliographic referencing software styles for OSCOLA have been developed for Endnote, Refworks and Zotero.

The editors are **Donal Nolan** and **Sandra Meredith**. Donal Nolan is the Porjes Foundation Fellow and Tutor in Law, Worcester College. Sandra Meredith is Departmental Lecturer in Legal Research Skills in the Faculty of Law.

OSCOLA can be purchased in good book stores, directly from Hart Publishing and from online bookstores (ISBN13: 9781849463676). A PDF version (61 pages) is also available for free download from the OSCOLA page below.

View the OSCOLA web page (www.law.ox.ac.uk/oscola/).

Hart Publishing (www.hartpub.co.uk/).

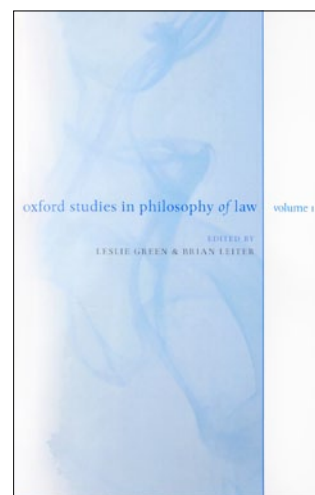


Jurisprudence

Oxford University Press Launches Two New Series

OXFORD STUDIES IN PHILOSOPHY OF LAW is an annual forum for some of the best new philosophical work on law, by both senior and junior scholars from around the world. The editors are Leslie Green and Brian Leiter.

The essays range widely over issues in general jurisprudence (the nature of law, adjudication, and legal reasoning), the philosophical foundations of specific areas of law (from criminal law to evidence to international law), the history of legal philosophy, and related philosophical topics that illuminate the problems of legal theory.



OXFORD LEGAL PHILOSOPHY is a monograph series edited by Timothy Endicott, John Gardner, and Leslie Green.

The series will include the best new work in philosophically-oriented legal theory, including works on philosophical issues in all areas of public and private law, and in the national, transnational, and international realms; studies of the nature of law, legal institutions, and legal reasoning; treatments of problems in political morality as they bear on law; and explorations in the nature and development of legal philosophy itself.

The first volumes have now been published: *The Ends of Harm*, by Victor Tadros (OUP, 2011) and *Corrective Justice* by Ernest Weinrib (OUP 2012). Further volumes to be published shortly include titles by Kimberley Brownlee, John Oberdiek, and Richard Ekins.

Reading The Concept of Law

THE OXFORD JURISPRUDENCE Discussion Group, organised by Oxford research students, has become an internationally respected forum for discussion in legal philosophy.

The JDG organised a series of panel discussions marking the fiftieth anniversary of Hart's book *The Concept of Law*, and a resulting collection of papers – each one addressing a chapter in Hart's book – is to be published as *Reading H.L.A. Hart's "The Concept of Law"*, Dolcetti, Duarte d'Almeida, and Edwards, eds (Hart Publishing, 2013).



(l-r) Prof. Kenneth Norrie (University of Strathclyde), Prof. Robert Stevens (University College London), Prof. Francois Du Bois (University of Nottingham), Prof. John Blackie (University of Strathclyde), Prof. Reinhard Zimmermann (Max Planck Institute for Comparative and International Private Law, Hamburg), Prof. Helen Scott (University of Cape Town), Prof. Jonathan Burchell (University of Cape Town), Prof. Tony Honoré (University of Oxford), Prof. David Ibbetson (University of Cambridge), Prof. Anton Fagan (University of Cape Town), Dr Paul Du Plessis (University of Edinburgh), Dr Simon Douglas (University of Oxford), Dr Eric Descheemaeker (University of Edinburgh), Dr Joshua Getzler (University of Oxford), Prof. Paul Mitchell (University College London), Prof. Yasunori Kasai (Otsu University, Tokyo), Mr James Lee (University of Birmingham), Prof. Geoffrey Samuel.

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International Seminar on “Iniuria and the Common Law”

An international seminar on “Iniuria and the Common Law” took place at All Souls College on 9 and 10 September 2011. Organized by two former Fellows of St Catherine’s College, Dr Eric Descheemaeker (now of the University of Edinburgh), and Professor Helen Scott (University of Cape Town), the event brought together 20 scholars from England, Scotland, and South Africa to consider the doctrinal relevance of the ancient Roman delict for the modern law of civil wrongs, especially in the field of personality rights, both in the English common law and in mixed legal systems. The seminar was hosted by the Regius Professor of Civil Law, Professor Boudewijn Sirks, and organized under the aegis of the Institute of European and Comparative Law.

Revised versions of the papers delivered by the speakers are planned to be published in 2013: E Descheemaeker and H Scott (eds), *Iniuria and the Common Law* (Hart, forthcoming).

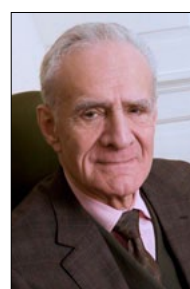
A New Term for The Dean

THE UNIVERSITY has asked Professor Timothy Endicott to continue as Dean of the Faculty of Law, after the conclusion of his five-year term in September 2012.

A second term has been agreed for three years to September 2015. Timothy is the first person to hold the position of Dean, which was created in 2007. Asked to comment on the role he said, “These are such exciting days for Law in Oxford. Every week involves new challenges and opportunities, so a second term will be an adventure. I am delighted.” The Head of the Division of Social Sciences, Professor Roger Goodman, said, “The University is delighted that Timothy has agreed to a second term as Dean. During his time in office, the Faculty has not only retained its position as the top-ranked Law School in the UK and one of the top-ranked schools in the world, but has continued to expand into exciting new areas of research and new collaborations with partners, both inside and outside the university, as demonstrated by many of the stories in the Law News. Timothy has exciting plans for his next period as Dean and we look forward to helping him realise these’.



Lecture in Honour of Sir Jeremy Lever



THE ACADEMIC CONTRIBUTION to and achievements in European law of Sir Jeremy Lever are towering. Sir Jeremy has been associated with teaching and research in the Law Faculty since 1957, especially through his successive fellowships at All Souls College. The Faculty, in association with Monckton Chambers and All Souls College, resolved to pay tribute to Sir Jeremy’s pioneering involvement in the development, analysis, and practice of European law, both as an academic lawyer and a practitioner, by staging a lecture to do him honour.

At the event in February 2012, Professor Stephen Weatherill welcomed a large audience on behalf of the Law Faculty, and then the chair was taken by Sir Francis Jacobs, formerly Advocate General at the European Court of Justice. The lecture was delivered by Professor Miguel Maduro of the European University Institute, formerly an Advocate General at the European Court, under the title “The future of European integration and EU Law: why and how a financial crisis has become a crisis in European integration”, and it was judged a resounding success by a large and now actively appreciative audience. This was no one-off; Sir Jonathan Mance of the Supreme Court will deliver a lecture in honour of Sir Jeremy on 1 February 2013.

“Get Past the Mystique”



‘THIS BEING 4TH JULY, I would like to congratulate the Americans in the room on their Independence Day. Max Beerbohm’s novel, *Zuleika Dobson*, talks about Americans in Oxford. Here is what the Duke, Beerbohm’s ideal English student, thought of them:

“They were so awfully afraid of having their strenuous native characters undermined by their delight in the place... The American Rhodes Scholars, with their splendid native gift of oratory, and their modest desire to please, and their not less evident feeling that they ought to edify, and their constant delight in all that of Oxford their English brethren don’t notice, are a noble, rather than a comfortable, element in the social life of the University.”

An American’s delight in Oxford – who wouldn’t share it on a summer evening after the examinations? Among those of us who have come from overseas, perhaps the Irish put it most poetically:

“I wonder anybody does anything at Oxford but dream and remember, the place is so beautiful. One almost expects the people to sing instead of speaking.”

That was William Butler Yeats, and here is Oscar Wilde:

“In spite of Keble College [this is Wilde, not me] ...Oxford still remains the most beautiful thing in England, and nowhere else are life and art so exquisitely blended, so perfectly made one.”

There is a mystique about Oxford. A generalized idea that things are glorious here. You can find it on the Internet, in the media, in the university league tables. But now the door is closed, and it is just us in the room. So I will tell you that the mystique

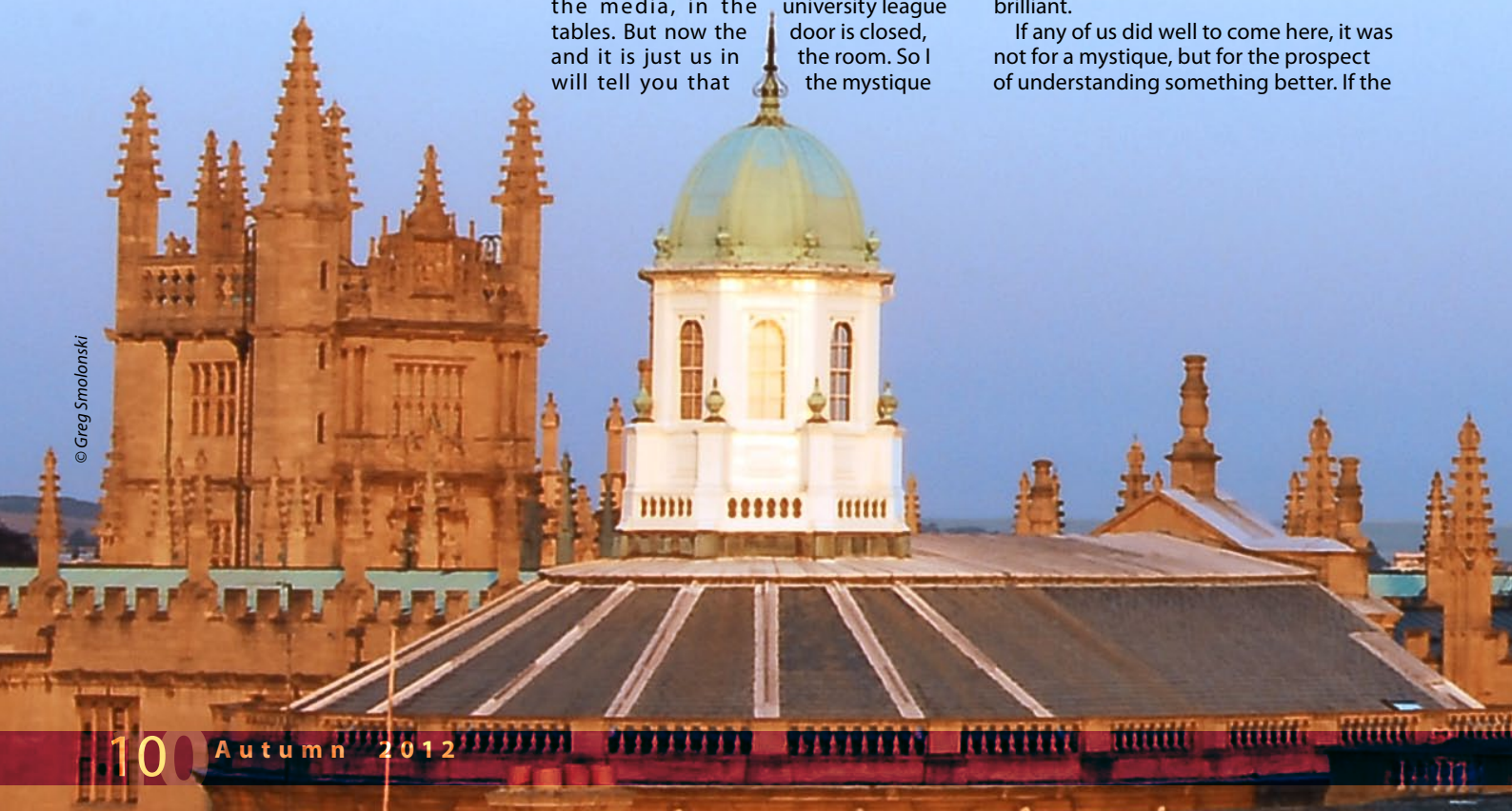
is nonsense. I hope you have learned this – I am afraid you have learned this – the generalized idea that things are glorious here is absurd.

I don’t want to knock the mystique. First, it is useful. A lot of us are in this room because, although we knew little about the Law Faculty, we knew the Oxford name. Recently I have been in Santiago, Beijing, Tel Aviv, and Moscow, and in each of those places people say “Oxford” in hushed tones. The mystique opens doors. It is useful for recruitment.

Secondly, the mystique is connected to some truths about the place. In the winter, the low sunlight on the Cotswold stone is beautiful. Cambridge is a very fine place – I would say a more refined place – but it doesn’t *glow* like Oxford. Christ Church Meadow is beautiful. Port Meadow is heartbreakingly beautiful. And it’s not just beauty. The sheer fact that this academic community has endured and evolved for 800 years, and thrived in certain ways at certain points, is a noble accomplishment of the English and the Scots and the Welsh. And it has been done with British wit. I really recommend that you read *Zuleika Dobson*.

But still, the mystique is absurd. Let me tell you some cold harsh truths. The Magdalen College choir sings beautifully; that does not make you a good singer. Building the Radcliffe Camera was a great feat; but that feat does not confer any virtue on you. You are not a brilliant lawyer just because HLA Hart or Peter Birks was brilliant.

If any of us did well to come here, it was not for a mystique, but for the prospect of understanding something better. If the



The Law Feast is the celebration of the end of the academic year for the Law Faculty's graduate students and academics. This year the Dean, Timothy Endicott, was the speaker at the Law Feast on 4 July. The following is an extract from his speech.

University did well to admit or to appoint any of us, it was not because we deserved to enter an inner circle of mystique; it was for the prospect that we might work hard at understanding something.

So I recommend this: get past the mystique.

It is hard work. It ought to be easy for lawyers. Our subject matter is unromantic. We have a highly trained sense of relevance, and mystique is a failure in the sense of relevance. But, in fact, lawyers are natural prey for nonsensical mystique.

How can we get past it? I have a technique to propose. It can be applied in every aspect of legal studies. When you reach the hard part of a problem, don't stop.

When you get to the hard part at the bar – when a lawyer for the other side has made a powerful argument – you could always play down what they have said, and divert the court's attention toward your own strongest point. Or you can take on what they say, put it better than they did, and explain why it still does not decide the matter.

When you get to the hard part in a commercial negotiation – when the other side has an interest opposed to your client's interest – you could always play it down and use your charisma or your client's bargaining power to convince the other side that they cannot get what they want. Or you can take it on, and make a commercial relationship sustainable by accounting for the other side's interest.

In these crises of intellect and of character, if you

don't stop when you get to the hard part, you have the opportunity to find reasoned support for a view as to what is just.

One hundred fifty years ago, Law in Oxford was different from today. There was no DPhil, there was no MSc in Criminology, there was no MJur or Master's in Law and Finance. There were no women studying Law. There were no Indian or Chinese students, there were hardly even any Australians. There was the BCL, but there were no examinations for it. The degree was awarded on the basis of "disputations" in which a question was put to the students. Here is an example:

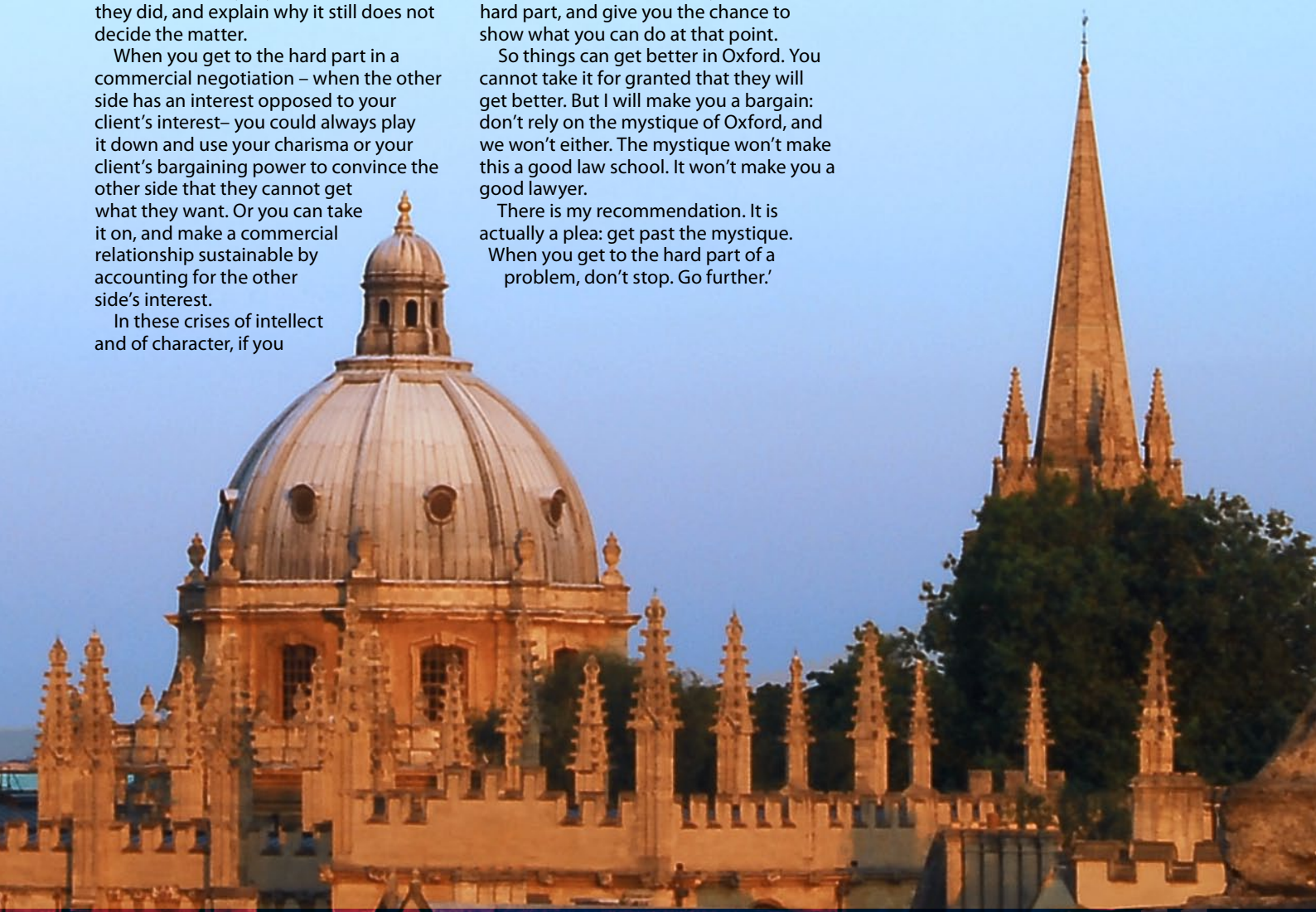
"Quid existimas de hac questione, an dominium acquiri possit sine possessione?"

I am sure I do not need to answer that question for this audience; what I want you to know is that the BCL students did not have to answer it, either. Their task was to read out marked passages from Justinian, until the master said "sufficit".

I think that examinations are, by and large, an improvement. They go to the hard part, and give you the chance to show what you can do at that point.

So things can get better in Oxford. You cannot take it for granted that they will get better. But I will make you a bargain: don't rely on the mystique of Oxford, and we won't either. The mystique won't make this a good law school. It won't make you a good lawyer.

There is my recommendation. It is actually a plea: get past the mystique. When you get to the hard part of a problem, don't stop. Go further.'



The Blavatnik School of Government

© Herzog & de Meuron



Artist's impression of the proposed new building, in Walton Street

SEVERAL MEMBERS of the Law Faculty are collaborating with the University's newest department, the Blavatnik School of Government.

The School was set up with an historic donation of £75 million from American philanthropist Leonard Blavatnik. The School's inaugural Dean is Professor Ngaire Woods, an internationally-renowned expert on global economic governance.

The School will offer a one-year Masters in Public Policy. The MPP is designed to equip future leaders with the knowledge and skills they will need to tackle the significant contemporary challenges facing governments around the world. Students will complete four core courses grounded in different disciplines: history and philosophy; economics; science and medicine; and law and politics. These courses will enable students to analyse how policy is made, delivered and evaluated at different levels – international, regional, and national – from a variety of disciplinary perspectives. The students will also be able to select two optional courses focusing on a particular policy challenge, such as financial regulation or environmental problems.

To ensure that the students are fully prepared for careers in public service, the course combines academic analysis with practical modules taught by expert practitioners designed to develop skills such as negotiation and budgeting. Students will also be expected to return to Oxford for 'refresher' courses after graduation, so that they maintain links with the School during their working life.

As well as recruiting its own full-time academic staff, and developing a network of expert practitioners from around the world, the School will draw on existing

strengths in Oxford to teach the MPP courses. A number of members of the Law Faculty, including Nick Barber, Ben Bradford, Timothy Endicott, Liora Lazarus and Dan Sarooshi, will be involved in teaching the core courses, particularly the Organization and Practice of Government course. This course will encourage students to think critically about key global issues such as poverty, security, and human rights, using tools drawn from the disciplines of law and politics. Of course, many of the Law Faculty's own graduates work in governments around the world, but by participating in the Blavatnik School, we have a unique opportunity to engage with students from a variety of academic backgrounds who will work with lawyers and deal with legal issues during their careers in public service.

The new course has proved popular, with over 400 applications for around 40 places. As the School develops, the number of places on the course will increase to 120. The prospective candidates are a diverse group drawn from

over 80 countries and from all corners of the globe. The School is looking for individuals with outstanding academic qualifications and leadership potential, drawn from the widest possible range of countries. A number of students in the first cohort have law degrees.

Currently housed in temporary premises in Merton Street, the School will in due course move to a new building in the Radcliffe Observatory Quarter designed by the renowned Swiss architects Herzog and de Meuron, best known in the UK for their work on the Tate Modern.

To keep up to date with the School as it develops, please visit the website (www.bsg.ox.ac.uk) or the YouTube channel ([Youtube.com/OxfordBSG](https://www.youtube.com/OxfordBSG)). You can also follow the School on Twitter: @BlavatnikSchool or Facebook: OxfordBSG.

*Anne Davies
Professor of Law and Public Policy
Garrick Fellow and Tutor in Law, Brasenose College*

© John Cairns



(l-r):
Professor
Ngaire
Woods,
Professor
Anne
Davies.



Rule of Law Discussion Panel with Aung San Suu Kyi



© Nigel Stead

ON 19 JUNE 2012 NICOLA LACEY was invited to join a panel convened by the LSE and the Burma Justice Committee to discuss the rule of law with Aung San Suu Kyi. At Daw Suu's request, the event opened with a brief presentation by four panellists – Nicola, Professor Christine Chinkin, Geoffrey Nice QC, and Dr Maung Zarni – in response to questions submitted by the audience and put by the chair, Professor Mary Kaldor.

Nicola writes: 'When Daw Suu arrived with her aides, the whole audience rose to their feet for an extended standing ovation. Her serenity amid the adulation was striking. Yet more beautiful in person than she appears on the screen or in photographs, she admittedly looks tired (how could it be otherwise, amid such a gruelling tour?). During our presentations, her face was quite impassive: I had the sense of her reaching down into herself for resources of energy. Judging by the acute and brilliantly focused answers, I now think that she was simply concentrating very hard. The minute she began to speak, one had the sense of exceptional intelligence, political commitment, and moral authority – not to mention an articulacy that any academic, politician or lawyer would envy.'

'Amid the intensity, there were lovely flashes of warmth and humour. Asked how she had survived her long ordeal, she referred to having a "stubborn streak" with a delightful lightness. One also saw flashes of her steel: in response to a question that implied that she had failed adequately to condemn violence against a particular group, her decisive response – that she condemned all violence – was brilliantly in keeping with her overall message about the rule of law and human rights, while being seamlessly followed up with a calmly reasoned set of arguments about the need to establish reliable information about the situation under discussion. One had the sense of a woman who is utterly in command of the relevant information; clear about her values and commitments; on top of the arguments that most effectively support them; and able to think on her feet and express her ideas concisely yet with nuance.'

Nicola Lacey is Professor of Criminal Law and Legal Theory and is a Senior Research Fellowship at All Souls College.

The Preventive Justice Project



THE PREVENTIVE JUSTICE PROJECT re-assesses the foundations for the range of coercive measures that states now take in the name of crime prevention and public protection. The project is directed by two members of the Oxford Law Faculty: Professor Andrew Ashworth, All Souls College, and Professor Lucia Zedner, Corpus Christi College. They have recently said goodbye to Post-Doctoral Research Officer Dr Patrick Tomlin, who has taken up a permanent position at the University of Reading, and they are joined for the remainder of the project by Dr Ambrose Lee. This three-year project is generously funded by the Arts and Humanities Research Council.

During the past year, the Preventive Justice Project has held two international interdisciplinary workshops, both at All Souls College – one in September 2011, the other in January 2012. The workshops were attended by scholars from Australia, Denmark, Germany, South Africa, Sweden, Israel, the United States, and Canada. Invited commentators presented their views on pre-circulated papers, followed by responses from the authors and lively debate among the invited audience. The discussions were genuinely interdisciplinary, spanning law, philosophy, political theory, and criminology. An edited collection of essays arising from the papers given at these workshops will be published soon by Oxford University Press under the title *Prevention and the Limits of the Criminal Law*.

In December 2011, the Project also hosted a Postgraduate Workshop at the Centre for Criminology on "Anti-Terror Laws and Preventive Justice" jointly with colleagues from the Gilbert + Tobin Centre of Public Law, Faculty of Law, University of New South Wales (UNSW). Nine doctoral students from both Oxford and UNSW gave papers.

UNSW flew in three Faculty members and four students and Oxford provided Faculty members and the other five graduate students. It was a fabulous opportunity for students from both sides of the globe with common interests and similar doctoral topics to meet, share ideas, and debate their theses with one another and Faculty. The workshop also provided the basis for building longer-term relationships between students and Faculty at Oxford and at UNSW, where Lucia Zedner is Conjoint Professor. She is also co-supervisor with Professor George Williams of UNSW of one of the students, Keiran Hardy, who kindly undertook much of the organization for this hugely enjoyable and truly global workshop.

Top image: Professor Andrew Ashworth and Dr Lucia Zedner; other images show scenes from Project workshops.



THE UNIVERSITY OF OXFORD MSc IN LAW AND FINANCE



UNIVERSITY OF
OXFORD

Masters in Law and Finance: First Alumni Reunion

THE FIRST ALUMNI REUNION of the Masters in Law and Finance programme (MLF) was held on 2 March 2012 at the offices of Hogan Lovells in London. The event was attended by 50 past and present MLF students together with John Armour, Hogan Lovells Professor of Law and Finance, and Dan Awrey, University Lecturer in Law and Finance.

The MLF, which was introduced in October 2010, is a nine-month full-time postgraduate course taught jointly by the Law Faculty and the Saïd Business School, which offers students with a background in law the chance to develop an advanced interdisciplinary understanding of issues at the intersection of law and finance.

MLF graduates have gone on to pursue careers throughout the world at leading international law firms, and in corporate finance, financial regulation, and the judiciary.



Corporate Governance after the Crisis: Oxford, 19–20 January 2012

THIS MAJOR INTERNATIONAL conference, organized jointly by the Faculty of Law, the Saïd Business School, and Columbia Law School, brought together over 50 leading legal scholars, economists, and practitioners from around the world to discuss fundamental questions about effective corporate governance following the financial crisis. Speakers included leading academics from Oxford, Harvard, Columbia, Yale, the LSE, Wharton, and Cornell.

The first session concerned whether banks are fundamentally different from other forms of organization and, if so, what these differences mean for how we should think about the corporate governance of financial institutions. Presentations in the second session asked whether the crisis also has implications for the governance of non-financial firms; specifically, whether any of the reasons banks might be 'different' might also apply to a set of non-financial firms. The third session explored potential unintended consequences of regulation implemented as a result of the financial crisis. The fourth session asked whether shareholders exhibit short-termism in their investment decisions and, if so, how this might be addressed. The final session considered empirical evidence on the efficacy of alternative models of corporate governance.

The speaker at the conference dinner on 19 January was Claudio Borio, Deputy Head of the Monetary and Economic Department and Director of Research and Statistics at the Bank for International Settlements in Basel.



Leading US Scholars Visit Law and Finance Programme

THE LAW AND FINANCE programme was delighted to host two leading US scholars in May 2012, Professor John C Coffee, Jr of Columbia Law School and Professor John Coates of Harvard Law School.

Both participated in a Law and Finance Roundtable on "Developments in M&A", which was generously funded by Travers Smith. Professor Coates presented a paper on cross-border M&A and the legal profession, providing data and analysis on law firms' M&A activities in Brazil, China, and India. Professor Coffee participated in the panel discussion on "Doing Deals under Systemic Risk", which reviewed how the current uncertain economic climate is effecting M&A activity. Another paper presented at the roundtable reviewed the role of controlling shareholders and the mandatory bid rule in public company takeovers.

Professors Coffee and Coates also gave Law and Finance Seminars whilst visiting Oxford. The Law and Finance Seminar Series brings to Oxford leading scholars from around the world working at the forefront of the intersection of the law and finance fields to present work in progress. Professor Coffee spoke on "The Political Economy of Dodd-Frank: Why Financial Reform Tends to be Frustrated and Systemic Risk Perpetuated", and the title of Professor Coates' seminar was "Allocating Risk through Contract: evidence from M&A".

Podcasts of these seminars together with details of all Law and Finance events can be found on the Law and Finance webpage (www.law.ox.ac.uk/theme/lawfin).

Law and Finance End-of-Year Dinner

ON 3 JULY 2012, MSc in Law and Finance graduates and the Oxford Law Faculty marked the end of the new degree's second year with a celebratory dinner.

The evening, which was generously sponsored by Clifford Chance, was an opportunity to reflect on what has been an exceptionally busy and stimulating year for everyone. It was also a moment to pause for breath and enjoy time, in the delightful surroundings of Balliol College, with classmates who have now become good friends, before departures to exciting career trajectories all over the world. This year's cohort was once again an extremely distinguished international group, with 18 different countries represented among the 32 students, who had in turn been carefully selected from over 300 applicants.



Sue Bright

SUE BRIGHT, AS VISITING PROFESSOR at the University of New South Wales (UNSW), was a keynote speaker at a symposium hosted by the City of Sydney Better Buildings Partnership with the UNSW Faculty of Law and industry leaders in March 2012.

The event addressed the current market impediments and solutions for best practice leasing, and Sue spoke about international best practice on green leasing.

www.sydneybetterbuildings.com.au/2012/better-buildings-partnership-event-tackles-best-practice-leasing/



Oxford Amnesty Lectures

AMNESTY INTERNATIONAL'S watchword, 'Protect the Human', is a call to respect existing human life. But in putting humans at the centre of our moral universe, do we imperil the ecological resources on which we depend? Does our insistence on promoting human rights ask too much of the planet? Exploring these challenging questions, this year's Oxford Amnesty Lectures consisted of seven high-profile lectures.

On 30 March, over 250 people gathered in the Gulbenkian to hear the opening lecture by Professor Elinor Ostrom, in what would be one of her final public lectures before her death on 12 June. In 2009, Elinor Ostrom became the only woman to have won the Nobel prize for economics. Her lecture, "Avoiding the Tragedy of the Commons: Confronting Challenging Collective Action Problems", provided an overview of her intellectual journey.

The lectures included activists (Peter H Gleick, co-founder of the Pacific

OXFORD AMNESTY LECTURES

MARCH - MAY 2012

PROTECT THE HUMAN PROTECT THE PLANET

Can we protect the human and save the planet? Join an Economics Nobel Laureate, an environmental activist, a UN Special Rapporteur, an international lawyer, a political philosopher, and others to find out in this year's series of Oxford Amnesty Lectures.

<p>Friday 30 March 2012 ELINOR OSTROM 2009 Nobel Laureate in Economic Sciences and Distinguished Professor, Indiana University, Bloomington, Indiana <i>Avoiding the Tragedy of the Commons</i></p> <p>Tuesday 24 April PETER GLEICK Co-founder and president of the Pacific Institute for Studies in Development, Environment, and Security, Oakland, California <i>The Human Right to Water</i></p> <p>Thursday 26 April OLIVIER DE SCHUTTER UN Special Rapporteur on the Right to Food and Professor of Law at the University of Louvain (UCL) <i>Human Rights and the Post-Carbon Economy</i></p>	<p>Tuesday 1 May ALAN BOYLE Professor of Public International Law, University of Edinburgh <i>Human Rights and the Environment - Where Next?</i></p> <p>Thursday 3 May SIMON CANEY Professor in Political Theory at Magdalen College, Oxford <i>Realising Human Rights in a Finite World</i></p> <p>Thursday 10 May KUMI NAIDOO Executive Director, Greenpeace <i>Green Rights are Human Rights</i></p> <p>Thursday 17 May BINA AGARWAL Director & Professor of Economics, Institute of Economic Growth, University of Delhi <i>Gender Inclusion and Forest Conservation - Challenging Linear Narratives</i></p>	<p>All lectures start at 5.30pm GULBENKIAN LECTURE THEATRE St Cross Building, Manor Road Oxford OX1 3TU.</p> <p>Tickets cost £8 (£5 concession) Limited number of early bird season tickets £30 (£20 concession). Available from The Playhouse, Beaumont Street, Oxford OX1 2LW.</p> <p>Tel: 01865 305305 online booking: www.ticketsoxford.com Tickets also for sale on the door, if available.</p>
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www.oxford-amnesty-lectures.org

Amnesty International

OXFORD LAW

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Institute, on "The Human Right to Water"), lawyers (Olivier De Schutter, UN Special Rapporteur on the Right to Food and Professor of Law at the University of Louvain, on "Human Rights and the Post-Carbon Economy", and Alan Boyle, Professor of Public International Law, University of Edinburgh, on "Human Rights and the Environment - Where Next?") and



Professor
Elinor
Ostrom

the Oxford political philosopher Professor Simon Caney ("Realising Human Rights in a Finite World").

Finally, in a lecture introduced and chaired by Baroness Helena Kennedy, the current director of Greenpeace International, Kumi Naidoo, outlined practical and progressive strategies to improve both human rights and environmental protection.

Oxford Amnesty Lectures is an independent charity, which aims to raise funds for Amnesty International and promote and sustain debate on human rights issues. We would like to acknowledge the personal and institutional support of the Dean of the Law Faculty, Professor Timothy Endicott, which made this year's series possible.

Dr Cathryn Costello, Worcester College, Dr Anna Russell, Louwes Fellow, Series Organisers



Dapo Akande

IN OCTOBER 2011, Dapo Akande was invited to speak at the UN, to the annual meeting of Legal Advisers of Foreign Ministers of UN Member States.

Dapo, who is Yamani Fellow at St Peter's College and Co-Director of the Oxford Institute for Ethics, Law and Armed Conflict, spoke on a high-level panel examining the contribution of the International Court of Justice to the Development of International Law. His co-panellists were the President of the International Court of Justice (President Hishashi Owada) and the UN Under-Secretary General for Legal Affairs (Patricia O'Brien). He spoke on the Contribution of the International Court of Justice to the Law on the Use of Force. A copy of his speech can be found at www.ejiltalk.org/the-contribution-of-the-international-court-of-justice-and-the-law-of-the-use-of-force/

UN Audiovisual Library of International Law

the Lecture Series features a permanent collection of lectures on virtually every subject of international law

Dapo Akande is recording a series of video lectures as part of the UN Audiovisual Library of International Law. As the UN says, 'the Lecture Series features a permanent collection of lectures on virtually every subject of international law given by leading international law scholars and practitioners from different countries and legal systems'. The series is available, free of charge, over the internet. So far, Dapo has

recorded two lectures, on "The Prohibition of the Use of Force in International Relations" and "Self Defence". Two other members of the Law Faculty, Dan Sarooshi and Guy Goodwin-Gill, have also been invited to lecture as part of the series.

More information on this important lecture series can be found at www.ejiltalk.org/un-audiovisual-library-of-international-law/

Oxford Institute for Ethics, Law and Armed Conflict

THE OXFORD INSTITUTE for Ethics, Law and Armed Conflict (ELAC) is a leading global centre for the interdisciplinary study of the ethics, law, and politics of armed conflict, led by Professor Jennifer Welsh, Dapo Akande, and Dr David Rodin. Funded by the Oxford Martin School and hosted by the Department of Politics and International Relations, its central aim is to strengthen law, norms, and institutions to restrain, regulate, and prevent armed conflict.

Recent research highlights include "The Responsibility to Prevent – Developing Ad hoc and Systemic Strategies", a project on measures to prevent mass atrocities. ELAC has been awarded follow-on funding from the Australian Civil-Military Centre for "The Prevention Toolbox: Systematizing Policy Tools for the Prevention of Mass Atrocities". A summary of the research is available at: www.elac.ox.ac.uk/R2P/

"Military Enhancement: Design for Responsibility and Combat Systems" is an exciting new collaborative project between ELAC and the 3TU. Centre for Ethics and Technology (Delft University of Technology), funded by the Dutch Research Council NOW, examining the ethical and legal implications of new military technology.

ELAC also hosts regular events attracting a diverse audience. The ELAC Annual Workshop, now in its fourth year, brings together leading philosophers and lawyers on the ethics of war. Conference papers from 2012 on "Ending War" will appear as a symposium in *The Leiden Journal of International Law*.

More can be read about the work of ELAC, including news, events, and audio podcasts, at: www.elac.ox.ac.uk



EJIL:Talk!

THE NEW INTERNATIONAL law blog, EJIL:Talk!, created by Dapo Akande three years ago, has become one of the leading fora for discussion and analysis of international law related issues.

This is the blog of the European Journal of International Law and receives over 1,500 visitors each day and over 30,000 a month. The blog hosts careful analysis of issues and events related to international law, and pieces on the blog are now regularly cited in leading international law journals and excerpted in books. (www.ejiltalk.org)

The High Sheriff's Lecture

THE HIGH SHERIFF'S LECTURE took place in the University Church of St Mary the Virgin on 11 October 2011. Hosted by the High Sheriff, Mrs Penelope Glen, the Right Honourable The Lord Mance, Justice of the Supreme Court of the United Kingdom, spoke on "Should the law be certain?"


The Lecture was followed by the Court Sermon in the presence of His Honour Judge Gordon Risius CB, Honorary Recorder of Oxford at Christ Church Cathedral, Oxford.

As in the past two years, school children were given the opportunity to compete with an essay on the topic of the Lecture, which Louise Harkness of St Helen & St Katharine School won. For her success she was invited to dinner with the High Sheriff and the Master at St Catherine's College, and was offered a tour of the Supreme Court.



(l-r): Mrs Penelope Glen (High Sheriff of Oxford), Professor Ewan McKendrick, the Rt Hon The Lord Mance, Revd Brian Mountford.

Students on the steps of the amphitheatre at the Saïd Business School.




'Fission or Fusion; Independence or Constraint?'



ON 24 JANUARY 2012, the Annual Law Society Lecture took place at the Saïd Business School. John Wotton, President of the Law Society, gave an interesting and thought-provoking speech on the changes affecting the legal profession in England and Wales as a result of the Legal Services Act 2011 and other market forces.

Mr Wotton started by sharing his observations on the current structure of the legal services market, viewed from the perspective of the solicitors' profession, before looking at the interactions between solicitors and other providers of legal services and finally turning to the new regulatory regime and its impact on the legal profession.

The lecture, aptly entitled "Fission or Fusion: Independence or Constraint?", was hosted jointly by the University of Oxford Faculty of Law and the The Novak Druce Centre for Professional Service Firms at the Business School, and was well attended by academics and practitioners from across the legal community.

A transcript of Mr Wotton's speech is available on the Saïd Business School website: www.sbs.ox.ac.uk/centres/professionalservices/Pages/LawSocietyLecture.aspx



© Maureen O'Neill

© PA Photocall

Conference on “Legal Challenges Arising out of the Financial Crisis”

ON 23 AND 24 MARCH 2012, the Institute of European and Comparative Law hosted a conference on “Legal Challenges Arising out of the Global Financial Crisis – Bail-outs, the Euro, and Regulation”. The conference was organized by Dr Wolf-Georg Ringe in conjunction with Professor Peter M Huber of Munich University.

The conference brought together scholars predominantly from Oxford and Munich to discuss the impact of the recent global financial crisis and its fundamental political and economic challenges to different areas of law. Particular importance was attached to bringing together views from different areas of law (constitutional law, EU law, financial regulation) and also from a variety of contributors (academics, practitioners, policy makers).

Sir Konrad Schiemann, the UK judge at the European Court of Justice, kindly agreed to chair the conference. Papers were given by Pavlos Eleftheriadis, Conor Quigley, John Vella, and Paul Yowell from the Oxford end, and Thomas Ackermann, Alexander Hellgardt, Peter M Huber, Gregor Kirchhof, and Rudolf Streinz from Munich, among others. Apart from academic lawyers, the conference benefitted from contributions by Sir Konrad Schiemann, Franz-Christoph Zeitler (former Vice-President of the Bundesbank), Reinhard Müller (Frankfurter Allgemeine Zeitung), David Vines (Oxford, economics), David Hine (Oxford, politics), and Nick Segal (Freshfields Bruckhaus Deringer).

The topics considered included constitutional conflicts between national parliaments and the European bail-out instruments, the so-called ‘debt-brake’ (limiting the borrowing ability of EU Member States), the role of the ECB as a lender of last resort, state aid law, and banking and financial regulation. The day’s discussions yielded a frank and constructive dialogue. The proceedings of the conference will be published as a volume with Hart Publishing.



© European Union 2011 PE-Ep/Pietro Nij-Oleari

Common European Sales Law: Why, and Why Not

ON 11 OCTOBER 2011, the European Commission published its Proposal for a Regulation on a Common European Sales Law (CESL). The purpose of the proposed Regulation is to introduce into the laws of the Member States an alternative sales law regime, which parties to selected contracts will be able to choose as the law governing their relationship.

The proposal indicates Article 114 TFEU as the legal basis of the measure, and claims that the CESL will ‘improve the establishment and the functioning of the internal market by facilitating the expansion of cross-border trade for business and cross-border purchases for consumers’. The CESL covers the whole life cycle of the contract, from pre-contractual obligations to remedies for non-performance, termination and withdrawal.

On 2 February 2012, the Oxford EU Law Discussion Group in conjunction with the Comparative Law Discussion Group organized an afternoon colloquium on the Commission’s proposal. Three speakers – Professor Hugh Beale (University of Warwick), Professor Stephen Weatherill (Oxford), and Professor Simon Whittaker (Oxford) – discussed the Common European Sales Law from the perspective of the EU’s competence to enact the Regulation, its harmonizing effects, and its practical consequences for traders and consumers, as well as its impact on national contract law.

The Involvement of EU Law in Private Law Relationships

ON 28 AND 29 SEPTEMBER 2011 the Institute of European and Comparative Law of the Faculty of Law held a conference on the involvement of EU law in private law relationships. The conference speakers included leading academics in the fields of EU law, comparative law, and European private law.

The recurring theme of the papers was the scope of policy objectives that are apt to legitimize the European Union’s as yet unsystematic tendency to serve as a source of restrictions on private autonomy, especially in the light of the tensions it sparks with fundamental concepts of national private law systems. The speakers investigated the nature and purpose of the involvement of European Union law in private law relationships from both the substantive and the constitutional perspective. The papers looked at consumer law, labour law, competition law, equal treatment law, and the law of remedies. While focusing on private law relationships they investigated the more general concepts of EU law, such as the internal market freedoms and general principles of law, and the doctrines underpinning the effective application of EU secondary law. Each conference session was followed by very lively and engaging discussion between the speakers and the audience.

The event was blessed by extraordinarily gorgeous late summer sunshine, and the intellectual richness was complemented by the opportunity to stroll around the delightful gardens of St Anne’s College in vigorous debate. The papers presented at the conference will appear in 2012 in a book edited by Dorota Leczykiewicz and Stephen Weatherill, which will be published by Hart Publishing.

The conference was supported by a generous grant from the British Academy.

Sir Konrad Schiemann speaking at the Legal Challenges Conference.

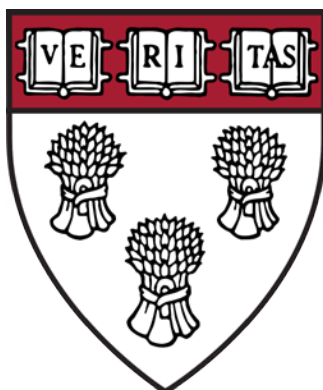


Legalism

LEGAL HISTORIANS AND LEGAL anthropologists rarely cross paths, but their methodological approaches and ideas are similar enough to provide a common pool of comparative case studies, while being different enough to provoke constructive and critical engagement. This has been the experience of the Legalism project, initially based at St John's College when established in 2009 by anthropologists Paul Dresch, Judith Scheele, and Fernanda Pirie, now Director of the Centre for Socio-Legal Studies.

Historians and anthropologists, along with classicists, orientalists, scholars of religion, and even legal theorists, have joined the conversation, presenting papers on topics ranging from law in the provinces of the Roman empire, medieval Icelandic texts, courts in Qing China, documents from Saharan oases, pacts and agreements made by Yemeni tribes, French morality plays, and many more. Legalism, as a mode of thinking about and mapping the world, seems to unite these examples as forms of law more appropriately than standard legal and anthropological paradigms, leading into discussions about rules and categories, relations between law and justice, and constructions of community.

Three workshops will lead to a series of edited volumes, the first of which, *Legalism: Anthropology and History*, published in September 2012.



Oxford-Harvard Law Colloquium

THE NEW VIDEOCONFERENCE facilities in The Cube (see p.2) were put to use for an intercontinental colloquium on constitutional theory, on 25 April.

In the afternoon in Oxford and the morning in Cambridge, Massachusetts, constitutional lawyers and theorists in the two universities discussed papers by Professor Leslie Green ("Constituting the People"), Mark Tushnet ("The First Amendment and Political Risk"), Adrian Vermeule ("The Atrophy of Constitutional Powers"), and Jeremy Waldron ("Separation of Powers or Division of Power?"). Chaired by Timothy Endicott in Oxford and Richard Fallon at Harvard, the four sessions began with replies to the Harvard papers by Alison Young and Nick Barber of Oxford, and replies to the Oxford papers by Charles Fried and Gerald Neuman of Harvard. The discussion delved into the philosophical foundations of constitutions in general, and involved everyone in the challenge of understanding the particularities of another people's constitution. The technology bridged the distance, and the discussion bridged the Atlantic culture gap. This was a follow-up to a pilot videoconference last year on the law of obligations; the two law schools are discussing future similar events. The technology creates new possibilities for conversation among groups of academics on different continents.



▲
A videoconference session links participants in The Cube with a speaker at the University of California, Berkeley during a workshop in September 2012.

The Sixth Oxford Graduate Legal Research Conference

THE SIXTH OXFORD Graduate Legal Research Conference was held at Corpus Christi College on 23 and 24 April 2012.

This conference is an important fixture in the Law Faculty calendar and as with past years it involved over 40 students' presentations and sessions on publishing in academic journals, applying for postdoctoral awards, academic careers, and publishing academic monographs (with Finola O'Sullivan of Cambridge University Press). The event provided an excellent opportunity for all research students to get together and on the Monday night there was a curry dinner in Corpus SCR. A particular highlight this year was the keynote address from Professor Hugh Collins (Professor of English Law, LSE) on the topic of "Criticism in Legal Scholarship". This was preceded by a presentation of an apron to Professor Mark Freedland who is retiring this year and was the founder of the Course in Legal Research Method. The apron was sewn by Dr Liz Fisher (who founded the conference) as a symbol of the fact that a community of legal scholars is akin to a community of craftspeople, with an ongoing commitment to the development of expertise and great legal scholarship.



The Oliver Smithies Lectures 2012

PROFESSOR TOM CAMPBELL from Charles Sturt University, Australia presented Balliol College's annual Oliver Smithies Lectures in Trinity Term 2012.

In the first lecture ("Law, Legalism and Democracy") the emphasis was on the selection of a concept of law that is supportive of democratic governance. Taking democracy to be a form of government with procedures and background conditions that are designed to distribute political power equally, Professor Campbell argued that a normative version of exclusive legal positivism is best adapted to democratic forms of governance. The second lecture ("Real and Rhetorical Rights") developed a case for jettisoning the concept of moral rights unless this is taken to mean either the rights that some person(s) ought to have or the rights that exist in the form of non-legal societal rights.



Oxford/Bayreuth Conference: European Methods and Interactions in the Field of Intellectual Property Law

ADDRESSING A ROOM of European legal academics, judges and practitioners at Jesus College in Oxford on an unseasonably mild Saturday morning in January this year, Professor Stefan Vogenauer, Director of the IECL, expressed what may be the primary argument for a European legal methodology: the requirement of justice that 'like cases be treated alike'.

As he remarked, the fulfilment of this requirement within a given legal order depends on legal methodology and, in the European legal order at least, the construction of such a methodology must be a normative rather than a descriptive task. His comments set the scene for a weekend's lively and informative discussion of some of the key methodological and institutional issues affecting the development of European intellectual property law, including presentations from 13 eminent academics, judges, and practitioners. Organized by Dr Justine Pila and Visiting Professor Ansgar Ohly, the conference generated insights of relevance to IP law and to private law generally, and involved the consideration of the feasibility of a European legal methodology. The proceedings will be published next year in A Ohly & J Pila (eds), *The Europeanisation of Intellectual Property Law: Towards a Legal Methodology* (OUP, 2013). For further information see our conference page at www.law.ox.ac.uk/conferences/europeanmethods



(Top row, l-r): Hugh Collins; Finola O'Sullivan; Dr Liz Fisher
(Bottom row, l-r): Kosmas Kaprinis, Francesco Carelli, Anzhela Yevgenyeva, Anna Begemann.

Library people ▶

(l-r): Sonja Kujansuu, Michele Walker, Elizabeth Bird, Jan Stroud, Beth Paton, Ben Spiers, Margaret Watson, Ronald Richenburg, Hannah Chandler, Andrew Milner, Elizabeth Wells, Ruth Bird, Gill Hicks, Kathryn Tyne, Lindsay Robinson, Kate Jackson, Julie Alden, Penny Schenk, Helen Garner, Tanya Ursulova.

Award winners and their families ▶▶

(l-r): Kate Jackson (and John Matthews), Ruth Bird, Sandy Meredith (and Corey Benfield), Margaret Watson (and David Frudd), Ronald Richenburg.

Bodleian Law Library

The Year in Review

THE LAW LIBRARY is a busy place, especially during term time, and a favourite destination for law students. It provides a nice, studious atmosphere, which is self-regulated, and even though the book collection is less used than in the past, our readers come equipped with laptops and iPads, taking notes directly online. They are also busy using wifi to access the e-resources for research, to chat with friends on Facebook, to tweet, and to send messages.

So, although at first glance it looks as full as it ever was, the big change to the way people use the library is the most remarkable new feature our alumni notice when they visit us.

New Services

Each year we try to improve the services we offer our students. In 2011, we set up a partnering scheme called Law Library Link. A specific library staff member was assigned to each first-year undergraduate as the first point of contact for any query related to resources or research. The intention of the scheme is to provide a familiar face and name of at least one library staff member for each student whenever they would like some advice or assistance. The scheme was welcomed by the students, and it will be ongoing for the new undergraduates. This year we will extend it to first-year research postgraduates, providing extended advice to assist with research planning.



BLL Reading Room



The Collections

As the range of law electronic resources grows, the library has to take hard decisions, which can involve cancelling some paper resources in favour of the e-version. For those readers who rarely come to the library, this means they have 24-hour access to the information regardless of their location. We are concentrating our efforts on building a broad and relevant range of texts on the vast range of legal topics in many jurisdictions, to provide the coverage expected by our research students who come from so many foreign countries to undertake their studies with us.

We undertook a major project to make available our collection of late nineteenth and early twentieth century law theses from Europe – mainly from Germany, Italy, and France. We have around 18,000 on our shelves, and they were never added to the online catalogue in the 1980s. Most of them went on to be published as monographs, and can be found in the national libraries of Germany and France. However, we hold the only collection of these in the UK. When we renovated our ground floor for the Official Papers collection to move in, we also created extra space for our older or superseded collections. These foreign dissertations are now available on open shelves for any reader to access. And to make sure they are known to our scholars, we created a special database to index the titles, authors, and subjects. There are some interesting topics, dealing with legal issues in the lead-up to the First World War – the role of railways, the vexed topic of armament build-up, the early analysis of international law and its role. The database can be searched freely at www.bodleian.ox.ac.uk/law/e-resources/search-foreign-dissertations

Teaching Award

A highlight of the year was recognition of our work in teaching legal research skills and taught courses, from the compulsory first-year course through to sessions aimed at the postgraduate researchers. It was also a recognition of our one-on-one Book a Librarian sessions, offered to students and fellows alike. We received a teaching award and funds from the University of Oxford, which we shared among us, to purchase a Kindle and an iPad for staff use. This enables the staff to be as up to speed as the students are with applying the newer technologies to their research methods.

Building Works

The year started with the ongoing extensive lighting and electrical work in the library. The installation of new roof lights in the Main Reading Room was a major undertaking, with a mobile forklift truck being used by the contractors – not a very common sight in a library!

As part of the works to create a new office area for the Faculty of Law, there were alterations made to the Graduate Reading Room, reducing it in size to allow the English Faculty to move its PC teaching lab to the space. Roofing works last summer resulted in some minor flooding; the quick work of staff averted any long-term damage to our US collection. We are hoping that by the end of summer all these works will have finished, with proper wiring and lighting finally in place!



Roofing works resulted in some minor flooding!

Our Benefactors

We once again benefitted from the marvellous and very welcome ongoing financial support of our major donors. The nature of their gifts are:

Freshfields Bruckhaus Deringer:

Contribution to the salaries of two staff who undertake the teaching of the Legal Research and Mooting Skills subject taught in first year, and to the ICT support staff member.

Baker & McKenzie: Support for major foreign law and specialist e-resources used by students undertaking all degrees.

Hogan Lovells: Funding of all weekend opening staff for 27 weeks of the year, to ensure extended Saturday and Sunday opening of the Law Library.

Slaughter and May: Funding of the production of brochures, guides, and a wide range of support materials used in the Legal Research courses taught by the law librarians.

Weil Gotshal & Manges: Funding of the Westlaw Database, an essential e-resource used by every law student in all the various courses.

Allan Myers AO QC: Funding for additional Australian books and e-resources used in particular by students on the BCL/MJur.

Several sets of chambers and firms also provide a matching grant to the Law Library when they present a prize to students in various subjects.

We thank everyone for their support of our library. In this digital age, the pressures to 'go digital' are financially demanding, and the support we receive means we are able continually to strive to provide the best resources possible to our wonderful students.

Ruth Bird

Centre for Competition Law and Policy



THE UNIVERSITY OF OXFORD CENTRE FOR COMPETITION LAW AND POLICY (CCLP) provides a centralized platform for teaching and research in competition law and policy at the University of Oxford. Courses and public events focus on competition law in the EU, UK and the US, on international aspects of competition law enforcement, and on antitrust economics.

In September 2012 the CCLP hosted a symposium dedicated to Competition Law Enforcement. This two-day event provided an opportunity for in-depth discussion of the law, economics, and policy of antitrust enforcement. Speakers included competition officials, representatives from the United Nations Conference on Trade and Development (UNCTAD), the Organization for Economic Co-operation and Development (OECD), practitioners and academics. The symposium was organized in conjunction with the George Washington University Competition Law Center and the OUP Journal of Competition Law Enforcement.

In June 2012, the CCLP hosted a Roundtable Discussion on Competition Law in Latin America. This event was dedicated to exploring recent trends in competition enforcement in Latin America, featuring presentations by the heads of the competition authorities in Chile and Colombia, and the former head of the Brazilian competition authority.

In May 2012, the Centre hosted the 8th Symposium on Competition amongst Retailers and Suppliers. Academics, competition officials, and practitioners debated retail consolidation, market trends in the retail sector, suppliers' access to markets, rivalry between branded and private label products, and the consequences of buyer power. The event was organized in conjunction with the Oxford Institute of European and Comparative Law (IECL).

Earlier this year, the CCLP hosted an international conference on Buyer Power in Competition Law. Speakers from Europe and the US explored the welfare effects and regulation of buyer power. Presentations analysed the treatment of buyer power in merger control, the abuse of buyer power, the treatment of buying alliances, and buyer cartels. The event was organized in conjunction with the Oxford/Stockholm Wallenberg Venture.

For further details see the CCLP website (www.competition-law.ox.ac.uk).

Ariel Ezrachi

Centre for Criminology

FIDUCIA

TWO MEMBERS of the Faculty of Law – Julian Roberts and Andrew Ashworth – are involved in the cross-jurisdictional European project 'FIDUCIA'. In 2011, €2.7 million were awarded by the FP7 programme of the EC for research into new forms of crime, criminal policy, and the promotion of trust in justice.

The FIDUCIA project stems from the idea that public trust in justice is critical for social regulation, since it is tightly related to the respect for institutions, and to personal compliance with the law. Led by Stefano Maffei (DPhil Oxon 2004), a Lecturer in Law at the University of Parma (Italy), the FIDUCIA project will shed light on four distinctively 'new European' crimes: cybercrimes, drug trafficking, trafficking of human beings, and criminalization of migration and ethnic minorities.

Other Oxford academics (Professor Federico Varese and Dr Paolo Campana from the Department of Sociology, and Dr Ben Bradford from the Centre for Criminology) are also part of the FIDUCIA project.



Top: "Criminology and criminal justice reform" organized by the Centre for the Study of Criminal Justice at Renmin Law School in Beijing.
Bottom: Ian Loader makes a contribution.

THIS HAS BEEN A BUSY and successful year for the Centre in terms of research and teaching. The MSc Criminology and Criminal Justice programme continues to thrive, attracting high quality students from around the world. This year we welcomed 29 masters' students to the Centre to join our existing graduate research community. We are delighted to congratulate the 10 criminology doctoral students who have successfully submitted in the past year.

This year, we were pleased to welcome several new staff to the Centre. Marianne Colbran was appointed as our second Howard League Postdoctoral Fellow and has been conducting research on the social production of news about crime and punishment. The third Howard League Fellow – Ana Aliverti – takes up the post in October. She will build upon the work she conducted as a doctoral student in the Centre on the use of criminal law in the control of immigration. Ambrose Lee joined the Centre as a research officer to work with Andrew Ashworth and Lucia Zedner on their Arts and Humanities Research Council (AHRC) funded project on preventive justice. Ambrose has subsequently been awarded a Leverhulme Trust Early Career Fellowship, which runs for three years from May 2013. Sharon Shalev joined the Centre as a Research Fellow having received an award from the Fell Fund to conduct a study of practices of solitary confinement across Europe. This project builds upon and extends Sharon's previous work on 'Super-max' prisons in the US. The Centre welcomed Ben Bradford as a Career Development Fellow. Ben has brought expertise in quantitative research to the Centre as well as deepening our existing research strengths in policing. His book, *Just Authority? Public Trust and Police Legitimacy*, is to be published this year by Routledge.

The Seventh Annual Roger Hood Public Lecture – which has established itself as an important event in the life of the Centre – was delivered this year by Professor Marie Gottschalk of the Department of Political Science of the University of Pennsylvania. Her subject was "What's Race Got to Do with It? Penal Reform and the Future of the Carceral State in America". The Centre also hosted a successful international conference on "The borders of punishment" (organized by Mary Bosworth), two interdisciplinary workshops on preventive justice (organized by Andrew Ashworth and Lucia Zedner), and a one-day conference on "Police professionalism". The latter was the inaugural conference of the Police Research Discussion Group, which has been set up by graduate students in the Centre to bring together doctoral researchers working on policing across the social sciences at Oxford. In June, four members of the Centre – Ian Loader, Ben Bradford, Rachel Condry, and Sharon Shalev – participated in a symposium on "Criminology and criminal justice reform" organized by the Centre for the Study of Criminal Justice at Renmin Law School in Beijing. The symposium brought together around 80 academics and graduate students from across China.

This is my last report as Centre Director. It has been an honour and a privilege to serve as Centre Director over the past seven years and to help build the Centre into a world-class site of research and teaching excellence. My successor – Professor Carolyn Hoyle – took over as the new Director in September. I am confident that the Centre will be in extremely capable hands.

As ever, those who wish to find out more, or keep abreast of the Centre's research and teaching activities, can do so at www.crim.ox.ac.uk

*Ian Loader
Professor of Criminology and
Director of the Centre for Criminology*

Centre for Socio-Legal Studies Celebrates 40th Anniversary

ON 22 JUNE 2012 THE Centre celebrated 40 years of socio-legal studies at Oxford. At a workshop to mark the event prominent socio-legal scholars, many with long-standing associations with the Centre, and former members who have continued to eminence elsewhere, met current members, associates, students, and collaborators. It was an opportunity to review the work and success of the Centre, but also to debate central questions about socio-legal studies, its character as inter or multidisciplinary, the multifaceted nature of its scholarship, and its relations with legal theory.

The Centre was founded by the Economic and Social Research Council (then the SSRC) in 1972 and soon put socio-legal studies firmly on the academic map in the UK. When that funding ended in 1992, the Faculty generously (and wisely) decided to continue support, and the Centre flourished under Denis Galligan, until I took over as Director in 2005.

The brief has always been to study law in society, encompassing both empirical and theoretical research on law, and its place and role within society. In the early days the Centre's researchers considered law as a tool of government and an instrument for social change, asking whether it did, indeed, achieve these aims. But the remit has broadened to take into account the proliferation and variety of laws within the modern world. Current research topics encompass the regulation of social, environmental, and economic life, public law and the administration of justice, constitutions and their social foundations, international law,

including the laws of war, and the new areas of privacy and data protection. Meanwhile, the geographical ambit has also expanded: there is work in developing countries, notably Africa and China, and studies of transitional countries, especially in eastern Europe. Research is also carried out on the borders of law: the Civil Justice programme considers alternative models of dispute resolution, and there is a vibrant programme on transitional justice, as well as anthropological studies of marginal laws. There has also been an expansion in the types of society being considered, from nation states, new and old, to historic or 'ethnic' communities, patterns among migrants, and the international arena.

These developments were reviewed and discussed during the workshop. In the first of three panels, Denis Galligan, William Twining, Nicola Lacey, and Marina Kurkchian discussed the extent to which socio-legal researchers can or should use and contribute to legal theory. One view held that socio-legal approaches should be unconstrained by the philosophical questions of legal theory, while others maintained that all researchers were theoretically engaged and, indeed, that empirical studies could make a major contribution to philosophical questions about the nature of law.

The second panel, led by Bettina Lange and Patrick Schmidt, and including Caroline Sawyer, Reza Banaker, Maurice Sunkin, and Chris Decker, produced a firm consensus about the value of diversity within socio-legal studies and the multidisciplinary approaches promoted by the Centre. This was echoed by Rosemary Hunter, who described the

exciting research she has recently encountered as chair of the Socio-Legal Studies Association. In the last panel, chaired by Linda Mulcahy, she was joined by Hugh Beale, who spoke of the value of academic work to the Law Commission, while David Cowan considered the challenges faced by young researchers. The proceedings were rounded off by Roger Cotterrell and David Nelken, who summarized and discussed the importance and future of socio-legal studies.

Many of these debates are not new but, if anything, that confirms my view that socio-legal studies and the Centre's researchers are confronting important social and academic issues. Indeed, it is not just that law is important in almost any society in which it is present, and that it is a complex and multifaceted social form, interesting in its own right. It is also self-reflexive, with its own scholars, theories, and philosophies. Considering the work and influence of these legal specialists, as well as the broader social contexts in which law is created and on which it has an influence, is a task that calls for scholars with a range of disciplinary backgrounds. The Centre provides an environment in which they can meet, debate, collaborate, and encourage younger colleagues. We have been extremely lucky to attract generous benefactors in recent years, who have enabled us to recruit a changing body of excellent researchers, and it is their interests, often innovative, bold, and ambitious, that have shaped the field. My task is to ensure that the Centre continues to provide such an environment, I hope for at least the next 40 years.

Fernanda Pirie, Director

40th Anniversary Workshop (l-r): attentive audience; William Twining; (top) Denis Galligan, Iginio Gagliardone and Binesh Hass; (bottom) Roger Cotterrell, Patrick Schmidt, Doreen MacBarnet; Timothy Endicott and Fernanda Pirie.

Programme In Comparative Media Law And Policy

THE PROGRAMME IN COMPARATIVE MEDIA LAW AND POLICY (PCMLP), Centre for Socio-Legal Studies focuses on the rule of law in transitioning or fragile societies around the world. Recent developments in new communication technology have posed dramatic challenges and questions. From the role of media in the Arab Spring, to the explosion of mobile phone use across Africa, to the challenges of regulating social networking sites in China, there are significant transformations in the ways in which states govern, people participate, and power is distributed. At PCMLP we are addressing these questions in a variety of contexts in Africa, Asia, and the Middle East.

Our China project has thrived over the past year. With funding from the European Union we are currently examining legal and regulatory issues concerning new media in China. We have organized several events in China, at Renmin University and Peking University, and in Oxford, hosting prominent visiting academics in both places.

We have developed, in partnership with universities in India, a project exploring questions of media regulation and politics in South Asia. The partnership flows from an annual seminar and moot

Manor Road Building photo by Steve Allen



court competition that brings together more than 30 top law schools. Anup Surendranath, a graduate student who has worked on our India initiatives, has recently taken up a post at the National Law School, Delhi and will be establishing a Centre for Media Policy that will further strengthen our work in the region.

PCMLP has also been deepening its research in Africa. In Somalia we have been researching how new technology and social media, as well as older means of communication, are supporting peace-building and transitional justice efforts but have also promoted violence. This project has significant policy implications, and has received funding from the United Nations and the African Union.

Our work in Africa has strong links with other research institutes in the UK. We are working closely with the Centre for Governance and Human Rights at the University of Cambridge, to understand the connections between mobile phones and political participation in Africa. We are further developing this field in collaboration with the DFID-sponsored Justice and Security Research Programme at the London School of Economics. As part of a broader effort to join together our shared agendas, we held a joint seminar series on Media and Governance in Fragile States, which takes place at all three institutions.

In February 2012 we started a project on media policy in the Middle East with partners in Doha, Qatar. We held our first seminar there, emerging from the Moot Court project

described in the mooted section of Law News.

Summer Institute

This year PCMLP celebrated the 15th year of the annual Annenberg–Oxford Media Policy Summer Institute, which is run in partnership with the University of Pennsylvania's Annenberg School for Communication. The Institute focuses on attracting talented participants from around the world, and it serves as an opportunity to develop a cohort of leaders in this field. Admission to our incoming 2012 class was highly competitive, and we were pleased to offer fully-funded places to students from developing countries through the support of Internews and the Ford Foundation, India. Among our 30 participants were early career academics, journalists, regulators, and activists from 25 countries including China, Iran, Kazakhstan, Uzbekistan, Pakistan, Nigeria, Kenya, Nepal, Serbia, and Russia. Our focus this year was on media policy in China and India. Several days were also spent exploring the role of new technology in Africa and countries emerging from violent conflict.

China

OVER THE PAST year, PCMLP has been expanding its efforts to engage with China. Rogier Creemers coordinates PCMLP contribution to an EU-funded project to support media law reform in China.

Since the project began in 2011, PCMLP has been involved in organizing a number of workshops in China and in

Oxford, and it has hosted several guest researchers from China, including Professor Zhuge Weidong from Peking University's Law Faculty, Gong Wenxiang, Head of the Journalism Department at Peking University, and Huanqing Yao of Renmin University's Law Faculty. This project will continue to grow over the next year and several more events are planned in Beijing, including a training session built around the Price Media Law Moot Court Competition, which is aimed to enable Renmin University to develop judges' and lawyers' training modules for domestic use.

PCMLP is also exploring the impact of China's growing role in the information space in Africa. China's economic success, impressive growth of Internet users, and relative stability have quietly promoted an example of how the Internet can be deployed within the larger political and economic strategies of developing states, moving beyond the democratization paradigm promoted in the west. New evidence suggests that this model is becoming increasingly common, but it is not clear how and why it is spreading. Iginio Gagliardone's British Academy project explores China's regulatory, political, and social impact in two democracies (Ghana and Kenya) and two autocracies (Ethiopia and Rwanda) where China has recently increased its involvement in the communications sector.

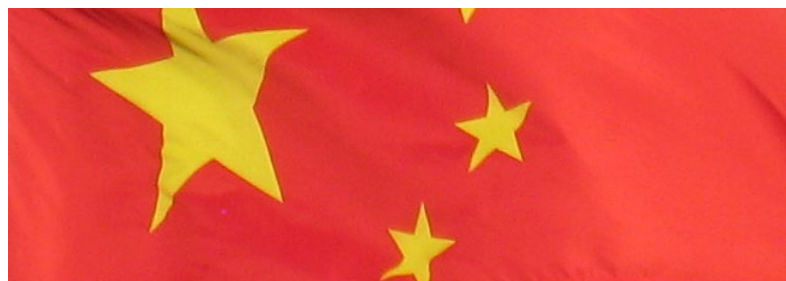
Workshop: Chinese Media Legislation and Regulation: Trends, Issues, and Questions

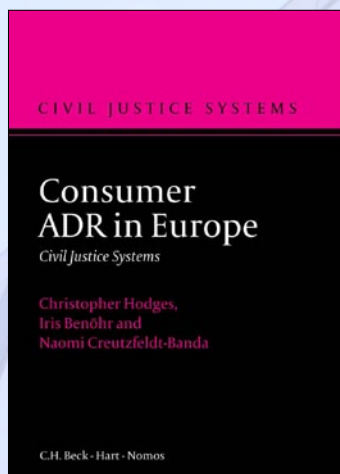
CHINA'S MEDIA landscape has experienced tremendous changes over the last few years. Technological innovation and the explosion of internet use have changed the landscape for dissemination of entertainment and information.

In June 2012, the PCMLP at the Centre for Socio-Legal Studies, organized a two-day seminar to explore emerging issues in the field of Chinese media law and policy.

Papers presented covered a variety of issues on Chinese Media Governance, Free Speech and Defamation on the Internet, and Challenges of Media Tort Law in China. The seminar, convened by Dr Rogier Creemers, brought together academics from Renmin University, Shenzhen University, the Communications University of China as well as researchers from the University of Pennsylvania and the University of Lugano. It was held in partnership with the Great Britain China Centre and was supported by the European Union.

Nicole Stremmler





Consumer ADR and Disappearing Courts

THE EUROPEAN COMMISSION issued proposals for new structures on consumer ADR (alternative dispute resolution) and ODR (online dispute resolution) in late 2011, which are anticipated to become EU law by the end of 2012 and to herald major developments in national justice systems by 2015.

A team in the Centre for Socio-Legal Studies has been researching exactly what consumer ADR structures exist across the EU. Their book (Christopher Hodges, Iris Benöhr, and Naomi Creutzfeldt-Banda, *Consumer ADR in Europe* (Hart, 2012)) explains how consumer ombudsmen and similar code schemes operate in 10 Member States, and underpins the changes in the EU legislation.

The research found that consumer ombudsmen systems have increasingly replaced courts for consumer-to-business complaints. In many countries, courts – even small claims tracks – are too slow and expensive, whereas consumer ADR systems, if properly designed, are quick, cheap, and above all user-friendly. The consumer ADR systems also have considerable opportunities in capturing aggregated market information and enabling trends and problems to be identified quickly, acting as regulatory behavioural systems. Professor Hodges has advised the European Commission and Parliament rapporteurs on the legislation, and is in ongoing demand from governments, business, ADR providers, and consumers over designing effective future systems.

Oxford Intellectual Property Research Centre

THE OXFORD INTELLECTUAL PROPERTY RESEARCH CENTRE (OIPRC) enjoyed an extremely busy year. In addition to its regular annual activities such as the IP Moot and Speaker Series, the Centre hosted a number of one-off events and its members made a number of important scholarly contributions to on-going debates. The Centre's activities spanned the range of the field of intellectual property and, reflecting the inter-disciplinary nature of the Centre, incorporated several scholars from disciplines other than law. The coming year promises to be equally exciting, with a number of major international conferences and workshops planned.

Intellectual Property Speaker Series

THE OIPRC INTELLECTUAL PROPERTY SPEAKER SERIES involved 16 talks in total, by leading academics from across Europe and the US.

Professor Barton Beebe (New York University), Professor Lionel Bently (Cambridge), Dr Mireille van Eechoud (University of Amsterdam), Professor Stacey Dogan (Boston University), Professor Roger Brownsword (Kings College London), and Dr Jennifer Davis (Cambridge) were among the speakers. The series also featured a number of non-lawyers, including Professor Bruno Van Pottelsberghe (Solvay Brussels School of Economics and Management), Dr Ken Shadlen (London School of Economics), Dr Nikolaus Thumm (Chief Economist, European Patent Office), Dr Greg Taylor (OII), and Professor Alan Durant (University of Middlesex). Topics ranged from patent protection in Europe, China, and Latin America, to the treatment of parody in European copyright law and the informativeness of online advertising keyed to the unauthorized use of trade marks.

Oxford–Melbourne Intellectual Property Seminar

THE FIRST OXFORD–MELBOURNE INTELLECTUAL PROPERTY SEMINAR took place in May 2012.

The seminar was given jointly by academic members of the OIPRC and the Intellectual Property Research Institute of Australia at the London offices of Baker &

McKenzie. The seminar was an assessment of the Hargreaves Review One Year On by Professor Christine Greenhalgh (OIPRC, University of Oxford) and Professor Sam Ricketson (IPRIA, University of Melbourne)

European Trade Mark Law Workshop

IN FEBRUARY 2012, the OIPRC hosted a workshop on the future of European Trade Mark Law, to discuss the Max Planck Study on the Overall Functioning of the European Trade Mark System, which was submitted in 2011 to the European Commission.

We were joined not only by the authors of the Study but also by several leading trade mark scholars, judges, and barristers.

Report Explores Problem of Trade Mark Clutter

A RECENT CO-AUTHORED REPORT for the UK Intellectual Property Office by Professor Christine Greenhalgh provides insights into those aspects of trade mark law that can create so-called cluttering.

This report both presents a conceptual discussion of “cluttering” of trade mark registers and offers an empirical analysis of the problem, looking at trade mark applications at the UK Intellectual Property Office (IPO) and the European trade mark office (OHIM).

A New President of ATRIP

PROFESSOR GRAEME B DINWOODIE was elected President of the International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP), becoming only the second UK holder of that position after Professor William Cornish of the University of Cambridge (who was President from 1985–1987).



Emily Hudson

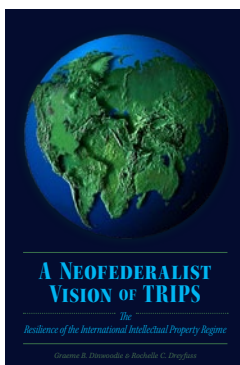
DR EMILY HUDSON joined the University of Oxford in January 2012 as Career Development Fellow in Intellectual Property Law (associated with St Peter's College).

Emily previously worked for the University of Queensland and the University of Melbourne, and for three years was a solicitor at Minter Ellison Lawyers.

Book Launch

THE PUBLICATION OF A Neofederalist Vision of TRIPS: The Resilience of The International Intellectual Property Regime (OUP, 2012), the latest collaboration between Graeme Dinwoodie and Rochelle Dreyfuss, was celebrated at a book launch at New York University School of Law on 11 April 2012.

At the launch, Professor Laurence R Helfer, the Harry R Chadwick, Sr Professor of Law at Duke University School of Law praised the book as 'The crowning achievement of more than a decade of incisive scholarly analysis by two leading scholars of intellectual property law and policy, *A Neofederalist Vision of TRIPS* offers an astute and balanced prescription for the future of the international intellectual property system... promoting a global innovation regime that preserves space for national experimentation and accommodates competing interests and values.'



(From top, l-r): Graeme Dinwoodie; Emily Hudson; Timothy Endicott, Graeme Dinwoodie, His Honour Judge Colin Birss QC, and Philip Westmacott; the cover of *A Neofederalist Vision*; David Vaver.



Pattishall Medal for Excellence and Innovation in Teaching

PROFESSOR DAVID VAYER, Emeritus Professor of Intellectual Property & Information Technology Law, has been awarded the Pattishall Medal for excellence and innovation in teaching of subjects related to trademarks and trade identity, having been nominated by one of his former students.

Sponsored by the Pattishall firm and the International Trademark Association (INTA), the Pattishall Medal was established in tribute to Beverly W Pattishall, a pioneer in the development of trade mark law in the US, to recognize educators in the business and legal fields for outstanding instruction with respect

to trademarks and trade identity.

On notification of this award, the Pattishall Medal Project Team stated: "Congratulations on your outstanding accomplishment. The high esteem in which your nominators hold you is a testament to your positive and important influence on them not only in your capacity as their former professor and fellow faculty member, but also in your continuing role as a professional colleague and mentor."

The medal is presented every four years and was last awarded in 2008 to Professor Graeme Dinwoodie.

Oxford Diploma in Intellectual Property Law and Practice Alumni Reception

ON 28 FEBRUARY 2012, the first Diploma in Intellectual Property Law and Practice Alumni Drinks and Talk took place at the Oxford and Cambridge Club in London.

The event was attended by about 75 diploma alumni and tutors. His Honour Judge Colin Birss QC, Patents County Court, gave an entertaining and provocative talk about the practice of intellectual property law in the UK and the EU. The event also celebrated the fourth year of collaboration between the Faculty of Law and the Intellectual Property Lawyers' Association.

Mark Rogers Seminar

MARK ROGERS, an academic member of the OIPRC, Fellow of Harris Manchester College and Professor of Innovation at Aston Business School, died in July 2011 after a long battle with cancer.

On 4 October 2011 a one-day seminar titled "Intellectual Property, Innovation and Business Performance: Commemorating Work by Mark Rogers" was held at St Peter's College, jointly sponsored by the OIPRC and the UK Intellectual Property Office (UKIPO). Presentations were made by UK-based and international speakers on a number of recent UKIPO-commissioned projects relating to patents and trademarks, in most of which Mark had been involved as a co-author. (To find several studies published in 2010 and 2011, go to www.ipo.gov.uk/pro-ipresearch.htm.) A special Issue of the journal Oxford Economic Papers is in preparation for publication in 2013 on the topic of "Innovation and Intellectual Property", with contributions on topics related to Mark's work in the wider field encompassing both the microeconomics of innovation and the macroeconomics of innovation and growth.

Institute of European and Comparative Law

Photo: The Final Countdown by Edoardo Forneris (www.fotopedia.com/users/5afk8ZfM3w)

The Institute of European and Comparative Law supports the work of the Law Faculty by facilitating teaching, research, and many other activities in the areas of European and comparative law.

Before the academic year 2011–2012 began we faced a tragic loss – reported in last year's Law News – when Lord Rodger of Earlsferry, Justice of the Supreme Court and Chairman of the Institute's Advisory Board, died after a short illness. Alan had been a great asset to the Institute, being extraordinarily generous with his time and his advice. Generations of incoming exchange students from the continent have fond memories of him inviting them to attend a hearing in the House of Lords and, later, in the Supreme Court where he would introduce the case to be heard with a concise and entertaining mini lecture that tended to begin and conclude with Roman law. We are most fortunate that Lord Mance, JSC, kindly agreed to take over as Chairman of the Advisory Board and chaired a meeting in the Supreme Court before the summer.

In September 2012 we finalized work on a major three-year research project with the Humboldt University in Berlin, on the relationship between the emerging European contract law instrument and the domestic contract laws of England and Germany. The results will be published by Oxford University Press in early 2013. European contract law was also the focus of a major

survey among European businesses, to establish whether a European contract law instrument, if enacted, would actually be chosen by businesses engaging in cross-border trade. The results were keenly awaited by the European Commission, so this was a project having impact far beyond the dreaming spires.

Yet another survey was conducted in conjunction with the Statute Law Society and with the support of the United Kingdom Centre for Legal Education and Herbert Smith Freehills LLP. It gathered data on the teaching of legislation, including EU legislation, in the law schools of this country.

Dr Geneviève Helleringer finished her two-year EU-funded Marie Curie Fellowship for postdoctoral work on contract clauses; Dr Thomas Dietz and Dr Jure Vidmar finalized their book manuscripts on the emergence of new forms of cross-border contract enforcement institutions and human rights in international law, respectively. Both their postdoctoral projects were funded by the Anglo-German Fellowship programme of the Volkswagen Foundation. Before the summer we secured renewal of our academic exchange with the Max Planck Institute for Comparative and Private International Law in Hamburg for another five years.

The Institute co-ordinates the Oxford "Law with Law Studies in Europe" degree, and the corresponding undergraduate exchange programmes with our partner faculties in France,

Germany, Italy, Spain, and The Netherlands. Altogether 35 Oxford law undergraduates spend an Erasmus year at a continental university every year, with the same number of continental students coming to spend a year in an Oxford college. We are currently exploring, together with the Law Faculty, whether to introduce an exchange programme with a leading Chinese university. This would be a massive challenge – and force us to rename the degree programme! Another part of our teaching activities that has become a fixture is the hugely successful French Law Moot, supported by Gide LLP (see p.47).

Several conferences were organized by the Institute and brought together academics and practitioners from all over the world. Topics included "Legal Challenges Arising out of the Global Financial Crisis", "International Commercial Arbitration and Global Governance" and "Iniuria and the Common Law: Roman Law, Scottish Law, South African Law."

The Oxford/Stockholm Venture in European Law has come to a conclusion after more than a decade. It was generously funded by the Wallenberg Foundation and enabled Professor Ulf Bernitz to spend time at Oxford and promote Scandinavian law. In the future this position will be funded by the University of Stockholm.

We were also fortunate to launch a new scheme, so that we remain the only academic institution in the English-speaking world with

a dedicated position for a Scandinavian lawyer: October 2012 saw the arrival of the first Stockholm Centre Oxford Fellow, Dr Gustaf Sjöberg. He will be the first postdoc on this new programme, which we run together with the Stockholm Centre for Commercial Law.

During the coming year, we will be increasing our teaching provision in French and German law. Dr Geneviève Helleringer has agreed to stay on in order to help with the former; the latter will be provided by Dr Andreas von Goldbeck-Stier, the incoming DAAD Lecturer in German Law, and Dr Konstanze von Papp, who has just taken up the position of Erich Brost Career Development Fellow in German and European Law. All of this will be greatly facilitated by the conversion of some of our space into further workplaces which finally went ahead over the summer.

We would not be in a position to offer such a fascinating and varied menu of activities to our students and scholars were it not for the generous support of our external sponsors, and we are extremely grateful to the Deutscher Akademischer Austauschdienst, the Wallenberg Foundation, the Stockholm Centre for Commercial Law, the Volkswagen Foundation, Herbert Smith Freehills LLP, Gide Loyrette Nouel LLP, and, first and foremost, Clifford Chance LLP for their continuing support.

*Stefan Vogenauer
Professor of Comparative Law
and Director of the Institute*

Tax at Oxford



Lord Hoffmann and Graham Aaronson QC at the GAAR conference in February 2012

TAX LAW HAS BEEN in the news this year, and the tax group in the Faculty working with the Oxford University Centre for Business Taxation (OUCBT) have been participating actively in the debates.

In February 2012, the OUCBT and Law Faculty organized a major international conference at the Queen Elizabeth Hall in London on the Aaronson proposals for a general anti-avoidance rule (GAAR). Graham Aaronson QC was joined by all the members of his Study Group, including Lord Hoffmann, Visiting Professor in the Law Faculty, Sir Launcelot Henderson (Judge of the Chancery Division of the High Court of Justice and Fellow of All Souls), and Judith Freedman, Professor of Tax Law (Worcester) as well as other UK experts and leading authorities on the GAARs of other jurisdictions.

This influential event, initiated by Professor Judith Freedman and Professor Ann O'Connell of Melbourne University, was attended by policy makers, practitioners, and academics and funded by OUCBT with assistance from the Oxford Melbourne Law School Research Partnership generously sponsored by Mr Allan Myers AO QC. Thanks also go to Allen & Overy, McGrigors LLP (now Pinsent Masons) and the Norton Rose Group for their financial support for this conference. The Government subsequently announced its intention to introduce a GAAR in the UK, and their proposals were discussed further at the OUCBT summer conference. Another key subject at the summer conference was the accountability and scrutiny of revenue departments, with speakers including Ali Noroozi, Inspector General of Taxation in Australia, and James Bullock of Pinsent Masons.

The Faculty is grateful to Pinsent Masons, following its merger with McGrigors, not only for their continued support for the lectureship in Taxation Law held by Glen Loutzenhiser, but for their lively interest and participation in the Faculty's thriving tax programme and events. Please see <http://denning.law.ox.ac.uk/tax/> for further information on tax in the Law Faculty and www.sbs.ox.ac.uk/centres/tax for further information on the OUCBT.

Oxford-Sydney Tax Conference

On 30–31 March 2012, the University of Sydney Law School hosted a joint invitational tax research conference with Oxford Law. Oxford Faculty members Judith Freedman, Edwin Simpson, Glen Loutzenhiser, and John Vella joined their host, Professor Richard Vann (BCL, 1976), his colleagues from University of Sydney, and a select group of other leading tax academics to discuss topics including the taxation of small business, tax avoidance, and the financial transaction tax. Following the conference, Dr Loutzenhiser spent a further two weeks at the University of Sydney, working with Professor Vann on their joint research project "Growing Inequality in Incomes and Wealth and the Taxation of Capital Income", which is funded by a grant from the Australian Research Council.



We are sorry to say goodbye to **Dr Rita de la Feria**, Senior Research Fellow at the OUCBT, but congratulate her on her appointment to a Chair at Durham University. She will create tax courses in Durham, spreading the interdisciplinary approach to tax teaching and study that we have developed in Oxford.



We welcome **Anzhela Yevgenyeva**, currently a doctoral student in the Faculty, who joins the OUCBT as a Research Fellow.



John Vella, Senior Research Fellow at the OUCBT, gave evidence to a House of Lords Sub-Committee on the EU Commission's proposal for a Financial Transaction Tax (FTT) in November 2011.

The taxation of the financial sector has generated considerable public and political interest in the aftermath of the financial crisis. The Commission proposed a FTT, sometimes called a Robin Hood tax, in response to the crisis. However, the Commission's proposal has proved to be extremely divisive, with some EU Member States strongly in favour, and others equally strongly opposed. In his evidence, John argued that the UK Government is right in opposing the Commission's proposal.

Euro Experts Assess Future of Europe to Launch Law, Justice and Society Research Cluster at Wolfson

THE FOUNDATION FOR LAW, JUSTICE AND Society inaugurated the Law, Justice and Society Research Cluster at Wolfson College on 19 April, with a panel discussion entitled "Europe on the Brink? Economic, Political, and Constitutional Issues", at which the Honorary Director-General of the European Commission and other European experts assessed the implications of the ongoing Eurozone crisis.

The new cluster is a collaboration between the Foundation for Law, Justice and Society and Wolfson College, which, in conjunction with the existing association with the Centre for Socio-Legal Studies, will constitute a major centre for the study of law and society in Oxford. It will take an interdisciplinary approach to explore the interconnections between law, economics, politics, and society, and aims to involve the professional, business, and political sectors in its work.

At the launch event, Graham Avery, Honorary Director-General of the European Commission, warned that Britain may be relegated to a secondary role in a two-tier Europe with the stark message that 'if you are not at the table, you will be on the menu'. He suggested that David Cameron's veto over the proposed EU treaty changes in December could lead to serious economic and political problems for Britain.

Panellists made a number of forecasts for the future of Europe, arguing that the Eurozone can avoid a major political break-up, but that longer-term risks remain. Among the recommendations proposed were a more judicious and differentiated approach to budgetary policy, and Eurozone-wide or EU-wide sharing of the fiscal risks of bank failure.

Podcasts of the panellists' speeches are available for download (www.fljs.org/Europeonthebrink).

The Foundation for Law, Justice and Society
Bridging the gap between academia and policymakers



The Hoffmann Law Fellowship at University College

Some of the foremost legal minds of the past half century have studied or taught at Univ. To help secure the high standard of tutorial teaching for future generations, Univ is currently raising funds to permanently endow the Hoffmann Law Fellowship. The College is hoping to raise £1.2 million in gifts and pledges from Univ old members and friends before 30 September 2013, with the aim of securing a further £800,000 of matched funding from the Oxford Teaching Fund.

For more information about the Fellowship or how you can support Law at Univ, please contact: Heather Gelles Ebner, Development Director on +44(0) 1865 276986, E-mail: heather.ebner@univ.ox.ac.uk or donate online at: <https://univalumni.org/SSLPage.aspx?pid=476>



Rhodes Scholars in the Law

On 21 June 2012, Rhodes Scholar, **Justice Edwin Cameron**, was awarded an Honorary Degree of Doctor in Laws from St Andrews University. The award was made in recognition of Justice Cameron's major contribution to the field of international human rights, advocacy for AIDS awareness, and his work in the fight against apartheid in South Africa.



Zelman Cowen as Rhodes Scholar for Victoria for 1941

George Cooper has been appointed Interim President of King's College in Nova Scotia, Canada

Dr Cooper came up as a Rhodes Scholar in 1965. He went on to become counsel at Atlantic Canadian law firm, McInnes Cooper, and Chair of its Board of Directors. As well as having been Chair of the Board of Governors (2001-2007) at Kings College he has also been the Managing Trustee of the Killam Educational Trust, and is a former Chair of the Canada/US Fulbright Scholarship Foundation.

The University of King's College is Canada's oldest chartered university. Situated in Halifax, Nova Scotia, the College is known nationally and internationally for its interdisciplinary programmes in the humanities and journalism.

www.ukings.ns.ca/news/dr-george-cooper-cbc-mainstreet-interview



Oxford remembers Sir Zelman Cowen 22 April 2012

SIR ZELMAN COWEN (1919–2011) was remembered with gratitude and affection at a memorial service for him at Oriel College on 22 April.

Sir Zelman (Victoria & New College 1941) was a Law Fellow at Oriel from 1947 to 1950, and returned to Oriel as Provost from 1982 to 1990, after serving as Dean of the Melbourne Law School (1951–1966), Vice-Chancellor of the University of New England (1967–1970) and of the University of Queensland (1970–1977), and Governor-General of Australia (1977–1982).

At the following web address you can find tributes to Sir Zelman Cowen: www.rhodeshouse.ox.ac.uk/page/rhodes-community-mourns-sir-zelman-cowen

Henry Kloppenburg has been named as a member of the Order of Canada. Kloppenburg, a Rhodes scholar in 1968, served as law clerk to Justice Emmett Hall at the Supreme Court of Canada.

Established in 1967 to recognize outstanding lifetime achievement in one's field as well as community service, the Order of Canada is one of the country's highest civilian honours. Mr Kloppenburg has been given the honour in recognition of his generosity in support of Saskatchewan's cultural, educational, and conservation heritage, and for his committed service to the community.



Queen's

THE QUEEN'S COLLEGE IS DELIGHTED to announce the establishment of a full graduate scholarship named in honour of Professor Tony Honoré, who was Fellow in Law from 1949 until 1964.

The scholarship, which is partnered with the University's Clarendon Scholarship scheme, provides all tuition and living costs to a graduate student enrolled on the BCL or MJur programme. The Scholarship has been funded by generous Old Members of Queen's College, who were themselves taught by Professor Honoré. The first incumbent, Timo Rademacher, joins the College in October 2012.

Keble

KEBLE'S INTERNATIONAL CAMPAIGN to protect the Senior Law Fellowship in perpetuity has reached £600k with the support of Keble Old Members' and Friends' donations and pledges. The College intends to match fund this with £800k from the University's Clarendon Teaching Fund, provided the £1.2 million target can be reached by September 2013.

This is a joint post between Keble and the Faculty of Law. The current holder is Professor Ed Peel. The College would like to thank donors once again for their generous support to date. All enquiries please to: Jenny.Tudge@keble.ox.ac.uk or call +44(0)1865 282308.

Huge congratulations to this year's Keble finalists and BCLs with a great set of results, including five out of nine Jurisprudence students achieving firsts in the Final Honour School.



From top: Dame Elish Angiolini; Aung San Suu Kyi

St Hugh's

Elish Angiolini elected Principal of St Hugh's

THE NEW PRINCIPAL of St Hugh's is the Right Honourable Dame Elish Angiolini DBE QC. She took up the post in September 2012.

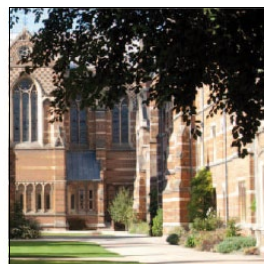
Dame Elish is the former Lord Advocate of Scotland and prior to this she was Solicitor General for Scotland. She was the first woman, and the first solicitor in the modern era, to hold either position. Born in Govan, Glasgow, she attended Notre Dame High School for Girls and studied Law at Strathclyde University. She is now a Visiting Professor at Strathclyde and Aberdeen universities and holds honorary degrees from the universities of Glasgow Caledonian, Strathclyde, and Aberdeen. She is also a QC and Privy Counsellor.

Aung San Suu Kyi visits Oxford

ON 19 JUNE 2012, AUNG SAN SUU KYI, Burmese pro-democracy leader, who studied Philosophy, Politics and Economics at St Hugh's College from 1964 to 1967, was warmly welcomed back to the College by its Principal, Andrew Dilnot, for a private dinner with friends and family to celebrate her 67th birthday.

The next day, on 20 June 2012, Daw Suu was awarded the honorary Doctorate in Civil Law at Encaenia, the University's annual ceremony. Daw Suu gave a moving speech in which she described her memories of Oxford as being 'among the most important inner resources that helped me to cope with all the challenges I had to face', referring to her difficult years when she was under house arrest in Burma and separated from her family. In her citation for the honorary degree, which was read in Latin by the Public Orator, Professor Richard Jenkyns, she was acknowledged for her quiet opposition to decades of military rule in Burma: 'your silence has sounded louder than the jabber of politics and the clang of military power; out of deep darkness your little lamp has shone across the planet; your stillness has moved the world'.

Below: images of Keble



St John's College Law Fund

PROFESSOR MARK FREEDLAND will retire from his Tutorial Fellowship at St John's in 2012. In order to continue to provide outstanding teaching in Law, the College is fully funding a Tutorial Fellowship to replace Professor Freedland, as well as continuing to fund a five-year Career Development Fellowship in Law.

St John's has established the Law Fund to ensure that the high quality of teaching for our students will continue, and to protect against the impact of the reduction in funding for the higher education system in the UK.

By creating the Law Fund, the College is seeking to work with alumni to endow its share of the cost of a permanent Fellowship; this is estimated to be £1.2 million.

For further information please contact the Fellow for Development of St John's College, Dr Jonathan Snicker on 01865 610870 or development@sjc.ox.ac.uk. www.sjc.ox.ac.uk/lf



Rising Powers



PROFESSOR JOHN ARMOUR is a Co-Investigator on a new grant awarded by the Economics and Social Research Council (ESRC) under their Rising Powers and Interdependent Futures call. The project “Law, Development and Finance in Rising Powers” will be led by Cambridge University and involve colleagues from Loughborough, Leicester, and Durham Universities, as well as academics in Russia, Brazil, and China.

The project will explore the role of law in economic development in the four ‘rising powers’ of China, Russia, India, and Brazil.

For over a decade, with the encouragement of the World Bank and western governments, developing countries have adopted programmes of legal and financial reform combining privatisation of state-owned banks and enterprises with the enactment of enhanced legal protections for shareholders and creditors. These reform initiatives were supported by research which suggested that the legal framework governing corporate governance and financial markets had a pivotal role to play in creating the conditions for economic growth in low and middle-income countries.

More recently, an emerging body of empirical work suggests that law-centred reforms have been irrelevant or counter-productive. The research will arrive at a richer and more nuanced picture of the role of the legal system in economic development than has so far been obtained.

The work will provide a clearer understanding of the institutional barriers to growth in emerging markets and of the role of legal and financial reforms in overcoming them. It will be of considerable interest to policy-makers in international financial institutions and national-level governments and to a range of private-sector actors including industrial, financial and legal service firms with interests in the economies of the rising powers.

Juridifying Security



DR LIORA LAZARUS has been awarded a British Academy Mid-Career Fellowship for 12 months from October 2012. This funding will enable her to devote her time to a project on Juridifying Security.

The attainment of security, and the minimization of the threat of insecurity, is an antique problem of social and political order. But in the early years of this century it surfaces with renewed force, in ways that are conditioned by a changing landscape of threats. This project seeks to explore the complex and contradictory conditions in which law and security interact. It examines how the notion of security is defined and expressed in law, how security shapes and is shaped by law, and the implications of the fact that the pursuit of security so often sits at odds with legality and the rule of law. Moreover, it exposes how law can act both as a legitimization and as a prohibition on the pursuit of security, while simultaneously being both legitimated and undermined by this pursuit.

Drawing on a range of disciplines and practitioner perspectives, this project explores the relationship between law and security in four ways: law as security; law as mediator between security and other social goods; law as a demand for security; and securitized law. This thematic approach will draw on elite interviews, international scholarly literature, as well as legal and official material in exemplary jurisdictions (United Nations, Council of Europe, European Union, United Kingdom, Germany, South Africa, United States, and Israel). In doing so, the research seeks to demonstrate the complex and contradictory conditions in which law now regulates security, and in which security shapes law.

Workshops will be scheduled throughout the year, and linked to elite interviews conducted in each selected jurisdiction (elite interviews may also be conducted by telephone or skype prior to workshops). Interviewees will form the core group in each workshop, as will specialist academics in relevant fields in each jurisdiction. There will be reports (disseminated on a dedicated website) from each workshop.

Human Rights For Future Generations



A GROUP LED BY Sandra Fredman and Dapo Akande of the Law Faculty, and Professor Simon Caney of the Department of Politics, has received an award of £1.05 million over three years in the Oxford Martin School's new £6.4 million round of awards for collaborative research. The group will work on “a new framework for human rights to deal with the unprecedented and unpredictable factors affecting the welfare of future generations”.

This research programme was one of only six selected from over 330 applications from across the University of Oxford. The Oxford Martin School is a unique, interdisciplinary research community of over 300 scholars working to address the most pressing global challenges and opportunities of the twenty-first century. Founded at the University of Oxford in 2005 through the generosity of Dr James Martin, the Oxford Martin School has grown into a global centre for interdisciplinary scholarship and thinking about the future. The School aims to develop new approaches to some of society's most intractable questions. Research is organized via four core themes: health and medicine; energy and environment; technology and society; and ethics and governance. Human Rights for Future Generations will be a major interdisciplinary collaboration within the ethics and governance theme.

www.oxfordmartin.ox.ac.uk/news/201205-novel-recipe

The Fell Fund

THE JOHN FELL OUP RESEARCH FUND was launched in February 2006 and 'is intended to foster creativity and a proactive approach to research opportunities in all subject areas, and particularly interdisciplinary fields.' Oxford University Press gives £5m per annum to for this fund, which is named after John Fell, Dean of Christ Church, Vice-Chancellor (1666–1669), Bishop of Oxford, and 'father' of the modern Press. Applications are invited from academics across all departments and faculties.

Fell Fund awards to members of the Law Faculty have increased significantly over the last few years. Grants generally fund research projects of one year or less, and in many cases the funding has enabled the grant-holder to employ a part-time research assistant to work on the project and to develop an initial idea, or to host workshops in Oxford, enabling collaborators from overseas to come to Oxford to exchange ideas and expertise.

The Fell Fund is also used to match funding from the Leverhulme Trust for their Early Career Fellowships. Two members of the Faculty have recently been supported in this way: Jure Vidmar will start a three-year Leverhulme Fellowship in October 2012 on "Abusive Governments in International Law", and Genevieve Helleringer will start a three-year fellowship in May 2013 on "Differences in legal Cultures: A Study on Dispute Clauses as a form of Private Regulation". Dorota Leczykiewicz also has a fellowship under the same scheme that started in October 2011: "Applying EU Norms Against Individuals" (see p39). The following are examples of recent Fell Fund successes.

Evaluating the impact of social factors in housing possession proceedings

Sue Bright

October 2011 –
August 2012
£11,868

Sue Bright was awarded £11,868 to conduct a pilot project examining when non-financial considerations are taken into account in housing possession cases. She is conducting this research together with Dr Lisa Whitehouse from Hull University. Loss of home is often traumatic, and this study looks at the extent to which the impact of repossession on the welfare of children, care and support networks, physical and mental health and wellbeing, and employment are taken into account during the possession process.



Ways of knowing after atrocity: a colloquium on the methods used to research, design and implement transitional justice processes

Nikki Palmer

June 2012 –
July 2012
£3,000

Oxford Transitional Justice Research (OTJR) is run out of the Faculty of Law as an interdisciplinary network of graduate students and University staff members working on post-conflict transition. On the 27–28 June 2012, OTJR hosted an international colloquium, in collaboration with Professor Leigh Payne's Transitional Justice Database Project. The colloquium brought together scholars, international criminal lawyers, human rights advocacy groups, and policy makers, with speakers from Britain, the US, the Netherlands, South Africa, Brazil, and the International Criminal Court. This major event was co-hosted at St Anne's and St Antony's College and was attended by 87 participants working in 18 different countries.



Analysis of the legal history manuscripts of the Lord Eldon Archive, Washington DC

Joshua Getzler

November 2011 –
November 2012
£22,362

The enquiry into Lord Eldon's papers continued, with Joshua Getzler spending more time in the Georgetown archive and his research assistant, Emeric Monfront, ably quarrying the sources in the British Library and the National Archive. Joshua also found some unknown sixteenth and seventeenth century manuscripts in Washington and Philadelphia that could throw new light on civilian and common law learning of those times.



Labour law and migration status: exploring the interlinkages

Cathryn Costello and Mark Freedland

April 2012 – September 2012
£5,756

The inaugural “Migrants at Work” seminar took place on 22 and 23 June in the Cube, with 25 speakers and over 30 additional participants in attendance. The seminar is part of an interdisciplinary research project co-ordinated by Professor Mark Freedland and Dr Cathryn Costello, on the interlinkages between labour law and migration law. In developing this new field of legal scholarship, the project brings together distinguished experts from various jurisdictions and disciplines. The seminar was generously sponsored by St John’s College, the ESRC Centre on Migration, Policy and Society (COMPAS), the Faculty of Law, the Fell Fund, and the Society of Legal Scholars.



The myth of tort: the construction of a legal category

Donal Nolan

March 2012 – November 2012
£6,962

Donal Nolan’s Fell Fund award of £6,962 is being used to pay for research assistance and related costs in connection with a book project on tort law as a legal category. The resultant monograph will be a series of interconnected essays exploring topics such as the historical development of tort as a legal category, the teaching of tort in universities, and the focus of contemporary tort scholarship. The breadth of the subject-matter and the wide range of relevant sources require extensive background research, for which the Fell Fund award will be indispensable.



Excluding the excluded: European practices of solitary confinement

Ian Loader and Sharon Shalev

January 2012 – July 2013
£44,686

This is a pilot for a study of one of the most problematic, and persistent, prison practices – solitary confinement – in European prisons. By illuminating a mostly hidden and dark corner of the prison, highlighting good and bad practices in different jurisdictions and examining their potential impact on prisoners, staff and systems, the study will help to inform policy and decision-making in this important area, as well as a public debate about prison policies and practices.



Structured sentencing in England and Wales

Julian Roberts and Andrew Ashworth

September 2012 – January 2013
£3,990

Andrew Ashworth and Julian Roberts are convening a one-day seminar focusing on the sentencing guidelines in England and Wales. The seminar will hear presentations from scholars from the UK, the US, Ireland, and New Zealand. Presentations will then become book chapters for a volume to be published by the Oxford University Press in 2013.



Early Career Fellowships

Oxford has long had informal but very useful career development opportunities, as temporary college teaching posts have offered steps into academic careers. Today, the Law Faculty is also benefiting tremendously from funding for career development posts focused on research (though often allowing some teaching), funded by research councils and philanthropic trusts. These positions provide support at the start of a career in research, in the way that has traditionally been common in the natural sciences and social sciences. Here we report on some of the recent successes, and on the original and innovative scholarship that is resulting.



Ana Aliverti

Oxford-Howard League Postdoctoral Fellow

October 2012 – September 2013

Ana is the Oxford-Howard League Postdoctoral Fellow at the Centre for Criminology. She has recently completed her DPhil in Law at Oxford. Her work explores the distinctive function that criminal punishment plays in the regulation of immigration flows.

Iris Benöhr

British Academy Postdoctoral Fellowship

October 2012 – September 2015

"The Intersection of Environmental and Consumer Law: Shaping a Coherent Legal Framework for Sustainable Consumption and Climate Change Mitigation"

Iris aims to bridge the existing gap between consumer law, competitive concerns, and sustainable development. Inspired by recent socio-economic theory on ethical behaviour in the market, her project proposes a novel legal framework to foster sustainable consumption, which can be implemented through international and EU law. Concrete policy solutions will be made in specific fields, such as transport and product labelling.



Michal Bobek

Anglo-German Fellow

September 2011 – August 2013

Michal is Anglo-German Fellow in the Institute of European and Comparative Law, and a member of St Edmund Hall. He studied Law and International Relations at Charles University in Prague, took the Oxford MJur, and completed his doctorate at the European University Institute in Florence. With support from the Anglo-German Fellowship programme funded by the Volkswagen Foundation, Michal is converting his award-winning doctoral dissertation (EUI 2012 Mauro Cappelletti Prize for best thesis in comparative law) into a book on the use of comparative reasoning by supreme national jurisdictions in Europe, both from an empirical as well as theoretical point of view. He is also teaching undergraduate as well as postgraduate EU law.



David Erdos

Leverhulme Trust Early Career Fellowship

June 2010 – May 2013

David has been using his Leverhulme Fellowship to develop his project on Data Protection and the Open Society (DPOS), examining the tension between data protection laws and practices and the right to freedom of expression. This tension has been growing massively as the use of computers for expressive purposes involves increasing potential for invasion of privacy. Through Oxford Privacy Information Law and Society (OxPILS), an informal research initiative which is running alongside DPOS at the Centre for Socio-Legal Studies, David has made submissions to a number of policy inquiries on data protection, and in June 2012 convened a conference on "The 'Right to be Forgotten' and Beyond", which received joint programme funding from the EU and Council of Europe. For further information see www.csls.ox.ac.uk/oxpils and www.csls.ox.ac.uk/oxpilsconference2012.



Robert George

British Academy
Postdoctoral
Fellowship

September 2011 –
August 2014

Rob holds a British Academy Postdoctoral Fellowship. Dr George is a leading expert on relocation disputes in family law, in which one parent proposes to move to a new geographic location with their child. His study will be the first to examine the resolution of these disputes in the trial courts of England and Wales. The project has been approved by Sir Nicholas Wall, President of the Family Division, under the rules governing disclosure of information about family proceedings, and has the active support of Lord Justice Thorpe, the Head of International Family Justice for England and Wales.

Geneviève Helleringer

European
Commission Marie
Curie Fellowship

March 2010 –
February 2012

and

Leverhulme Trust
Early Career
Fellowship

May 2013 – April 2016

Geneviève is engaged in an empirical study of contractual dispute clauses, such as arbitration and evidence clauses. The research has practical economic consequences as it is intended to improve the way commercial and consumer contracts work.

The work will also involve a study of the emerging common European contract culture, and will contribute to the emerging academic study of European private law.



Dorota Leczykiewicz

Leverhulme Trust
Early Career
Fellowship

October 2011 –
September 2014

Dorota holds a Leverhulme Trust Early Career Fellowship in the Faculty of Law and a Fellowship by Special Election in Trinity College, where she teaches tort and EU law. She has a DPhil from the University of Oxford in comparative judicial reasoning in tort law. Her Leverhulme project investigates concepts and principles that govern the applicability of EU norms against individuals.



Ambrose Lee

Leverhulme Trust
Early Career
Fellowship

May 2013 – April 2016

Ambrose Lee came to Oxford from a Lecturership in Metaethics in the Division of Law and Philosophy at University of Stirling, to work with Professors Andrew Ashworth and Lucia Zedner on their AHRC-funded project on "Preventive Justice". Building on this project, during his Leverhulme Fellowship,

Ambrose will be looking at why the state should prevent harms, aiming to develop a rationale from which constraints can be derived on the state's use of coercive techniques to prevent harms.



Irini Papanicolopulu

European
Commission Marie
Curie Fellowship

July 2010 – July 2012

Irini has completed her Marie Curie Fellowship. Building on her doctorate in international law from the University of Milan, her research has highlighted legal gaps in law of the sea instruments relating to the treatment reserved to individuals and groups of people at sea. The Fellowship achieved its career development purpose very well, as Irini moved on in September to a Lecturership at the University of Glasgow.

Jan Peter Schmidt

Max Planck
Fellowship

October 2012 – July
2013

Jan became a Senior Research Fellow at the Max Planck Institute for Comparative and International Private Law in Hamburg in 2004, and from then until 2011 he was Head of the Department for Latin American Law, regularly visiting universities in South America for research and lectures. In 2009 he completed his PhD under the supervision of Professor Reinhard Zimmermann, with a historical and comparative study of the new Brazilian Civil Code from 2002. On his Max Planck Fellowship in Oxford, he is working on contract law, family law, and succession

law, both in comparative and private international law. His postdoctoral dissertation ("Habilitation") analyses the different systems of transfer of property upon death in the European legal orders, in the context of the recently adopted European Regulation on Successions and Wills.

Gustaf Sjöberg

October 2012 –
September 2013

Gustaf joins the Faculty and the IECL as a Research Fellow for 12 months from October 2012. His post is funded by the Stockholm Centre for Commercial Law at the University of Stockholm, as part of the growing collaborations between the Stockholm Centre and Oxford's IECL.



Jure Vidmar

Leverhulme Trust
Early Career
Fellowship

October 2012 –
September 2015

Jure will take up his Leverhulme Fellowship on 1 October 2012. At present he is an Anglo-German Fellow in the Institute of European and Comparative Law. Prior to that, he was a Post-Doctoral Fellow at the Amsterdam Center for International Law, University of Amsterdam and a visiting fellow at the Institute for International and Comparative Law in Africa, University of Pretoria. Jure's Leverhulme project is entitled "Abusive Governments in International Law".

PROFESSOR LUCIA ZEDNER

has achieved the rare distinction of being elected as a Fellow to the British Academy. She was one of only two new Fellows in Law this year. Professor Zedner is Professor of Criminal Justice in the Faculty of Law, a fellow of Corpus Christi College, and a member of the Centre for Criminology, University of Oxford. She is also a Conjoint Professor in the Faculty of Law at the University of New South Wales, Sydney. Her research interests include criminal justice, penal theory, and security and counter-terrorism law and policy.

Sir Adam Roberts, President of the Academy said: 'The new Fellows, who come from 23 institutions across the UK, have outstanding expertise across the board – from social policy and government, to sign language and music. Our Fellows play a vital role in sustaining the Academy's activities – from identifying excellence to be supported by research awards, to contributing to policy reports, and speaking at the Academy's public events. Their presence in the Academy will help it to sustain its support for research across the humanities and social sciences, and to inspire public interest in these disciplines.'

The British Academy, established by Royal Charter in 1902, champions and supports the humanities and social sciences. It aims to inspire, recognise and support excellence and high achievement across the UK and internationally.

Professor Zedner is one of seven Oxford academics to be elected as a Fellow to the British Academy for 2012 (www.ox.ac.uk/media/news_stories/2012/120723.html).



PROFESSOR ANDREW ASHWORTH

was appointed as the New Zealand Law Foundation's 2012 Distinguished Visiting Fellow. His visit, hosted by the Faculty of Law at the University of Canterbury, took place in February and March 2012 and involved stays at each of the six New Zealand law schools. Professor Ashworth gave lectures and spoke to graduate students, and among the subjects on which he lectured, were "the fundamental right to liberty of the person" and "the foundations and limits of criminal liability for omissions."

STEFAN VOGENAUER

was granted the Humboldt Research Award on 20 June 2012. This prestigious award, conferred in recognition of life time achievements, is given by the Alexander von Humboldt Foundation to an internationally established academic working outside Germany whose fundamental discoveries, new theories, or insights into their own field have had a significant impact beyond their own discipline. Stefan will use the award to continue collaboration with the Max Planck Institute of Comparative and Private International Law in Hamburg on a project for the development of European contract law by way of model rules, in conjunction with Reinhard Zimmermann, the Managing Director of the Institute.



RECOGNITION OF DISTINCTION

Every two or three years since the 1990s, the University has been operating a Recognition of Distinction exercise, in which a panel of heads of departments and faculties and external academics makes recommendations on the award of the title of Professor to members of the University who do not already hold professorships. This year the following members of the Faculty of Law were made Professor: **Paul Brand** (Professor of English Legal History), **Anne Davies** (Professor of Law and Public Policy), **Simon Gardner** (Professor of Law), **Joshua Getzler** (Professor of Law and Legal History), **Louise Gullifer** (Professor of Commercial Law), **Jonathan Herring** (Professor of Law), **Carolyn Hoyle** (Professor of Criminology), **Jennifer Payne** (Professor of Corporate Finance Law), and **Edwin Peel** (Professor of Law).

NICOLA LACEY has been awarded the Hans Sigrist Prize 2011 by the University of Bern, for scholarship on the rule of law in modern societies, and was a Distinguished Visiting Professor at the Robina Institute, University of Minnesota School of Law, in April 2012.



PROFESSOR JOHN FINNISS

has been awarded an honorary degree of Doctor of Laws by the University of Notre Dame Australia. Born in South Australia, John graduated in law from the University of Adelaide, before coming to Oxford in 1962 as a Rhodes Scholar. The Honorary Degree Ceremony took place on 6th July 2012 at the University of Notre Dame's Sydney campus.

CHRISTOPHER HODGES

was elected a member of the International Association of Procedural Law in March 2012 and a Fellow of the European Law Institute in April 2012.



BENCHERS OF THE INNER TEMPLE

Timothy Endicott and **Nicola Lacey** have been made Honorary Benchers of the Inner Temple.



BARONESS RUTH DEECH

has been awarded the 2012 Christ's Hospital Special Recognition Award for Lifetime Achievement in a Chosen Career, the International Society of Family Law 2011 Exceptional Service Award, and an Honorary Doctorate from Ben Gurion University, Israel, May 2012.



PROFESSOR SANDRA FREDMAN QC

was appointed Honorary Queen's Counsel in a ceremony at Westminster Hall in March 2012. The award of Queen's Counsel *honoris causa* (Honorary QC) is made to lawyers who have made a major contribution to the law of England & Wales outside practice in the courts. Professor Fredman's appointment was made in recognition of her contributions to the fields of discrimination and human rights law.



IMOGEN GOOLD

has won an OxALENT award for technology innovation in teaching, for her use of WebLearn tools specifically for feedback and building a learning community. OxALENT is an interest group bringing together representatives from across academic divisions of the University.



THE LAW FACULTY'S DIRECTOR OF DEVELOPMENT, MAUREEN O'NEILL

was selected as an Olympic torchbearer in recognition of her tremendous contributions in volunteering. She carried the Olympic torch along Cowley Road, Oxford on 9 July 2012, helping the flame on its journey to the evening Olympic celebration at South Park. She is pictured here with Andrew Burrows, Professor of the Law of England.

OXFORD UNIVERSITY TEACHING AWARDS: Since 2007, the Teaching Awards Scheme has recognized staff who devise projects to support or develop new educational practice in their areas. This year **Dan Awrey** and **Robert George** have both been given individual Oxford University Teaching Awards. **The staff of the Bodleian Law Library** were also given an award for recognition of their work in teaching legal research skills and taught courses, and of their one-on-one Book a Librarian sessions offered to students and fellows alike.

LUCINDA FERGUSON won this year's Oxford University Student Union award for "Most Acclaimed Lecturer" in the Social Sciences Division. The awards, which are student-led, are designed to support good practice in teaching and to celebrate those lecturers who the students think are the best teachers. There were 330 nominations for two awards in each Division (Innovation in Teaching and Most Acclaimed Lecturer). Paul Craig and Jeremy Waldron were also on the shortlist for the award in Social Sciences.

DR MARIS KÖPCKE TINTURÉ, Tutorial Fellow at Worcester College and Lecturer at Brasenose College, has won the European Award for Legal Theory. This award is made, once every two or three years, to the author of the best doctoral thesis submitted anywhere in Europe, in legal theory and philosophy of law. The competition is judged by a jury with members representing the various sub-disciplines within legal theory and philosophy of law, from several different countries. Maris's doctoral thesis (University College, 2009) studies the moral function of legal validity. It argues that the mechanism of legal validity enables a diverse population to co-ordinate action around shared standards and that, for this reason, it is morally necessary that legal validity does not (primarily) turn on moral considerations. As part of the award, Maris will be appointed as a lecturer at the European Academy of Legal Theory, in charge of a seminar for a period of three academic years.

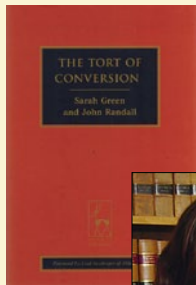
The award ceremony took place on 18 August 2011, at the International Association for Philosophy of Law and Social Philosophy World Congress.

Dr Maris Köpcke Tinturé (second from left) with some members of the Awards Jury



Publications 2011–2012

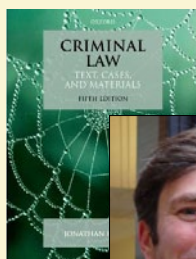
Prizes and Awards



Sarah Green's book *The Tort of Conversion* (Hart, 2009), co-authored with John Randall, was shortlisted for the prestigious Inner Temple Book Prize. Awarded every three years, it recognizes books that make an outstanding scholarly contribution to the understanding of the law as administered in England and Wales.



Each year the Society of Legal Scholars offers two Peter Birks Prizes for outstanding published books by scholars in their early careers. Oxford's **Rebecca Williams** received the second prize in 2011 for her book, *Unjust Enrichment and Public Law* (Hart, 2010). Nick Barber's book *The Constitutional State* (OUP, 2010) was also on the shortlist of six books.



Jonathan Herring's book *Medical Law and Ethics* (OUP, 2010) was shortlisted for the British Medical Association book of the year award; the book was listed as highly commended.

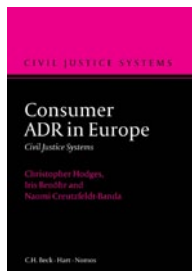


Georg Ringe and John Armour won the European Corporate Governance Institute Law working papers best paper prize for "European Company Law 1999-2010: Renaissance and Crisis".

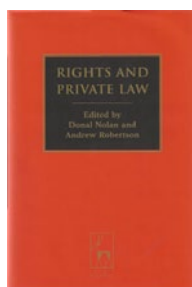


Susan Bright won the Royal Institution of Chartered Surveyors' Best Paper Award in Property for 2011 (with a prize of £500). The paper, by Susan and Nicholas Macklam (a former BCL student), and Nicholas Hopkins (of Southampton Law School), is titled "The Shared Ownership Lease: Can the Wrong be Righted?"

Books Published



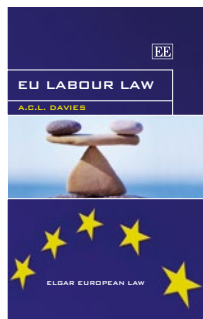
C Hodges, I Benöhr, and N Creutzfeldt-Banda, *Consumer ADR in Europe* (Hart, 2012)



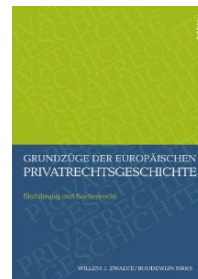
D Nolan and A Robertson (eds), *Rights and Private Law* (Hart, 2012)



A Ezrachi, *EU Competition Law, An Analytical Guide to the Leading Cases* (3rd ed, Hart, 2012)



ACL Davies, *EU Labour Law* (Elgar European Law Series, 2012)



WJ Zwölve and AJB Sirks, *Grundzüge der europäischen Privatrechtsgeschichte. Einführung und Sachenrecht* (Böhlau, 2012)

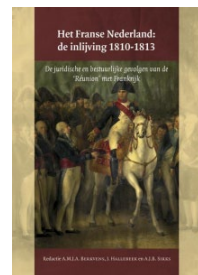
G Dinwoodie and RC Dreyfuss, *A Neofederalist Vision of TRIPS: The Resilience of the International Intellectual Property Regime* (OUP, 2012)

AS Burrows, *A Restatement of the English Law of Unjust Enrichment* (OUP, 2012)



M Pappas, *Basic Documents on International Investment Protection* (Hart, 2012)

JJW Herring, *Criminal Law, Text, Cases, and Materials on Criminal Law* (5th ed, OUP, 2012)



AMJV Berkvens, J Hallebeek, AJB Sirks (eds), *Het Franse Nederland: de inlijving 1810-1813. De juridische en bestuurlijke gevolgen van de 'Réunion' met Frankrijk* (Verloren, 2012)



V Triebel, M Illmer, **W-G Ringe**, **S Vogenauer**, **K Ziegler**, *Englisches Handels- und Wirtschaftsrecht* (Verlag Recht und Wirtschaft, 2012)



PP Craig, *EU Administrative Law* (2nd ed, OUP, 2012)

P Davies and S Worthington (eds), *Gower and Davies Principles of Modern Company Law* (9th ed, Sweet & Maxwell, 2012)



J Morgan, *Great Debates in Contract Law* (Palgrave Macmillan, 2012)

JW Herring, *How to Decide: What to Do When You Don't Know What to Do* (Pearson, 2012)



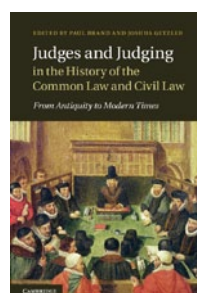
JW Herring, *Medical Law and Ethics* (4th edn, OUP, 2012)

J Cartwright, *Misrepresentation, Mistake and Non-Disclosure* (3rd ed, Sweet & Maxwell, 2012)

JW Herring, R Templar, L Thompson, and T Fadem, *Negotiating to Win: Strategies and Skills for Everyday Situations* (Pearson, 2012)

J Roberts and **L Zedner** (eds), *Principles and Values in Criminal Law and Criminal Justice: Essays in Honour of Professor Andrew Ashworth* (OUP, 2012)

RJ Smith, *Property Law: Cases and Materials* (5th ed, Pearson 2012)

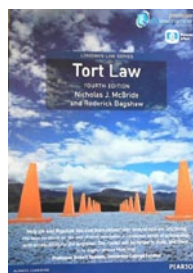


JS Getzler and **P Brand** (eds), *Judges and Judging in the History of the Common Law and Civil Law* (CUP, 2012)

PM Huber and **K Ziegler** (eds), *The EU and National Constitutional Law* (Richard Boorberg Verlag, 2012)

S Degeling, **J Edelman**, and **J Goudkamp** (eds), *Torts in Commercial Law* (Thomson, 2011).

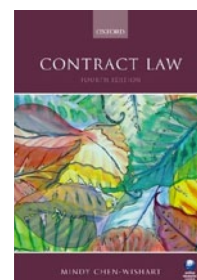
H Beale, M Bridge, **L Gullifer**, and E Lomnicka, *The Law of Security and Title Finance* (2nd ed, OUP, 2012)



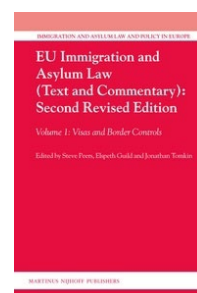
NJ McBride and **RM Bagshaw**, *Tort Law* (4th ed, Pearson, 2012)



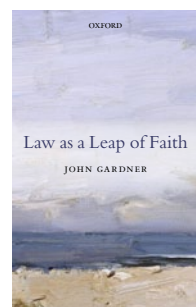
R George, *Ideas and Debates in Family Law* (Hart, 2012)



M Chen-Wishart, *Contract Law* (4th ed, OUP, 2012)



S Peers, E Guild, D Acosta, K Groenendijk, and **V Moreno Lax** (eds), *EU Immigration and Asylum Law* (2nd ed, Martinus Nijhoff, 2012)



J Gardner, *Law as a Leap of Faith: Essays on Law in General* (OUP, 2012)

Law Journals

Ariel Ezrachi has launched a new OUP law journal, the **Journal of Antitrust Enforcement**, which he co-edits with William E. Kovacic of the George Washington University.

See www.law.ox.ac.uk/competition/jae.php

Our Centre for Competition Law and Policy hosted a symposium in collaboration with the George Washington University Competition Law Center and the new journal in September 2012: www.law.ox.ac.uk/competition/ate-symposium.php



The **Oxford Journal of Legal Studies** received 214 submissions in 2011, and published 28 articles and six book review articles. Average time from submission to decision was 34 days. Congratulations to **Anne Davies**, General Editor, and **Julie Dickson**, Review Articles Editor.



Liz Fisher has been appointed as the next General Editor of OUP's **Journal of Environmental Law**.



Cape Town Convention Journal is the official journal of the Cape Town Convention Academic Project based at the University of Washington, School of Law and the University of Oxford, Faculty of Law, under the joint auspices of UNIDROIT and the Aviation Working Group.

Oxford Students Rank Sixth in the World in the Jessup Moot

OXFORD PERFORMED SUPERBLY at the International Rounds of the Philip C Jessup International Law Moot Court Competition 2012. This year's problem concerned the recognition of governments, the legality of the use of force, the doctrine of state immunity, and the protection of cultural property in times of armed conflict.

Oxford's team was composed of five second-year undergraduate law students: Leonie Amarasekara (Exeter), Oliver Capehorn (Jesus), Jamie Pang (Lincoln), Elton Tan (Exeter), and Scott Tan (Queen's). Oxford passed through the preliminary rounds undefeated. In the elimination rounds, Oxford prevailed over the University of Virginia and the London School of Economics. In the quarter-final, Oxford was edged out by Moscow State University, which went on to win the competition. Oxford placed sixth overall in the competition (in which 650 universities competed), and won praise and accolades from judges on the way.

Special thanks go to the team's coach, Érik Labelle Eastaugh. Thanks are also due to everyone else who helped to prepare the team, including Vaughan Lowe, Dan Sarooshi, Ben Spagnolo, Nick Friedman, Natasha Simonsen, Ryan Goss, Eli Ball, Caitlin Goss, Sherif Foda, and Natasha Hausdorff.



(l-r) Elton Tan (Exeter), Jamie Pang (Lincoln), Oliver Capehorn (Jesus), Leonie Amarasekara (Exeter), Scott Tan (Queen's).

James Goudkamp

Shearman & Sterling University of Oxford Moot Competition

THE NINTH ANNUAL Shearman & Sterling University of Oxford Moot Competition took place on 4 February 2012. Twenty-four Oxford students argued a case concerning the standard of care in the tort of negligence and the defence of illegality.

The grand final was judged by the Rt Hon. Lord Dyson PC. The finalists were James Woolrich (Worcester) and David Robertson (Worcester), and Stephen Donnelly (Lincoln) and Robert Bellin (Balliol). Lord Dyson declared Mr Donnelly and Mr Bellin as the winners.

This competition is run by the Faculty in appreciation of the generous support that it receives from Shearman & Sterling.



(l-r): James Woolrich (Worcester), David Robertson (Worcester), the Rt Hon. Lord Dyson PC, Stephen Donnelly (Lincoln), and Robert Bellin (Balliol).

James Goudkamp

Maitland Chambers Undergraduate Inter-Collegiate (Cuppers) Moot Competition

THE GRAND FINAL of this year's Maitland Chambers Cuppers Moot Competition concerned the circumstances in which a judge who has an interest in the outcome of a case can hear it, and when parties to litigation can waive any objection that they might take to a judge sitting on a case on the ground of bias.

The finalists were Gil-Ad Schwartz and Matthew McGhee (Magdalen College) and Hasan Dindjer and Simon Teasdale (New College). The Rt Hon. Sir Stephen Sedley PC presided at the grand final. Following a hotly contested moot, Sir Stephen awarded victory to the Magdalen team.

The Faculty is grateful to Maitland Chambers for its sponsorship of this competition.



(l-r): Gil-Ad Schwartz and Matthew McGhee (Magdalen), the Rt Hon. Sir Stephen Sedley PC, and Mr Mark Cunningham QC.

James Goudkamp

7KBW Sponsor Inaugural St Hilda's Moot



(l-r): Mr Peter MacDonald Eggers QC (7KBW), Ryan Lim (Trinity), Ervin Tan (St Hilda's), Matthew McGhee (Magdalen), Lauren Kremer (Magdalen), Mr Simon Picken QC (7KBW), David Alexander (St Hilda's).

THE INAUGURAL ST HILDA'S Law Society Mooting Competition took place in 2011. Supported by the generous sponsorship of 7 King's Bench Walk, a leading commercial set, 30 students took part in the competition. The problem involved issues in the law of contract and the law of torts. In a hotly contested grand final, Lauren Kremer and Matthew McGhee (both of Magdalen) edged out Ervin Tan (St Hilda's) and Ryan Lim (Trinity).

David Alexander

Oxford wins 2012 Oxford v Cambridge Clifford Chance LLP Roman Law Moot Court Competition

THE 2012 OXFORD V CAMBRIDGE Clifford Chance LLP Roman Law Moot Court Competition took place in the St Cross Building's new moot courtroom, the Cube, in Trinity Term. The moot was judged by the Regius Professors of Civil Law, David Ibbetson (Cambridge) and Boudewijn Sirks (Oxford). The Oxford team, which was made up of Kiran Barhey (Hertford), Michelle Kang (Brasenose), Alyssa Stansbury (Magdalen), and Danny Tang (Harris Manchester), was victorious.

The moot raised issues about partnership, unjustified enrichment, and damage to property. The problem lent itself to a measure of drama, perhaps leaning rather more to comedy than to tragedy, despite the fact that it involved the death of one slave and the permanent disfigurement of another. Advocates on both sides – all of them *novi Iustiniani* at the end of their first year of legal study – demonstrated a sound knowledge of legal principle and an impressive command of the *Digest*.

The Faculty is grateful to Clifford Chance LLP for generously sponsoring this competition.



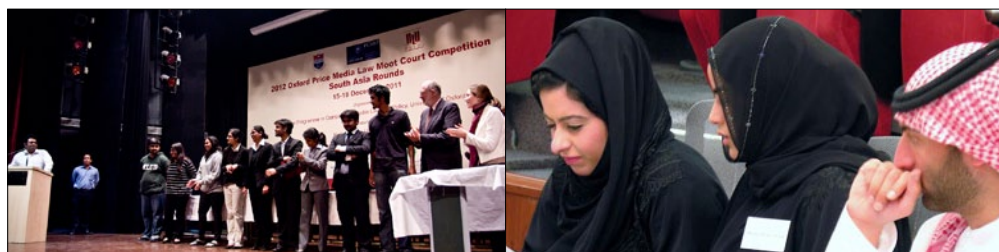
(l-r): Danny Tang (HMC), Amy Gregg (Cambridge), SiJi Fan (Cambridge), Joshua Teng (Cambridge), Alyssa Stansbury (Magdalen), Michelle Kang (Brasenose), Jocelyn Teo (Cambridge), and Kiran Barhey (Hertford).

Benjamin Spagnolo

Monroe E Price Media Law Moot Court Competition



THE MONROE E PRICE Media Law Moot Court Competition is run by the Programme in Comparative Media Law and Policy in the Centre for Socio-Legal Studies. The international rounds of the competition, held in Oxford in March 2012, brought together 35 teams from 21 countries. The bench constituted to hear the grand final between NALSAR University of Hyderabad, India, and the University of Technology, Sydney comprised the Hon. Sir Michael Tugendhat (High Court of England and Wales), Mr Osama Abu-Dehays (Al Jazeera), Mr Jonathan Donnellan (Hearst), the Hon. Justice Zdravka Kalaydjieva (European Court of Human Rights), Mr Peter Rees QC (Shell International), Mr Shardul Shroff (Amarchand, India), and Professor Timothy Endicott (Dean of the Faculty of Law). In a closely fought contest, the team from NALSAR emerged victorious.



This year's competition involved for the first time Middle East regional rounds in Doha, Qatar. Plans for further expansion are under way. Next year will see the introduction of the Balkans regional rounds and the Americas regional rounds. Each round, whether international, regional, or national, is accompanied by a workshop on issues of media policy related to the case being debated. For example, this year during the Middle East regional rounds the competition was complemented by a symposium on "Media Policy in the Aftermath of the Arab Spring", while in India a two-day conference on "Media and New Technology" took place.

The Price Media Law Moot Court Competition is made possible by

the generosity of Shell International. Additional support for the regional rounds in South Asia was provided by Google India, Star TV, Amarchand, and AZB and Partners. The Middle East regional rounds were supported by the Law Faculty at Qatar University and the Al Jazeera Media Development and Training Centre. Thanks are also due to the following Oxford students who helped to co-ordinate the moots: Alecia Johns (Balliol), Anup Surendranath (Balliol), and Deeksha Sharma (Exeter).

Nicole Stremmler



◀ NALSAR University of Hyderabad, Winners 2012

The International Intellectual Property Moot

THE ANNUAL INTERNATIONAL Intellectual Property Moot and Conversazione were held on 16 and 17 March 2012 at St Catherine's College. This event is the highlight of the Oxford Intellectual Property Research Centre's academic year. It brings together students, academics, practitioners, and judges for two days of competition and lively academic discussion regarding intellectual property. The twenty teams in the competition addressed a problem, prepared by Justine Pila, that concerned privacy law, human rights, copyright as a property right, and proportionality.

The grand final was between the University of Oxford and Queensland University of Technology. It was judged by the Rt Hon. Sir David Kitchin PC, the Rt Hon. Sir John Mummery PC and the Hon. Sir Christopher Floyd. Queensland University of Technology narrowly beat Oxford. Special thanks are due to Stuart Baran and Barbara Lauriat who co-ordinated the event, and to Jaani Riordan and Quentin Cregan who coached the Oxford team.



(l-r): Mark Thuillier (Hertford), Stephen Donnelly (Lincoln), the Hon. Sir Christopher Floyd, the Rt Hon. Sir John Mummery PC, the Rt Hon. Sir David Kitchin PC, Mitch Rawlings (QUT), and Tim Alexander (QUT).

Graeme Dinwoodie

The International Roman Law Moot

THE FIFTH INTERNATIONAL Roman Law Moot Court Competition took place this year in the ancient Roman forum at Philippi in northern Greece. Oxford secured a fourth place ranking, narrowly losing to Naples in the semi final.

The Oxford team consisted of Alexandra Baumgart (St Hilda's), Tara Beattie (Pembroke), Hollie Higgins (Worcester), and Fatima Zafar (Merton). They emerged second in their group after the preliminary rounds, behind the University of Trier, who ultimately went on to win this year's competition, defeating Athens in the grand final. Particular congratulations are due to Hollie Higgins, who was awarded an Honourable Mention as the second-highest ranking oralist across both preliminary and advanced rounds of the competition.

This unique and challenging event attracts not only some of the brightest law students, but also some of the most senior Roman law academics in western Europe, who act as judges.



(l-r): Hollie Higgins (Worcester), Fatima Zafar (Merton), Alexandra Baumgart (St Hilda's), and Tara Beattie (Pembroke).

Benjamin Spagnolo

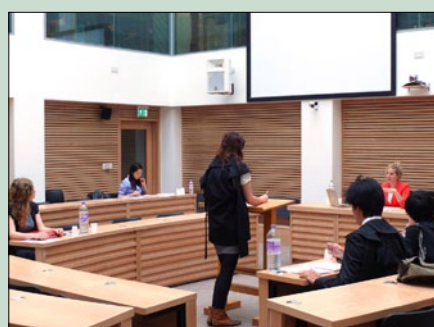
The Oxford Legal Assistance Immigration Law Moot

THE INAUGURAL OXFORD LEGAL Assistance Moot was held on 3 May 2012 at Mansfield College. The moot problem concerned current issues in immigration law, and was set by Ms Judith Farbey QC. Ms Farbey also judged the grand final between Sulman Iqbal (Brasenose) and Alexandra Littlewood (Brasenose), and John Huxley (St Anne's) and Sophie Staunton (St Anne's). Sulman and Alexandra were declared the winners. This moot, which was heavily oversubscribed, will become an annual feature on the Oxford mooting calendar. Special thanks are due to Ms Farbey QC. Oxford Legal Assistance is also grateful to Nick Friedman (Keble) for his help in organizing the moot.



(l-r): Sophie Staunton (St Anne's), John Huxley (St Anne's), Ms Judith Farbey QC, Alexandra Littlewood (Brasenose), and Sulman Iqbal (Brasenose).

Oliver Persey



Legal Research and Mooting Skills Programme

The St Catherine's Criminal Law Moot

THE INAUGURAL ST CATHERINE'S College Mooting Competition took place in Trinity Term 2012. The moot was organized by the St Catherine's Law Society, and was judged by His Hon. Judge David Waksman QC, a St Catherine's alumnus. The moot problem encompassed a wide array of legal issues including medical negligence, arson, and the misuse of drugs. Congratulations to the winning team, Neale Hutcheson Jr (Lincoln) and Gethin Thomas (Harris Manchester).



(l-r): Arthur Chan (St Hugh's), Olivia Higgs (St Catherine's), Alana Checksfield (St Hugh's), His Hon. Judge Waksman QC, Gethin Thomas (Harris Manchester), Nicholas Kamligh (St Catherine's), and Neale Hutcheson Jr (Lincoln).

Nicholas Kamligh

THE LEGAL RESEARCH and Mooting Skills Programme moots, in which it is compulsory for all freshers to compete, were held this year in The Cube and adjoining teaching rooms in the St Cross Building. Sixty moots took place over three days. An experienced team of DPhil students acted as judges. It was an enjoyable learning experience for all involved.

