

Introduction to English Legal Systems

Week two

Topic Sources of English Law

Overview: common law, precedent and ratio decidendi

Types of law

Contract	Employment	International law
Private international law	Wills and trusts	Criminal
Tort	Other, rescue, Social media, investigations	

Sources of law

Primary	Secondary
• