

Scottish Legal System Law Basics

Brings together 15 principal essays by David Sellar (1941-2019), reflecting his pioneering contribution to Scottish legal history, covering the topics of Celtic law and institutions, the influence of Canon and English law across a wide range of legal subjects (including family law, succession, criminal law, evidence) and customary law.

**;Recognising the multi-faceted nature of this Scots Law, Francis McManus and Eleanor Russell have produced this all-encompassing guide to delict. With numerous case studies and questions for discussion after each chapter, this is essential reading for all students encountering delict for the first time as well as practitioners who require a ready reference for their practice. The Scots law of delict encompasses a vast array of legal sources and contradictions. Many elements are modern and highly developed while others remain ancient and obscure. The majority of delictual principles are case law driven yet, increasingly, legislation plays a part. Further, although the concept of delict is limited to the Scottish jurisdiction, private international law cannot be ignored. *;*

This volume is part of a series of short books which deal with topical issues in public policy in an accessible way. Privacy and Property presents essays on aspects of the law relating to privacy and property. Chapters examine the right of privacy, property rights in the human body and regulation of trade in human organs, the future of intellectual property, and aspects of privacy and property from an economist's perspective. Contributors include W.R. Cornish, Antony Ones, Martin Hogg, Alexander McCall Smith and Hector MacQueen.

Discover how the law of evidence operates within Scotland, and in the larger context of UK and European laws of evidence.The new edition has been updated to take account of case law developments since the last edition, plus the Double Jeopardy (Scotland) Act 2014, the Criminal Justice (Scotland) Act 2016 and changes made to the law on vulnerable witnesses by the Victims and Witnesses (Scotland) Act 2014. Helpful student features include Essential Facts and Essential Cases for each chapter.

Private Law and Human Rights

Sex Equality

The Concept of the Rule of Law and the European Court of Human Rights

Common Law and Feudal Society in Medieval Scotland

Privacy and Property

A comparative investigation into the revolution in private law in the era of human rights Scotland and South Africa are mixed jurisdictions, combining features of common law and civil law traditions. Over the last decade a shared feature in both Scotland and South Africa has been a new and intense focus on human rights. In Scotland the European Convention on Human Rights now constitutes an important element in the foundation of all domestic law. Similarly, the Constitution of the Republic of South Africa, adopted in 1996, has as its cornerstone a Bill of Rights that binds not only the legislature, the executive, the judiciary and all organs of state, but also private parties. Of course the "constitutional moments" from which these documents sprang were very different and the Scottish and South African experience in some aspects could not be more dissimilar. Yet in many respects the parallels are close and compelling. This book, written by experts from both jurisdictions, examines exactly how human-rights provisions influence private law, looking at all branches of the subject. Moreover, it gives a unique perspective by comparing the approach in these kindred legal systems, thus providing a benchmark for both.

The law of contract forms the basis of our civil society. Without the law of contract we could not buy food, clothing or a place to live, nor could we book holidays, run a business or manage a football club. But contract law is complex and intricate, and disputes over contracts have led to a wealth of court cases over the years. This updated third edition gives you a clear and concise guide to the basics of the law of contract as it pertains to Scotland, from what a contract is to how they are formed, terminated and breached, and from third-party rights to cross-border contracts. The Sovereignty of Law presents Trevor Allan's most recent and fully elaborated defence of common law constitutionalism - an account of the unwritten or non-codified constitution as a complex articulation of legal and moral principles, defining what in the British context are the requirements of the rule of law. The British constitution is conceived as a coherent set of fundamental principles of the rule of law, legislative supremacy, and separation ofpowers. These principles combine to provide an overarching unity of legality, legitimacy, and democracy, reconciling political authority and individual freedom or autonomy. Allan's interpretative approach isapplied to wide range of contemporary issues of public law; his response to critics and commentators seeks to deepen the argument by exploring the theoretical grounds of these current debates and controversies.

This detailed analysis of the content and configuration of civil codes in diverse jurisdictions also examines their relationship with some branches of private law as: family law, commercial law, consumer law and private international law. It analyzes the codification, decodification and recodification processes illuminating the dialogue between current codes – and private law legislation in general – with Constitutions and International Conventions. The commentary elucidates the changing requirements of civil law as it shifted from an early protection of patrimony to a support for commercial and contractual law. It also explains the varying trajectories of civil law, which in some jurisdictions was merged with religious legal tenets in its codification of familial relations, while in others it was fused with commercial law or, indeed, codified from scratch as a discrete legal corpus. Elsewhere, the volume provides material on differing approaches to consumer law, where relevant legislation may be scattered across numerous statutes, and also on private international law, a topic of increasing relevance in a world where business corporations have interests in multiple jurisdictions (and often play one off against another). The volume features invited contributions from leading scholars in the field of private law brought together for an in depth analysis of the current regulatory attitude in this field of the law in jurisdictions with diverse legal systems and traditions. In current times we are witnessing the adoption of diverging regulatory solutions. Through the analysis of the past and present of private law regulation, the volume unveils the underlying trends and relevance of the codification method across the world.

Fraud on the European Budget

100 Cases that Every Scots Law Student Needs to Know

A Mixed Legal System in Transition

Law on the Electronic Frontier

The Legal System

This study and revision guide provides a clear account of the structure of Roman government and society: its sources and development of Roman Law, the three keystones of Roman Law - The Law of Persons, The Law of Things and the Law of Actions - and the reception of Roman Law into medieval Canon Law and the Ius Commune.

*Scottish Legal System*Edinburgh University Press

Why did Enlightenment happen in Edinburgh?

This one-stop introduction gives you an overview of Scotland's mixed legal system, from its historical roots to how the judicial system works today. The fourth edition is fully updated to cover the latest legislation, rules, case law and the Carloway and Bowen Reviews, and also covers the 2017 general election, the 2016 Scottish Parliament elections, the 2014 Independence Referendum, the Scotland Act 2016; Article 50 and the EU (Withdrawal Agreement) Bill.

Select Essays of David Sellar

Succession Law Essentials

Scottish Legal System

Student Handbook of Criminal Justice and Criminology

Scottish Evidence Law Essentials

This is an issue of our quarterly journal Hume Papers on Public Policy - the journal of the David Hume Institute.

Revision of author's thesis (doctoral)–University of Amsterdam, 2012.

A clear and insightful text which puts Scottish law in a global context. It explains the relevance of Scots law to those whose main specialism is not law, and gives practical advice and straightforward, jargon-free expla–nations of concepts, as well as how to study and write about commercial law.

This collection of essays considers the work of Professor Sir Thomas Smith QC (1915-1988) and, through that work, the development of Scots law as a mixed legal system.

Judge and Jurist

Hume Papers on Public Policy 3.3

Law and Economics

Commercial Law

Principles of Equity

What happens after you die? You can't take it with you, so succession law governs how your property is passed on after your death. Succession Law Essentials teaches you all you need to know about the Scots laws of succession, including estates, executors, wills, will substitutes, valid and invalid testimony, intestate succession, legacies, vesting and more. Summary sections of Essentials Facts and Essential Cases will help you to identify, understand and remember the key elements, and tables of cases and statutes will help you to find the page you're looking for quickly and easily.

A course on the Scottish legal system is a compulsory part of undergraduate degrees in Scots Law. The Scottish Legal System sets out to present the 'legal system and law of Scotland as a unique and constantly changing human enterprise' and places the Scottish legal system in its broader political and social contexts. This is achieved by covering not only the central aspects of the system, such as the courts and the legal profession, but also the border areas with constitutional law and jurisprudence. This new sixth edition includes new case law on devolution and human rights issues in Scotland. This well established text provides an up-to-date treatment of all significant developments affecting the Scottish legal system.

Designed as a learning aid and written in an informal style, this text presents 100 of the major cases, which have either created, or illustrate well, the Scottish legal system as we know it today. The cases have been chosen to illustrate important points of law in a variety of legal disciplines

The authoritative text on banking litigation containing an essential collection of materials by leading practitioners. An insightful and analytical approach to key topics including lending and security, payment, conflicts of law, and regulatory and procedural issues.

Mixed Jurisdictions Compared

Hume Papers on Public Policy 2.4

Current Developments and Future Trends

Delict

The Scope and Structure of Civil Codes

Public Law is a high quality textbook that offers a mixture of black letter law and political analysis to give students an excellent grounding in the subject. It covers all of the key topics on undergraduate courses and includes a number of pedagogical features to aid understanding.

Get started with and cite library, find out what statutory interpretation and judicial precedent are; learn about finding and using case law and legislation; discover how to access and cite books, journals and other sources; take your study international with a guide to sources from Europe and further afield; and sail through your coursework and exams with handy tips for legal writing and research.

An influential and key modern text in Scottish legal history Exploring the relationship between law and society, this classic edition of Common Law and Feudal Societybrings a key legal history text back to life in a popular new series, affordable for the student of early Scottish legal history. The close links between the Scots and English law in the Middle Ages have long been recognised, but this classic text assesses the relevance of traditional approaches to Scottish legal history, setting the development of medieval law within the context of a society in which private lordship, exercised through courts and other less formal methods of dispute settlement, played a key role alongside royal justice. Based on extensive research, this book examines the brèves of novel dissasine, mortancestry and right, and legal remedies for the recovery of land, as well as aspects of the early history of the Scottish legal profession and the origins of the Court of Session.