Sandra Meredith

The Oxford French Law Moot

THE OXFORD FRENCH LAW MOOT, which is sponsored by French law firm Gide Loyrette Nouel, was held in Oxford on 11 March 2012. Twelve teams from all over Europe competed in this prestigious competition, which has been growing steadily since its inception in 2008. The problem, mooted in French, was based on a real case that involved both French and European law – it concerned the level of privacy remaining to an employee despite the right of control enjoyed by employers.

The final took place in The Cube in the Law Faculty between Warwick and King's College London, with Mr Rupert Reece (Gide), M. Alain Lacabarats (President of the chambre sociale of the Cour de Cassation), and Professeur François-Xavier Lucas (Université Paris I - Panthéon-Sorbonne) constituting the bench. After a long period of deliberation, the judges declared KCL as the competition's winners.



Winners from KCL.

Stefan Vogenauer

Oxford Mooting Fever Spreads to Hong Kong

ON 10 SEPTEMBER 2011, the inaugural Oxford-Hong Kong Mooting Competition was held at the Excelsior Hotel in Hong Kong. Over 40 current and former Oxford students watched the judges firing probing questions at the mooters, and the mooters responding with characteristic wit and composure. This was not an unfamiliar experience for the mooters. It was something that they had encountered in the Oxford tutorial system.

The moot problem raised two topical issues: the availability of a proprietary remedy for breach of fiduciary duty, and the *Hadley v Baxendale* remoteness rule for contractual damages. The mooters were all current Oxford students or recent Oxford graduates, and the quality of their submissions was uniformly impressive. Mooters fortunate enough to reach the grand final faced the tough interrogation of the Hon. Mr Justice Reyes of the High Court of Hong Kong. After a closely fought battle, Eva Leung and Ruby Chik (both of Harris Manchester) emerged as the champions. The final was followed by a 10-course Chinese dinner.

The competition, which was generously sponsored by Clifford Chance Hong Kong, was organized by Justin Lam (Magdalen), Kerby Lau (University), Jason Yu (Wadham), and Eva Leung (Harris Manchester).

Interested alumni are warmly invited to attend. Full details about this competition are available at

<http://oxfordhkmoot.com/>



(l-r): Justin Ismail (Corpus Christi), Joanne Lau (Balliol), Ching Sing So (Magdalen), Marie Devereux (St John's), the Hon. Mr Justice Reyes, Eva Leung (Harris Manchester), Ruby Chik (Harris Manchester), Jonathan Kao (Harris Manchester), Benjamin Lam (Oriol), and William Wong (Wadham).

Oxford-Hong Kong Moot Committee



Paul Davies

Paul Davies will join the Faculty in April 2013 as a Fellow and Tutor in Law at St Catherine's College. Paul read Oriental Studies (Japanese) and then Law at Downing College, Cambridge, and spent a year in Poitiers studying French Law. After graduating, Paul worked in the Property and Trust Law Team at the Law Commission, and was called to the Bar by Lincoln's Inn. He became a Fellow and College Lecturer in Law at Gonville and Caius College, Cambridge, in 2008, and was also a Newton Trust Lecturer in the Faculty of Law. His teaching and research interests lie primarily in the law of obligations and property.



Richard Ekins

Dr Richard Ekins is a Fellow in Law at St John's College, where he arrived in September 2012. He received his BA, LLB (Hons) and BA (Hons) degrees from the University of Auckland, before going on to read for the BCL, MPhil and DPhil at Oxford. He has worked as a Judge's Clerk at the High Court of New Zealand at Auckland, and a Lecturer at Balliol College, and was a Senior Lecturer in Law at the University of Auckland until his appointment to Oxford. His main research interests are in legal philosophy and constitutional theory, with a particular focus on legislative authority. His publications include articles in the *Law Quarterly Review*, *Public Law*, and *Ratio Juris*, and his monograph, *The Nature of Legislative Intent*, is soon to be published by Oxford University Press. Richard teaches jurisprudence, administrative and constitutional law, constitutional theory, and human rights.



Chris Hare

Christopher Hare is a CUF Lecturer in Law and a Fellow of Somerville College, where he arrived in October 2012. Christopher was an undergraduate at Trinity College, Cambridge and was in the first cohort of students to spend their third year at the University of Poitiers, France. He then spent a year at Harvard Law School (LLM) and read for the BCL at Brasenose College. Christopher initially practised as a barrister at 3 Verulam Buildings, Gray's Inn before moving to a fellowship and college lectureship at Jesus College, Cambridge. He has spent the last seven years in New Zealand, where he was a Senior Lecturer in the Law Faculty at the University of Auckland. Christopher's teaching and research interests lie broadly in the law of obligations and the corporate and commercial law fields, with particular focus on domestic and international banking law, corporate finance, and shareholder remedies.



Tarunabh Khaitan

Dr Tarunabh Khaitan started as a Fellow in Law at Wadham College in August 2012. Tarun graduated from the National Law School, Bangalore (India) with a BA LLB Hons degree in 2004. He came to Exeter College as a Rhodes Scholar in the same year, where he completed the BCL (with distinction and two subject prizes), the MPhil (with distinction), and the DPhil. Before joining Wadham, Tarun was the Penningtons Student in Law at Christ Church, Oxford. Tarun teaches Constitutional Law, Administrative Law, and Jurisprudence to undergraduates, and Comparative Equality Law to BCL and MJur students. His research supervises work on religious freedom and on dignity respectively. His research interests lie in exploring doctrinal and theoretical aspects of public law and human rights law. He is currently finishing a book on the philosophical foundations of discrimination law for Oxford University Press.

Support Staff

Tanya Baldwin

Tanya joined the Centre for Socio-Legal Studies in February 2012 as maternity cover for the Administrator. Tanya previously worked as the Administrator at The Oxford School of Drama and is returning to the University having completed her DPhil (English) here in 2005. As Administrator, Tanya is responsible for the non-academic administration of the Centre.

Juliet Bury

Juliet joined the Faculty in August 2012 to provide cover for Personnel Officer Emma Gascoigne, who is currently on maternity leave. As a Graduate CIPD Human Resources generalist, Juliet has previously worked within the University's Medical Sciences Division, and prior to that within retail, hospitality and leisure, commercial private healthcare, not-for-profit, and latterly the education/legal sectors.

Morag McCormick-Power

Morag joined the Faculty in April 2012 as Academic Administrator, on secondment from within the University to stand in for Paul Burns. Morag has an MA from Cambridge University in History and the History of Art, an MSc in the Conservation of Historic Buildings, and is currently studying part time for a Doctorate in Education with Durham University. She is responsible for the Faculty's academic administration.

David Trenchard

David joined the Faculty Office as Finance Manager in April 2012. Prior to joining us, David worked in the Central Finance Division of the University for three years, having previously studied both Finance and Theology as a postgraduate and having spent several years in Christian ministry. David is responsible for the financial strategy of the Faculty, setting and monitoring the Faculty's budgets, and developing financial controls and processes.



Antonios Tzanakopoulos

The Faculty welcomed Dr Antonios Tzanakopoulos as University Lecturer in Law in association with St Anne's College in September 2012. Antonios studied law in Athens, New York, and Oxford, during which time he also worked as a Researcher for the Hellenic Ministry of Foreign Affairs in Athens and New York, and for the UN Office in Geneva. He then took up a position as a Lecturer at the University of Glasgow, with which he remains affiliated, and at University College London. He has also taught as a visiting Lecturer at King's College London and the University of Paris (Paris X – Nanterre).

Antonios is an Advocate at the Athens Bar in Greece and has worked on a number of cases before international and domestic courts and tribunals, including the International Court of Justice, EU courts, ad hoc and ICSID arbitral tribunals, and the High Court of England and Wales. His monograph, *Disobeying the Security Council*, was published by Oxford University Press in 2011 and is coming out in paperback in 2013.



Andreas von Goldbeck-Stier

Dr Andreas von Goldbeck-Stier joined the Faculty in September 2012 as DAAD Lecturer in German and European Union Law, and Fellow at Christ Church. Andreas studied law at the Humboldt-Universität Berlin before going on to read for the MJur at St John's College, Oxford. Following his studies at Oxford he obtained his PhD at Trinity College, Cambridge under the supervision of Tony Weir. Subsequently, Andreas qualified as a Solicitor of England and Wales. His main teaching and research interests are in the areas of international arbitration, European private law, European Union Law, comparative law and private international law.



Konstanze von Papp

Dr Konstanze von Papp joins us as Erich Brost Career Development Fellow in German and European Union Law. Konstanze holds degrees from the Universities of Tübingen (first and second state examination), Aix-Marseille III (maîtrise en droit international), Columbia Law School (LLM), and Heidelberg University (Dr iur).

Before returning to academia, Konstanze was a Senior Associate with Allen and Overy LLP, London. She is dual qualified as German *Rechtsanwältin* and Solicitor of England and Wales, including Higher Rights of Audience. Most recently, Konstanze was a Visiting Researcher at Boston University. Her academic interests (both teaching and research) lie mainly in European Union law, comparative law, and arbitration. Konstanze has published in German legal journals and the *Common Market Law Review*. Her current research focus is on the relationship between European Union law and international investment treaty law and arbitration.



Paul Yowell

Paul Yowell has been appointed as Fellow and Tutor in Law at Oriel College from October 2012. Prior to that he was Lecturer in Law at New College, and a postdoctoral fellow with the Oxford Law Faculty for the AHRC project Parliaments and Human Rights. He completed the BCL in European and Comparative Law and MPhil in Law at Balliol College, and the DPhil in Law at University College. His areas of teaching are Constitutional Law, EU Law, Jurisprudence and Human Rights. He researches broadly in public law and legal theory, with particular interests in the separation of powers, constitutional theory, comparative constitutional law, and human rights.

Kate Whetter

Kate joined the Faculty in July 2012 as Publications Officer. Having studied Law and German at undergraduate level, Kate practised as a solicitor before moving to a career in publishing. She joins us from Oxford University Press where she worked on the Higher Education Law List for 10 years.

(l-r): Tanya Baldwin, Juliet Bury, Morag McCormick-Power, David Trenchard, Kate Whetter



Departmental Lecturers

Rachel Taylor

Rachel joins the Faculty as a Departmental Lecturer in Family Law for two years from October 2012.

Miles Jackson

Miles joins the Faculty as a Departmental Lecturer for 12 months from October 2012, teaching in areas including Human Rights Law.

Amanda Fitzgerald

Amanda is a Researcher in Housing Law. Amanda is working with Professor Sue Bright and Dr Lisa Whitehouse (University of Hull) on a project that explores the processes involved in the recovery of possession of a home.

Charles Austin Charlotte Thomas

Charles and Charlotte are Researchers in Tort Law, working with Donal Nolan on a project exploring tort law as a legal category.

Research Staff

Emeric Monfront

Emeric is a Researcher in Legal History. He is working with Dr Joshua Getzler on his project "The translation and transcribing of papers from the Lord Eldon Archive" from November 2011 to November 2012.

Visiting Professors

Sir Stephen Sedley



On his retirement from the Court of Appeal, Stephen Sedley has been appointed to a Visiting Professorship in the Faculty of Law. Having studied at Queens' College, Cambridge, Stephen Sedley was called to the Bar in 1964, took silk in 1983, and was appointed a High Court judge in 1992. From 1999 to 2011 he was a Lord Justice of Appeal. In the Court of Appeal, Sir Stephen delivered a number of landmark judgments in English public law, in particular concerning legitimate expectations and the control of executive discretion, procedural fairness, and human rights law. His work ranged across areas as widespread as planning law, employment law, the law of higher education, the law relating to the Parliamentary Ombudsman, and the powers of the Crown in respect of overseas territories. His decisions have made striking new developments in the law, while yet remaining rooted in the history of English public law. Now Sir Stephen is writing and teaching on that history; his lectures, entitled "The Lion Beneath the Throne", move from the period of the Commonwealth (1649-1660), to the growth of public law in the 19th-century state, to the period from 1914-1960, which has commonly but perhaps misleadingly been thought of as a hiatus in the development of public law.

Gabriel Moss QC



Gabriel Moss QC joined the Law Faculty as a Visiting Professor in October 2011. Gabriel is a leading silk, specializing in business and financial law and in particular reorganization and insolvency-related cases, practising from South Square. He has appeared in many of the most important insolvency cases in recent years, including litigation relating to the Lehman insolvency, the Icelandic banks, Northern Rock, BCCI, Enron and Parmalat. He writes extensively on insolvency law and other topics, is Chairman of the Editorial Board of *Insolvency Intelligence*, and co-edits a number of books, including *Rowlatt on Principal and Surety* (Sweet & Maxwell, 2011), *Lightman & Moss: The Law of Administrators and Receivers of Companies* (Sweet & Maxwell, 2012), *Moss Fletcher and Isaacs: The EC Regulation on Insolvency Proceedings* (OUP, 2009), and *Moss and Wessels: EU Banking and Insurance Insolvency* (OUP, 2006).

He is involved in a number of law reform bodies, including the Financial Markets Law Committee of the Bank of England and the Expert Group on Cross-Border Insolvency, and sits regularly as a Deputy High Court Judge. Since joining the Faculty, Gabriel has been heavily involved in teaching the Corporate Insolvency course to BCL, MJur and MLF students, as well as examining research students and taking part in conferences and other research activities.

Louse Gullifer, Harris Manchester College

Philippe van Parijs



Professor Philippe van Parijs joined the Faculty in April this year as a Visiting Professor and Senior Research Fellow at Nuffield College.

Philippe studied Philosophy, Law, Political Economy, Sociology and Linguistics at the Facultés universitaires Saint Louis (Brussels) and the Universities of Louvain, Oxford, Bielefeld, and California (Berkeley). He holds Doctorates in the Social Sciences (Louvain, 1977) and in Philosophy (Oxford, 1980).

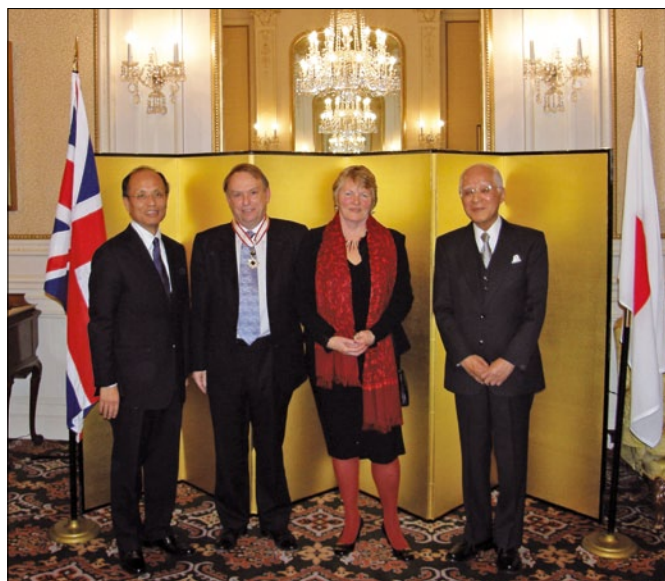
He is Professor at the Faculty of Economic, Social and Political Sciences of the University of Louvain (UCL), where he has directed the Hoover Chair of Economic and Social Ethics since its creation in 1991. He has also been a Special Guest Professor at the KU Leuven's Higher Institute for Philosophy since 2006. From 2004 he was for several years a Regular Visiting Professor of Philosophy at Harvard University.

Pavlos Eleftheriadis, Mansfield College

Leavers

Vaughan Lowe

Chichele Professor of Public International Law, 1999-2012



Vaughan Lowe QC (second from left) receiving the Japanese Order of Rising Sun in 2008, accompanied by his wife, Sally.

When Vaughan took up the Chichele Chair in 1999, public international law at Oxford stood on the brink, if not of crisis, then of uncertainty. His immediate predecessor, the late Sir Ian Brownlie QC, had a formidable reputation as a scholar and practitioner, but the University could boast few other active international lawyers. Vaughan changed all that, beginning in that rather understated, collaborative, inclusive way which was to prove so effective through the whole of his tenure. He carefully steered effort and energy away from the superficial but all-consuming attractions of an 'Oxford Centre', and concentrated instead on strengthening the Faculty's research and teaching capacity. He advocated ably and determinedly for more University Lectureships, at the time relatively new, as the surest way to bring in the best, to respond to the need for cutting-edge research, and to develop innovative courses across the ever-broadening field of international law.

With his own very considerable experience to offer, Vaughan was totally committed to the Faculty's core interests of teaching and research, and, having supervised more research students than any other faculty member over the past decade or so, could probably claim an Olympic gold for doctoral and masters students taken to completion. He galvanised not a centre, so much as a community of international law scholars. The Wednesday morning research seminars, which he pioneered and hosted at All Souls, have become a focal point for discussion and review, and today, thanks in large part to his efforts, Oxford has one of the highest concentrations of international lawyers in any British university and a thriving cohort of graduate students. This community of scholars will remain ever also in debt to Sally Lowe, for the ceaseless care and hospitality which she provided, and which strengthened our sense of belonging and repeatedly rekindled our enthusiasm. The hundreds of students who have 'done' PIL at Oxford over the last dozen or so years as undergraduates, masters and doctoral students, will long remember Vaughan for his erudition, his wit and his dry humour, for his openness and readiness to counsel, for his scholarship and practical advice, for the living, working reality of international law which he personifies so well; and, of course, for his *joie de vivre*... As he retires to become yet more active, he will be greatly missed (and many of us have yet to wake up to the fact that he is indeed leaving). Not surprisingly, he is proving a hard act to follow.

Guy Goodwin-Gill



Jonathan Morgan

This year the Law Faculty and St Catherine's College very regretfully say goodbye to Dr Jonathan Morgan, who is returning to a post at Cambridge in order to start his married life in the same place as his wife. At St Catherine's Dr Morgan will be greatly missed by colleagues and students alike; it is difficult to imagine a Don more devoted than Jonathan to college and its students. As his closest law colleague I will especially miss Jonathan's inordinate good sense and voice of reason in all matters, his wonderful sense of humour, and his extraordinary erudition and independent mind. His students are devastated to be losing him, having benefited also from these qualities across the FHS syllabus, from constitutional to contract law. We wish him all the very best for the future and look forward to seeing him back in Oxford.

Dr Justine Pila



Ben McFarlane

Ben McFarlane has been elected to a Chair at University College London. Ben has been a Fellow at Trinity College since 2004, and, since 2008, a Reader in the Faculty. Ben has made a significant contribution to both the College and the Faculty. In the College, he has been a popular and successful tutor. He won a University Prize for Excellence in Teaching – an award that, as his students will attest, was very well-deserved. In the Faculty, Ben has been instrumental in establishing new property law courses on the undergraduate and graduate syllabuses. Ben has also had success as a researcher. His book, *The Structure of Property Law*, is now a leading text on the subject, and in 2010 he was awarded a prestigious Leverhulme Prize for his research. Alongside all of this, Ben has also found time to marry and has become a father. It has been an eventful eight years. Both Oxford and Trinity have reason to be grateful to Ben: UCL is lucky to have snared him.

Nick Barber, Trinity College



Georg Ringe

Georg Ringe leaves the post of DAAD Lecturer in German Law at the Institute of European and Comparative Law (IECL) after five years at Oxford. He taught German law to our second-year undergraduates to prepare them for their year at a German university under the Erasmus scheme. He also taught EU law, European Business Regulation, and company law for various colleges, mostly Christ Church, and was instrumental in setting up the new BCL/MJur option in Comparative and European Corporate Law. Georg holds a doctorate from the University of Bonn and published extensively during his time at Oxford. His main research interests are Law and Finance and Comparative Corporate Governance. In September 2012, he took up the Professorship of International Commercial Law at Copenhagen Business School, and Copenhagen are to be congratulated for recruiting an excellent teacher and an outstanding scholar. We are very glad that Georg will continue to contribute to Law in Oxford in the coming academic year, by giving a set of seminars in comparative corporate law.

Stefan Vogenauer



Katja Ziegler

Katja Ziegler will be leaving the Law Faculty in September to take up the Sir Robert Jennings Chair in International Law at the University of Leicester. She was appointed to the post of Erich Brost University Lecturer in European and German Law and Fellow of St Hilda's College in 2007. Previously, from 2002 to 2007 she was Lecturer in Law, DAAD Fellow and a Deputy Director at the Institute of European and Comparative Law at Oxford, of which she remains a member, and a Lecturer at Trinity College. Before coming to Oxford she qualified and worked as a Rechtsanwältin (Barrister-Solicitor) in the Brussels office of an international law firm, dealing with European regulatory law, especially competition law and state aids, and constitutional law.

Katja is an excellent colleague, whose knowledge, empathy, and generosity of spirit appear to know few bounds. In particular, Katja has made an enormous contribution to the development of law at St Hilda's during her time here, and her influence has been transformative; last year, four out of six St Hilda's students graduated with a first class degree. As a dedicated and talented teacher, adviser, and mentor, she is very popular with her students, both undergraduate and postgraduate, and they will be sorry to see her go. While her academic experience and expertise will be much missed by the Faculty and the Institute of European and Comparative Law, of which she has been an invaluable member, the Sir Robert Jennings Chair provides the ideal opportunity for her to build on her accomplishments to date.

Sarah Green, St Hilda's College



Research Staff



Barbara Havelkova

Barbara Havelkova, who is currently completing her doctorate in the Faculty, is heading east next year, having landed the Herchel Smith Lectureship and Fellowship in Law for the academic year 2012–2013 at the University of Cambridge. Barbara's thesis, pursued under the supervision of Sandy Fredman and Bettina Lange, is entitled "Gender in Law Under and After State Socialism: the Example of the Czech Republic", and this title accurately hints that she began her studies even further east than the chilly misty Fens: Barbara is a graduate of the Faculty of Law at Charles University in Prague, and she also holds an LLM in European Integration from the Europa-Institut of Saarland University in Germany. Barbara is currently completing her term as the CSET Teaching Fellow in EU Law in our Faculty and she has been an energetic, helpful, and valued member of the EU law teaching team at Oxford. And even in advance of completion of her doctorate, her publishing record is up and running. Remember the name – Barbara Havelkova is a wonderfully exciting intellectual talent with a very bright future.

*Stephen Weatherill,
Somerville College*



Irini Papanicolopulu

Dr Irini Papanicolopulu leaves us this term to join the Law Faculty in Glasgow University. Having spent two years here on a Marie Curie Fellowship, researching on human rights and the law of the sea, Irini has become one of the core members of the International Law community in Oxford. She has taught on our BCL/MJur course on the Law of the Sea, and made presentations to the Thursday lunchtime seminar series, as well as being a regular voice in the Wednesday morning research seminars at All Souls. Her move to Glasgow coincides with the return to Oxford of Antonios Tzanakopoulos, who joined the Glasgow Faculty when he left Oxford three years ago. We wish her every success in her new northern home.

*Vaughan Lowe,
All Souls*



Caroline Harvey

Caroline spent two years at the Institute of European and Comparative Law (IECL) as a postdoctoral researcher, employed to help with the administration and publication of an AHRC-funded project on European contract law in the context of English and German law. She came to Oxford from Frankfurt where she had worked part time with the arbitration department of Freshfields while completing her doctorate on the right to self-representation in international criminal procedure at the University of Lancaster. Caroline was a great addition to the IECL team and it is very much to her credit that the project was completed successfully – and on time!

*Stefan Vogenauer,
Brasenose College*

Other Leavers

The Faculty also wishes all the best to the following leavers:

Sadie Slater, who left the Faculty in September 2011 to take on the role of Head of Gift Registry – Development.

Elizabeth Ogden, who left her position as Administrator in March 2012 to join the Mathematical Institute as Head of Admin and Finance.

Paul Burns, who is currently on secondment to the Council Secretariat and will return in March 2013.

Alison Broadby, who left the Faculty in November 2011 to go to the Oxford Man Institute as Institute Administrator

And Congratulations to

(pics from top, then l-r)

Aidan Robertson QC and **Beverley** on the birth of James and Elspeth on 2 August 2012.

Alan Bogg and **Sarah Green** on the birth of Benjamin Atticus Green on 9 October 2011.

John Armour and his wife **Rebecca Williams** on the birth of Allysa on 1 January 2012.

Kate Blanshard and her husband **Jim** on the birth of Sophie Ellen on 27 August 2011.





Credit: PA Photocall

UNIQ Summer School

THE PIONEERING, UNIVERSITY-WIDE UNIQ Summer School Programme is now in its third year and is designed to give Year 12 students from backgrounds not traditionally associated with Oxford, a taste of undergraduate life at the university.

This a wonderful opportunity for prospective applicants to find out for themselves what Oxford is really like, by meeting undergraduate students, living in college, and taking lectures and seminars in their chosen subject.

In 2012 the Law Faculty welcomed two groups of 30 students to a week-long programme of lectures, day trips, and evening activities. Law tutors presented seminars and discussions on a wide range of subjects from across the undergraduate law syllabus including contract, tort, legal philosophy, and competition law. Students were encouraged to enter group discussions and towards the end of each week the students had the opportunity to take part in a moot, which is always seen as a highlight of the course.

When not in the lecture halls, the students undertake day trips. This year, they visited the Oxford magistrates' and Crown courts, where they had the opportunity to sit in on hearings and learn about the court system. Another popular part of the programme is the opportunity to visit a law firm. This year the students visited Burges Salmon in Bristol and Pinsent Masons in Birmingham, where they saw first-hand what it is really like to work in a commercial law firm.

The UNIQ summer school scheme is designed to raise the aspirations of young people from under-represented groups towards higher education and is part of the University's commitment to ensure that the most talented students are motivated to reach their potential at Oxford, with no social, financial or geographic barriers impeding them.

To find out more about the UNIQ summer school programme and for information on how to apply for a place on a UNIQ Summer School in 2013 please visit the University's website (www.ox.ac.uk/uniq).



Preparation for Learning and Teaching at Oxford

AT LEAST 260 Oxford Law research students and new tutors have successfully completed the Preparation for Learning and Teaching at Oxford (PLTO) programme since it began in 2008.

Taught by Dr Alison Young for the Law Faculty, the PLTO is the first step in a series of professional development programmes offered by the University for academics and researchers. Graduate teaching assistants appointed by the Faculty must do the PLTO, and it is keenly attended by all research students who hope to teach. The Law Faculty provides a teaching register of all students who have completed the programme.



By the generosity of our donors, 17 graduate students were awarded scholarships in 2011–2012.

3 Verulam Buildings



Stuart Cribb (St Catherine's), BCL

Allan Myers AO QC



Cameron Sim (Mansfield), BCL
Jasper Hedges (St. Catherine's), BCL

Essex Court



Charlotte Thomas (Lincoln), BCL

Fountain Court



Emma Williams (Keble), BCL

Freshfields



Thomas Adams (Balliol), DPhil
Brid Ni Ghraíne (St Anthony's), DPhil
David Puzstai (St John's), MJur
Nuala Canavan (Trinity), MJur
Rosa Bloomberg (Corpus Christi), BCL

Linklaters



Naomi Oreb (Magdalen), BCL

Paul Hastings



Akeem Adagbada (LMH), BCL

Peter Birks



Marie Manikis (Worcester), DPhil

Pump Court Tax Chambers



Daniel McCarthy (Christ Church), BCL

Roy Goode



Luke Rostill (Wadham), DPhil

South Square



Emile Burke-Murphy (Magdalen), BCL

Winter Williams

Sakshi Gupta (Magdalen), BCL

Chambers Scholarships

THE BCL HAS traditionally been part of the route to the Bar for many current and former barristers, and at present about 40% of taught postgraduate students at Oxford intend to practise at the English Bar.

A number of sets of chambers have generously agreed to provide scholarships for the very best of these students, to enable them to benefit from the rigorous and wide-ranging disciplines of the BCL/MJur courses, and to develop their reasoning and analytical skills, in order to further enhance the abilities of those practising at the Bar. Oxford Law is extremely grateful for the support from the chambers listed below. Some excellent students have already been funded through their courses, and next year's scholarships have again been awarded to outstanding applicants who, as usual, are coming to Oxford from a variety of universities and backgrounds.

Chambers Sponsoring Next Year's Scholars:

3 Verulam Buildings

4 New Square

Essex Court Chambers

Fountain Court Chambers

Pump Court Tax Chambers

South Square

The FMB Reynolds Scholarship

CONGRATULATIONS AND thanks to Professor Peter Watts of the University of Auckland, who has initiated a first-ever scholarship programme for law students from New Zealand to pursue postgraduate study in Oxford, named for Professor Francis Reynolds.

Thirty-four Oxford alumni have contributed so far. To be involved in this link between New Zealand and Oxford, you can contact Professor Watts: pg.watts@auckland.ac.nz

The Eldon Law Scholarship



THE ELDON LAW SCHOLARSHIP is awarded by the Law Faculty each year to a person, with a first or a distinction in an Oxford undergraduate or postgraduate degree, who is about to embark on a career at the Bar. From those applying, a shortlist of candidates is drawn up to be interviewed by the Eldon Law Scholarship Committee, and the award is made to the person who, in the opinion of the committee, is likely to make the best barrister.



The scholarship dates back to 1830. John Scott, the first Lord Eldon (1751–1838) studied at University College, Oxford in the late 1760s and was called to the Bar in 1776. He was Lord Chancellor from 1801 to 1806, and from 1807 to 1827. On 12 May 1830, at a meeting of subscribers responding to a public advertisement, with the Duke of Richmond in the chair, it was resolved to establish an Eldon Law Scholarship at the University of Oxford which was to be ‘at once creditable to the subscribers and honourable to the Earl of Eldon’. A sum of £7,631.9s.5d was raised. The award for the 2012 scholar is £14,500 spread over two years.

The Eldon Law Scholarship Committee at present comprises Professor Andrew Burrows (Chair), Professor Adrian Briggs, Professor Louise Gullifer, Sir David Keene (Eldon Scholar 1965), and Laurence Rabinowitz QC (Eldon Scholar 1988). It interviews candidates in January each year.

Earlier famous Eldon Scholars included in 1834 R Palmer (Earl of Selbourne), in 1859 H Davey (Lord Davey), in 1921 AT Denning (Lord Denning) and in 1930 RO Wilberforce (Lord Wilberforce).

Andrew Burrows



From top: Lord Eldon (courtesy of Look and Learn); Eldon Scholars Alfred Thompson “Tom” Denning, Lord Denning (1921) (reproduced by kind permission of Birkbeck, University of London), Thomas Bingham, Lord Bingham of Cornhill (1957) (courtesy of the artist, David Poole).

The post-war Eldon Scholars

1948	JW Bourne	New
1949	RA Blackburn	Magdalen
	AR Barrowclough	New
	WAN Wells	Magdalen
1950	CJ Slade	New
	DA Barker	Queen’s
1951	RI Kidwell	Magdalen
	FP Neill	Magdalen
1952	Dick Taverne	Balliol
1953	EG Nugee	Worcester
1954	No election	
1955	HC Tayler	Balliol
1956	JD Feltham	Magdalen
1957	TH Bingham	Balliol
1958	RK Bain	Magdalen
1959	CDR Rose	Wadham
1960	PO Havery	Magdalen
1961	Paul M Miller	Exeter
1962	No election	
1963	DTA Davies	Magdalen
1964	RB Mawrey	Magdalen
1965	DW Keene	Balliol
1966	CH McCall	Magdalen
1967	NAR Wilson	Worcester
1968	PN Leigh-Jones	New
1969	TE Walker	University
1970	MCC Hart	Magdalen
	JL Munby	Wadham
1971	BNR Reynolds	Worcester
1972	GJS Hill	Exeter
1973	Sonia Proudman	Lady Margaret Hall
1974	SM Tomlinson	Worcester
1975	G Moss	St Catherine’s
1976	No election	
1977	CEL Turnbull	Worcester
1978	PH Gross	Oriel
1979	MM Pascoe	Christ Church
1980	PJ Walker	Magdalen
1981	RC Thomas	St John’s
1982	NA Hamblen	St John’s
1983	RE Cox	Mansfield
1984	CG Nugee	Corpus Christi
	JMA Dagnall	St John’s
1985	SJ Berry	Exeter
1986	PJ Sales	Worcester
1987	Christopher Butcher	All Souls
1988	Laurence Rabinowitz	Merton
1989	David Foxton	Magdalen
1990	Sarah Cockerill	St Anne’s
	David Bailey	Mansfield
1991	Nigel Eaton	Magdalen
1992	Toby Landau	Merton
1993	Adam Tolley	St Anne’s
1994	Philippa Hopkins	Merton
1995	Simon Salzedo	Keble
1996	Andrew Thomas	Balliol
1997	Martin Chamberlain	University
1998	Christopher Lewis	University
1999	Colin Thomann	Mansfield
2000	James Cutress	Worcester
2001	Edward Sawyer	Lincoln
2002	Joanne Clement	Somerville
2003	Paul Toms	Merton
2004	David Murray	Christ Church
2005	Iain Steele	Magdalen
2006	James McClelland	Merton
2007	Rupert Allen	Merton
2008	Paul Adams	St Catherine’s
2009	Qudsi Rasheed	Worcester
2010	Andrew Scott	All Souls
2011	Alistair Mills	Trinity
2012	Yaaser Vanderman	Keble



◀ **Back (l-r):** Lord Carnwath, Lord Sumption, Lord Clarke, Lord Kerr, Lord Wilson, Lord Reed
Front (l-r): Lady Hale, Lord Hope, Lord Neuberger, Lord Walker, Lord Mance.

Oxford Judges

LORD REED AND LORD SUMPTION were appointed to the UK Supreme Court in February 2012 as successors to Lord Rodger and Lord Brown. There are currently four Oxford alumni sitting in the Supreme Court, including Lord Mance, and Lord Wilson.

LORD DYSON has moved from the Supreme Court to take up his position as the new Master of the Rolls, replacing Lord Neuberger who has become President of the Supreme Court.

THANK YOU to those who have pointed out (in response to our item on Oxford judges in last year's Law News) that in addition to **Justice Cromwell** in the Canadian Supreme Court, and **Justice Sharpe** and **Justice Gillese** in the Ontario Court of Appeal, there are other Oxford alumni on appellate courts across Canada: **Justices Groberman** and **Harris** (British Columbia), **Justices Côté** and **Slatter** (Alberta), **Justices Dalphond** and **Morissette** (Québec), **Justice Bryson** (Nova Scotia), and **Chief Justice Green** and **Justice Mercer** (Newfoundland).

Oxford University Lawyers LinkedIn

OUR LINKEDIN OXFORD ALUMNI group has grown to 1,400 members. This is a forum for our alumni who read any subject at Oxford and have entered the legal profession. Here is an opportunity to discuss topical issues electronically, connect with interest groups internationally, and contact alumni within your region. Feel free to join and start a discussion.



www.linkedin.com/groups?gid=918207

Oxford's Commercial Silks Dinner

IN CELEBRATION OF Oxford alumni practising at the Oxford Commercial Bar, the Law Faculty held a dinner on 19 September 2011 at Lady Margaret Hall. Lord Sumption was our guest speaker – just prior to his taking on up his role as Supreme Court Justice. Professor Timothy Endicott, Dean of Oxford Faculty of Law, also spoke of the current 'Golden Era' of law in Oxford, as he acknowledged the BCL as the premier one-year taught course for postgraduate lawyers from a common law background and the natural link to the commercial bar.

Also celebrated were the chambers that are currently supporting the BCL with Chambers Scholarships. Fountain Court Chambers, 3 Verulam Buildings, Essex Court Chambers, Pump Court Tax Chambers, and South Square were all highlighted as benefactors to the BCL, while 8 New Square Buildings were mentioned for their continued support of the International Intellectual Property Law Moot.

Oxford Silks 2012

CONGRATULATIONS TO the following Oxford alumni who took silk in 2012. Of the 88 lawyers appointed as regular QCs this year, 25 are Oxford alumni.

Mr Lawrence Mark Akka
 Mr Ranjit Bhose
 Dr Michael David Bools
 Mr Adrian Munro Darbishire
 Mr Thomas Orlando De La Mare
 Ms Marie-Eleni Eliza Demetriou
 Mr Paul Andrew Gott
 Mr Andrew Michael Hunter
 Miss Samantha Louise Leek
 Mr Henry Legge
 Miss Zoe Elisabeth Johnson
 Mr Sean William Jones
 Ms Fenella Morris
 Mr Paul Richard Nicholls
 Mr Hugh Robert Norbury
 Mr John Odgers
 Mr Nigel David Poole
 Mr Stuart Martin Ritchie
 Mr Marc Rowlands
 Ms Rebecca Mary Sabben-Clare
 Ms Nicola Jane Shaw
 Mr Navjot Sidhu
 Mr Andrew Duncan Smith
 Mr John Alastair Pitt Vater
 Mr Rupert Miles Warren

The North American Reunion Reception

WEIL, GOTSHAL & MANGES hosted the Oxford Law reception in New York City at the North American Reunion on 13 April 2012. More than 60 Oxford alumni who read Law, as well as those who entered the profession after reading another subject, joined together to listen to Heath Tarbert, Oxford alumnus and partner at Weil Gotshal, on the legal profession in North America. Professor Timothy Endicott, Dean of the Law Faculty, spoke on historic and current developments within Oxford Law.



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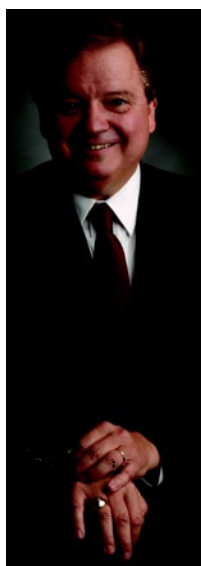


Law Open Days

ANNUALLY, THE FACULTY of Law hosts hundreds of sixth form students for three days in March, one in June and one in September.

The Open Days provide information about law courses, methods of teaching, admissions, life as an Oxford undergraduate and careers in law following university. The speakers include undergraduates, law lecturers, and practising lawyers. Sixth Form colleges nominate two students per school as space allows. Limited overnight accommodation with one of the colleges prior to the open day is reserved for students travelling furthest free of charge. These information days are possible thanks to the support of Clifford Chance and the organisation of second year law students and our student administrators. To find out more about the BA in Jurisprudence (including admission requirements) go to www.law.ox.ac.uk/undergraduate

Nicholas Allard



ALUMNUS, NICHOLAS W ALLARD has been appointed as Dean of Brooklyn Law School in New York. Mr Allard, who is a partner and Chair of the Lobbying, Political, and Election law practice at Patton Boggs LLP, took up the position in July 2012.

On announcing the appointment, Stuart Subotnick, Brooklyn Law School's Chairman of the Board of Trustees, said 'The breadth of Nicholas Allard's experience in the private and public sectors will enable him to make a significant contribution to the Law School. His energy, creativity, integrity, and collaborative style have made him exceptionally successful as a practitioner and leader at his firm. He is the ideal dean to continue the Law School's forward momentum.'

'Oxford Academics in China' lecture: The Crisis in Human Rights Adjudication in Europe

ON 19 SEPTEMBER 2012, the Oxford University China Office welcomed alumni to the first "Oxford Academics in China" lecture in Beijing where the Dean of the Faculty of Law, Timothy Endicott, spoke about the developing role of judges in reconciling public interests and private interests under the European Convention on Human Rights.

Recent developments have created political tensions over the respective roles of courts, the legislature and the executive; Professor Endicott commented on the prospects for the future in Britain and Europe, and on lessons for other countries, including China. The event was followed by dinner with the Dean and other staff from the law faculty and Oxford University China Office.

Lord Hoffmann to speak in Toronto to Oxford Alumni

SIR IVOR CREWE, Master of University College and Simon Chester (1968) will host a Drinks reception and Lecture, at which Lord Hoffmann will speak, on 13 November 2012 at Osgoode Hall, Toronto from 6-7:30pm. Oxford Law alumni and their guests are invited (payment of \$25 CAD per person). Please email or call Julie Monahan (julie.monahan@univ.ox.ac.uk or +44 1865 276682) before 6th November to arrange payment and secure a place.

Supporting the Moritz-Heyman Fund



‘A fresh approach to student funding in the UK – fuelled by philanthropy; catering to the dreams and aspirations of individuals determined to excel.’

IN JUNE 2012 the University announced the foundation of the Moritz-Heyman scholarship programme with a £75 million donation from alumnus Michael Moritz and his wife, Harriet Heyman.

The donation is the biggest philanthropic gift for undergraduate financial support in European history and will provide the lowest income undergraduates with no up-front study and living costs. At present, just under one thousand Oxford undergraduates (about one in 10) are in the lowest family income bracket (families with incomes below £16,000). Within three years of its launch this autumn, more than half of these students could benefit from a Moritz-Heyman Scholarship. It is envisaged that eventually all such students would be covered by the scheme or equivalent similar scholarships.

Oxford's Vice-Chancellor, Professor Andrew Hamilton, said: 'Oxford is already offering the most generous undergraduate support package in the country. But this remarkable and hugely generous gift and initiative allows us to go an important stage further towards our goal of ensuring that all barriers – real or perceived – are removed from students' choices. It provides extraordinary support – financial and personal – for outstanding students.'

The total gift of £75 million to Oxford will be made in three tranches of £25 million. Each £25 million will be matched by the equivalent

Pinsent Masons and McGrigors

Pinsent Masons and McGrigors have merged this year. As a result, Dr Glen Louzenhiser, McGrigors Lecturer in Taxation Law, will now be known as the Pinsent Masons Lecturer in Taxation Law. Also, the McGrigors Prize in Taxation has become the Pinsent Masons Prize.

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We are one of the UK's leading advisers nationally on employee share plans led by lawyers who are independently recognised experts. Our team is at the forefront of thinking in this area.

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PM: Tax Issue 7

D'Souza Prize

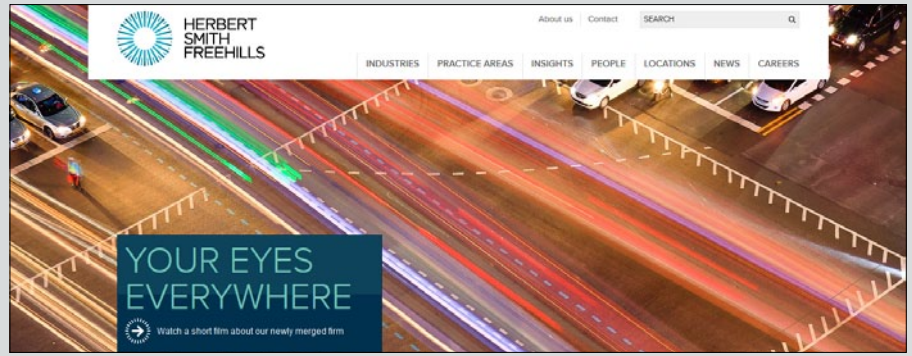
WILLIAM GOHL of Keble College was the first recipient of "The D'Souza Prize for the best overall performance in the second BA".

The prize of £1,000 is given to the senior status student considered to have performed best overall in the FHS exams. Dr Aron Ping D'Souza donated the prize after completion of his second BA in 2011.

of investment returns from £25 million of the University's own endowment, making £50 million in total. Then there will be a challenge to the collegiate University and its supporters to match that £50 million through further philanthropy. Only when the £25 million stimulus has led to a full £100 million for student support will the next £25 million be given. This process will happen three times over, until Moritz and Heyman have donated £75 million in all and Oxford has a total of £300 million dedicated to undergraduate support.

Moritz, former Chairman of Sequoia Capital, said: 'Real talent is housed everywhere. Our new scholarship programme means that a gifted student – irrespective of financial circumstances – will always be 100% confident they can study at Oxford. This is a fresh approach to student funding in the UK – fuelled by philanthropy; catering to the dreams and aspirations of individuals determined to excel; while also safeguarding the academic excellence on which Oxford's global reputation stands.'

By donating to the Moritz-Heyman Scholarship Challenge Fund benefactors will ensure that gifted students, irrespective of financial circumstances, will be able to study at Oxford. If you would like more information about supporting the Fund please contact our Director of Development, Maureen O'Neill (maureen.oneill@law.ac.uk).



Herbert Smith Freehills

OXFORD LAW FACULTY patron and international law firm Herbert Smith merged in October 2012 with the leading Australian-based firm Freehills to create a new firm, Herbert Smith Freehills. The merged firm has 2,800 lawyers, including 460 partners, and 20 offices worldwide. The new firm will focus on an integrated service to clients across its 20 offices.

Maureen O'Neill, Director of Development at the Law Faculty, writes: 'this is an exciting development for one of our most generous donors. The merger coincides with the election of our new Herbert Smith Freehills Professor in English Law, Robert Stevens, and we look forward to working with Herbert Smith Freehills in the years to come.'

The Honourable Richard Danzig



THE HONOURABLE Richard Danzig (Magdalen 1965) was the guest speaker at an Oxford Law Lecture Series event hosted at the Army-Navy Club in Washington DC on 15 December 2011. Professor Joshua Getzler introduced Dr Danzig, who gave an engaging and insightful speech on the topic of "Law, Lawyers and Legal Education: How we Screw things Up and How we Make them Better in Dealing with National Security!"

Dr Danzig was first known as a distinguished academic historian and lawyer who had studied and excelled at Oxford and Yale; he then joined the US government and in due course served as Secretary of the Navy, latterly

advising Barack Obama and the Administration on national security issues. He spoke about how the adversarial, client-driven, and result-oriented approach of lawyers and their grasp of forensic and principled argument had to be adapted in the circumstances of responsible executive government, which commonly demanded team work and pragmatic settlement of complex rival claims. The lunchtime event was attended by more than 50 alumni from the DC and NYC area who engaged in a rigorous but collegial question and answer session following the talk. We anticipate that this is the first of many successful events for Oxford Law in the US.



Chancellor's Court of Benefactors

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- Mayer Brown LLP
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- The David and Jayne Paterson Educational Trust
- Paul Hastings LLP
- Planethood Foundation
- Pump Court Tax Chambers
- Sidley Austin LLP
- South Square
- UK Foundation for International Uniform Law

Oxford Law alumni who would like to be invited to future events or would like to make a donation or further donation or who have any suggestions for other events should contact the Law Faculty's Director of Development, Ms Maureen O'Neill, at:

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