J. L. Black-Branch, Royal Holloway University of London, Egham, UK; D. Fleck, Cologne, Germany (Eds)

**Nuclear Non-Proliferation in International Law - Volume I**

The volume discusses the legal interpretation and implementation of the three pillars of the Treaty of the Non-Proliferation of Nuclear Weapons, 1968, regarding the non-proliferation of nuclear weapons; the right to develop research, production and use of nuclear energy for peaceful purposes; and issues relating to nuclear disarmament. It examines the status of international law regarding nuclear capacity, considering competing legal approaches to the development of nuclear technology, non-proliferation, disarmament and regulating nuclear weapons within a contemporary international context.

**Features**
- Up-to-date research
- Contains comprehensive evaluation of current developments
- Provides proposals for further development

**Field of interest**
Public International Law

**Target groups**
Research

**Product category**
Contributed volume

---

M. K. Bulterman, Ministry of Foreign Affairs, The Hague, The Netherlands; W. J. Genugten, University of Tilburg Tilburg Law School, Tilburg, The Netherlands (Eds)

**Netherlands Yearbook of International Law 2013**

**Crisis and International Law: Decoy or Catalyst?**

The combination of the words ‘international law’ and ‘crisis’ is intriguing and leads to a number of questions.

**Features**
- Important contribution to the ongoing debate on the international law acquis and the challenges of new crises
- Peer reviewed articles
- Current resource from the Netherlands, a country with a longstanding tradition in international law and EU law

**Contents**
- Crises: Concern and Fuel for International Law and International Lawyers.
- The Crisis and the Quotidian in International Human Rights Law.
- The Crisis of International Human Rights Law in the Global Market Economy.
- International Refugees and Irregular Migrants: Caught in the Mundane Shadow of Crisis.
- Saving Humanity from Hell: International Criminal Law and Permanent Crisis.
- Between Crisis and Complacency: Seeking Commitment in International Environmental Law.
- The WTO and the Doha Negotiation in Crisis: The EU in Crisis: Crisis Discourse as a Technique of Government.
- The Thin Line between Deference and Indifference: the Supreme Court of The Netherlands and the Iranian Sanctions Case.

**Field of interest**
Public International Law

**Target groups**
Professional/practitioner

**Product category**
Contributed volume

---

J. Chen, Beijing, People’s Republic of China

**Regulating the Takeover of Chinese Listed Companies**

**Divergence from the West**

This book provides a comprehensive review of the Measures for Administration of Takeover of Chinese Listed Companies (the Chinese takeover law), with emphasis on the differences between the Chinese takeover law and takeover legislation in the UK, the US and Hong Kong.

**Features**
- Offers an in-depth analysis of the main regulations in Chinese takeover law from the “angle” of divergence
- Includes supporting analysis with the most recent statistics and cases
- Broadly compares relevant regulations in the UK, US, Hong Kong and Australia
- Analyses regulatory rules within the Chinese legal and social context
- Uses legal transplantation theory as the theoretical lens

**Contents**
- Chapter 1 Introduction.
- Chapter 2 Understanding the Context.
- Chapter 3 Legal Transplantation Theory: A Theoretical Framework for Examining Chinese Takeover Law.
- Chapter 4 Principles of Chinese Takeover Regulation: Economic Efficiency, Administrative Intervention and Shareholder Equality.
- Chapter 5 Mandatory Bid Rule and Shareholder Equality: Legal Transplantation and Local Divergence.
- Chapter 6 Miscellaneous Shareholder Protection Rules: the Influence of Legal Culture, Local Demand and Institutional Capacity in Transplantation.
- Chapter 7 Regulating Takeover Defences: The UK Model in Books and the US Model in Action.
- Chapter 8 Conclusion.

**Fields of interest**
Private International Law, International & Foreign Law, Comparative Law, International Economic Law, Trade Law, Finance/Investment/Banking

**Target groups**
Research

**Product category**
Monograph
Protection of Information and the Right to Privacy - A New Equilibrium?

This book presents the latest research on the challenges and solutions affecting the equilibrium between freedom of speech, freedom of information, information security and the right to informational privacy.

Features

 ► Offers interdisciplinary and comprehensive analyses of both theoretical and applied problems
 ► Presents an explicit focus on legal, ethical and policy-making analyses and solutions
 ► Enables readers to identify clearly key issues and approaches in the debate on the new equilibrium
 ► First collection of essays to address the problem of the new equilibrium head-on

Contents


Fields of interest

International IT and Media Law, Intellectual Property Law; Computers and Society; Philosophy of Technology

Target groups

Research

Product category

Contributed volume

New Series

Studies in the History of Law and Justice

Series editors: M. Sellers, G. Martyn

The purpose of this book series is to publish high quality volumes on the history of law and justice. Legal history can be a deeply provocative and influential field, as illustrated by the growth of the European universities and the jus commune, the French Revolution, the American Revolution, and indeed all the great movements for national liberation through law. The study of history gives scholars and reformers the models and courage to question entrenched injustices, by demonstrating the contingency of law and other social arrangements. Yet legal history today finds itself diminished in the universities and legal academy. Too often scholarship betrays no knowledge of what went before, or why legal institutions took the shape that they did. This series seeks to remedy that deficiency. Studies in the History of Law and Justice will be theoretical and reflective. Volumes will address the history of law and justice from a critical and comparative viewpoint. The studies in this series will be strong bold narratives of the development of law and justice. Some will be suitable for a very broad readership. Contributions to this series will come from scholars on every continent and in every legal system. Volumes will promote international comparisons and dialogue. The purpose will be to provide the next generation of lawyers with the models and narratives needed to understand and improve the law and justice of their own era.

The series includes monographs focusing on a specific topic as well as collections of articles covering a theme or collections of articles by one author. Series Editors Mortimer Sellers, University of Baltimore Georges Martyn, University of Ghent Editorial Board Ant&cacute;nio Pedro Barbas Homem, Universidade de Lisboa Emaume Conte, Universit&egrave;; degli Studi Roma Tre Gigliola di Renzo Villata, Universit&agrave; degli Studi di Milano Markus Dick Dubber, University of Toronto William Ewald, University of Pennsylvania Law School Igor Filippov, Moscow State University Amalia Kessler, Stanford University Mia Korpia, Helsinki Collegium for Advanced Studies Aniceto Masferrer, Universidad de Valencia Yasutomo Morigw, Nagoya University Graduate School of Law, Ulrike Mussig, University Passau Sylvain Soleil, University de Rennes, James Q. Whitman, Yale Law School

Due May 2014

2014. Approx. 200 p. 11 illus. (Law, Governance and Technology Series, Volume 17) Hardcover
 ► * € (D) 106.99 | € (A) 109.99 | sFr 133.50
 ► € 99.99 | £90.00
 ISBN 978-3-319-05719-4

J.-L. Halpérin, Ecole Normale Supérieure, Paris, France

Five Legal Revolutions since the 17th Century

An Analysis of a Global Legal History

This book presents an analysis of global legal history in Modern times, questioning the effect of political revolutions since the 17th century on the legal field. Readers will discover a non-linear approach to legal history as this work investigates the ways in which law is created. These chapters look at factors in legal revolution such as the role of agents, the policy of applying and publicising legal norms, codification and the orientations of legal writing, and there is a focus on the publicization of law. The author uses Herbert Hart’s schemes to conceive law as a human artefact or convention, being the union between primary rules of obligations and secondary rules conferring powers.

Features

 ► Proposes an original analysis of a global legal history in Modern Times (since the 17th century)
 ► Constitutes a unique study, testing the concept of ‘legal revolution’ on an historical basis through to the present
 ► Provokes new debates in legal philosophy about the rule of change

Contents

Acknowledgements.- Introduction.- Chapter one What is revolutionary in the legal construction of modern States?.- Chapter two Codification and law reporting: a revolution through systematisation?.- Chapter three Modern Constitutionality: a chain of revolutions always in progress.- Chapter four Federative law: a fettered revolution?- Chapter five International or Global Law: An Unachieved Revolution?.- Conclusion.- Index of subjects.

Fields of interest

Theories of Law, Philosophy of Law, Legal History; History; Philosophy of Law

Target groups

Research

Product category

Monograph

Due June 2014

 ► approx. * € (D) 106.99 | € (A) 109.99 | sFr 133.50
 ► € 99.99 | £90.00
 ISBN 978-3-319-05887-0
**Compulsory Licensing**

**Practical Experiences and Ways Forward**

Under the auspices of the Max Planck Institute for Intellectual Property and Competition Law (now the Max Planck Institute for Innovation and Competition), and the Institutum Jurisprudentiae Academia Sinica, a group of twenty scholars from around the world gathered to study the experiences made with regards to compulsory licensing. The results are demonstrated in this book. Different articles analyze how the international conventions on intellectual property may be interpreted and explored the related doctrinal groundwork surrounding compulsory patent licensing and beyond. It is shown how the compulsory licensing regime could be transformed into a truly workable mechanism facilitating the speedy use and dissemination of innovation and other subject matters of protection.

**Contents**

Practices across jurisdictions - The operation of compulsory licensing regime - Doctrinal discussions.

**Fields of interest**

International IT and Media Law, Intellectual Property Law; Private International Law, International & Foreign Law, Comparative Law

**Product category**

Contributed volume

---

**EU Law on Indications of Geographical Origin**

**Theory and Practice**

The present book examines both theoretical and practical aspects of the law on indications of geographical origin (IGOs) within the framework of European Union (EU) law, pursuing four distinct yet mutually related aims.

**Features**

- Covers significant issues of the law on IGOs which have remained either neglected or undeveloped to date
- Reviews EU regulations from a critical point of view, identifies problems and develops solutions/suggestions for improvement
- Provides a comprehensive, systematic and critical study of the effective EU law on IGOs

**Contents**


**Fields of interest**

European Law; International Economic Law, Trade Law; Private International Law, International & Foreign Law, Comparative Law

**Target groups**

Research

**Product category**

Monograph

---

**Football, Gambling and Money Laundering**

**A Global Criminal Justice Perspective**

Professional soccer means many things to many people. For players, a means to possible fame and fortune. For fans, a source of local or national pride and perhaps the chance to score with a few bets. For criminal organizations, a cover for making millions in corrupt enterprises.

**Contents**


**Fields of interest**

International Sports Law; Popular Science, general; Criminology & Criminal Justice

**Target groups**

Popular/general

**Product category**

Popular science
J. R. Okoth, University of Nairobi, Nairobi, Kenya

The Crime of Conspiracy in International Criminal Law

This book looks at the relevance of conspiracy in international criminal law. It establishes that conspiracy was introduced into international criminal law for purposes of prevention and to combat the collective nature of participation in commission of international crimes. Its use as a tool of accountability has, however, been affected by conflicting conceptual perceptions of conspiracy from common law and civil law countries. This conflict is displayed in the decisions on conspiracy by the international criminal tribunals, and finally culminates into the exclusion of punishment of conspiracy in the Rome Statute. It is questionable whether this latest development on the law of conspiracy was a prudent decision. While the function of conspiracy as a mode of liability is satisfactorily covered by the modes of participation in the Rome Statute, its function as a purely inchoate crime used to punish incomplete crimes is missing. This book creates a case for inclusion in the Rome Statute, punishment of conspiracies involving international crimes that do not extend beyond the conceptual stage, to reinforce the Statute’s purpose of prevention.

Features
► Establishes that conduct underlying the crime of conspiracy is punishable both in common law and civil law countries and sets out the conceptual similarities and differences in both jurisdictions
► Illustrates the function of conspiracy in prosecution of international crimes and analyses its influence in developing other modes of participation
► Discusses the failure to include conspiracy in the Rome Statute and its impact in future prosecution of international crimes

Field of interest
International Criminal Law

Target groups
Research

Product category
Monograph

W. Sadurski, University of Sydney, Sydney, NSW, Australia

Rights Before Courts
A Study of Constitutional Courts in Postcommunist States of Central and Eastern Europe

This is a completely revised and updated second edition of Rights Before Courts (2005, paper edition 2008). This book carefully examines the most recent wave of the emergence and case law of activist constitutional courts: those that were set up after the fall of communism in Central and Eastern Europe.

Features
► The only up-to-date and comprehensive study of judicial review in central and eastern Europe
► Offers a unique insight into constitutional life of post-communist states
► An indispensable resource for any student and scholar of comparative constitutionalism

Contents

Fields of interest
European Law; European Integration; Human Rights

Target groups
Research

Product category
Contributed volume

G. Sander, Hochschule für öffentliche Verwaltung und Finanzen Ludwigsburg, Ludwigsburg, Germany; S. Rodin, Court of Justice of the European Union, Luxembourg, Luxembourg; N. Bodiroga-Vukobrat, University of Rijeka, Rijeka, Croatia (Eds)

New Europe – Old Values?
Reform and Perseverance

In 1989, the European project was at the crossroads. The reaction of Europe to the fall of the Berlin wall was creation of the European Union and integration of former communist states of Eastern Europe. Now the enlargement process is continuing towards the South-East Europe. Immense challenges posed by the market integration imperative and democratic transition have brought about different reactions in national legal systems and legal cultures of both, old and new Member States. The Europe has re-united, but how about the convergence of national legal cultures? This volume seeks to discuss the questions of reactions to euroization and globalization at times of economic distress, including emerging re-nationalization of European policies, notably of the enlargement policy. The question is how to ensure the progress of European integration and maintain national identity.