A clear and concise study and revision guide for students of family law in ScotlandCovering all the major legislation, Scottish Family Law is designed for new students of the subject. It gives you a framework for understanding how family law operates and will help you to prepare for your exams. Each chapter includes lists of essential facts and cases to illustrate how the rules described are applied in practice. Key FeaturesTakes full account of the substantial statutory developments in the field since the Family Law (Scotland) Act 2006 Covers two major recent Acts: the Childrens Hearings (Scotland) Act 2011 and the Marriage and Civil Partnership (Scotland) Act 2014Includes important new legislation such as the Adoption and Children (Scotland) Act 2007 and the Human Fertilisation and Embryology Act 2008

Scottish Criminal Law Essentials

Bringing Rights Home in Scotland and South Africa

Continuity, Influences and Integration in Scottish Legal History

Freedom, Constitution and Common Law

The Sovereignty of Law

Looking at the UK and Scotland, Public Law Essentials is an invaluable guide for law students throughout the United Kingdom and for practising lawyers needing a quick reference. From the monarchy to the UK and Scottish parliaments, and from judicial review to the parliamentary ombudsman, this fully updated second edition gives you all the coverage of public law that you need for your course, your exams and your practice. In particular, the Scots law sections have been updated in light of the Smith Commission and the Scotland Bill 2015-16. Handy reference sections include tables of cases, statutes and conventions, and summaries of essential facts and cases.

Whether you're studying Scots law, comparative law, law in Europe or looking to convert to Scots law, this invaluable guide will quickly equip you with all the basics of the Scottish legal system. Fully updated for the third edition, it is the ideal textbook for busy law students and revising for those all-important exams. Summary sections of Essentials Facts and Essential Cases will help you to identify, understand and remember the key elements of the subject.

Previous editions published: 3rd (2007), and 1st (2003).

Examines the influence of classical philosophy on revenge narratives by Shakespeare and his contemporaries

Scottish Contract Law Essentials

Scottish Criminal Evidence Law

Legal Method Essentials for Scots Law

A Comprehensive Guide to the Law

Scottish Family Law

From defamation to dangerous animals, and from negligence to nuisance, Delict Essentials will introduce you to the Scots law of delict. Fully updated for the third edition, this concise guide will give you the key facts that you need, whether you're a busy law student revising for those all-important exams or a professional practitioner looking to brush up on your knowledge. It will also be useful for those studying comparative criminal law or tort across different jurisdictions.

Whether youOre studying Law in Scotland or looking to convert to Scots law, this invaluable guide will quickly equip you with all the basics of the Scottish legal system. Fully updated for the third edition, it is the ideal textbook for busy law students and revising for those all-important exams. Summary sections of Essentials Facts and Essential Cases will help you to identify, understand and remember the key elements of the subject."e;

Collecting together 47 essays from colleagues and friends of Lord Rodger of Earlsferry, this book commemorates his work and contribution to law and legal scholarship, including his role as a judge of the UK Supreme Court and his interests in Roman law, Scots law, and legal history.

This is a comparative study of the 'mixed jurisdictions' of Scotland and Louisiana.

Public Law Essentials

Deregulation and Privatisation

Private Law in Louisiana and Scotland

Roman Law Essentials

T.B. Smith and the Progress of Scots Law

Four academics in the fields of law and economics look at the legal standing of women in Europe. They cover women in the labour market, discrimination in male/female earnings, sexual equality within the European Community, and the legal right to equality.

It discusses crime and criminology in relation to the media, race, Islam, gender and politics, and considers all the relevant theoretical debates that dominate criminology. Chapters on the police, courts, probation and prisons are included, along with more theoretical chapters regarding crime prevention, youth justice, and restorative and informal justice. The Handbook also includes comparative materials and international criminal courts.

The law of delict means different things in different legal systems. In Scots Law, it can be defined as a "wilful wrong": an intentional or negligent act which gives rise to a legal obligation between parties even though there has been no contract between them. From defamation to dangerous animals, and from negligence to nuisance, Delict Essentials will introduce you to the Scots law of delict. Fully updated for the second edition, this concise guide will give you the key facts that you need, whether you're a busy law student, revising for those all-important exams or looking to brush up on your knowledge. It will also be useful for those studying comparative criminal law or the law of delict across different jurisdictions.

Scots Law The Scottish Legal System is a popular introductory text aimed at the Scottish law undergraduate. The book sets out to present the "legal system and law of Scotland as a unique and constantly changing human enterprise" and places the Scottish Legal System in its broader political and social context. This new edition is thoroughly updated to reflect recent legislative and case law developments.

Essays in Memory of Lord Rodger of Earlsferry

Delict Essentials

Hume Papers in Public Policy 4.3

Public Law