Fields of interest
European Law; European Integration; Human Rights

Target groups
Research

Product category
Contributed volume

Due June 2014
► € (D) 106,99 | € (A) 109,99 | sFr 133,50
► £ 99,99 | £90.00

Due May 2014
2nd ed. 2014. Approx. 485 p. Hardcover
► € (D) 139,09 | € (A) 142,99 | sFr 173,50
► £ 129,99 | £117.00
ISBN 978-94-017-8934-9

Due October 2014
2015. Approx. 360 p. Hardcover
► approx. € (D) 139,09 | € (A) 142,99 | sFr 173,50
► approx. £ 129,99 | £117.00
ISBN 978-3-319-02212-3
**Institutional Competition between Common Law and Civil Law**

**Theory and Policy**

This book addresses two countervailing challenges to theory and policy in law and economics. The first is the rise of legal origins theory, which denies the comparative law view of convergence between common law and civil law by the assertion of an economic superiority of common law.

**Features**

- A contract-law solution to the subprime crisis
- A must read for legal reforms in developing and transforming countries
- An unprecedented combination of legal history, comparative law, institutional economics and econometrics
- The first dynamic panel analysis of the economic effect of default rules of contract law
- First findings of an emerging global academic database on comparative access to justice and efficiency of justice
- A comprehensive critique of legal origins theory in both substantive and procedural law

**Contents**


**Fields of interest**

Private International Law, International & Foreign Law, Comparative Law; Theories of Law, Philosophy of Law, Legal History; Law and Economics

**Target groups**

Research

**Product category**

Contributed volume

---

**The Legal Doctrines of the Rule of Law and the Legal State (Rechtsstaat)**

**J. R. Silkenat**, Sullivan & Worcester, New York, NY, USA; **J. E. Hickey Jr.**, Hofstra University, Hempstead, NY, USA; **P. D. Barenboim**, Asnis and partners, Moscow, Russia (Eds)

**The right to health: a multi-country study of law, policy and practice**

**B. Toebes**, University of Groningen, Groningen, The Netherlands; **M. M. Markovic**, Institute of Social Sciences, Belgrade, Serbia; **R. Ferguson**, Irish Centre for Human Rights, Galway, Ireland; **O. Nnamuchi**, University of Nigeria, Enugu Campus, Enugu, Nigeria (Eds)

**Due May 2014**

2014. XXIV, 365 p. (Ius Gentium: Comparative Perspectives on Law and Justice, Volume 38)

Hardcover

- € (D) 139,09 | € (A) 142,99 | sFr 173,50
- € 129,99 | £117.00

ISBN 978-3-19-05584-8

---

**Due July 2014**

2014. Approx. 425 p. 5 illus. Hardcover

- approx. * € (D) 139,09 | € (A) 142,99 | sFr 173,50
- approx. * € 129,99 | £117.00

L. Weidemann, Intern. Max Planck Research Schol for Ma for Maritime Affairs, Hamburg, Germany

International Governance of the Arctic Marine Environment

With Particular Emphasis on High Seas Fisheries

The Arctic is particularly affected by climate change; over the past few decades, temperatures in this area have risen twice as fast as the mean global rate. The most prominent effect of global climate change in the region is the melting sea ice in the Arctic Ocean, which enables a multitude of ocean uses to be initiated and extended, such as shipping, fishing and oil and gas extraction. Unlike in the Antarctic, there is currently no single comprehensive legal regime for governance of the Arctic. Instead, the region is regulated by a patchwork of international treaties, above all the United Nations Convention on the Law of the Sea (UNCLOS), various regional and sub-regional agreements, national laws and soft-law agreements.

Features
► Overview of the international legal regime governing the Arctic marine environment ► Analysis of prevailing deficits of the international regime for governance of the marine Arctic ► Analysis of the different proposals for improving the governance regime of the marine Arctic

Contents
Introduction. - Environmental Situation in the Arctic. - International Governance of the Arctic Marine Environment. - Possible Ways for Enhancement. - Summary.

Fields of interest
Law of the Sea, Air and Outer Space; International Environmental Law; Environmental Law/Policy/Ecojustice

Target groups
Research

Product category
Monograph

Due May 2014

► * € (D) 106,99 | € (A) 109,99 | sFr 133,50
► € 99,99 | £90.00
ISBN 978-3-319-04470-5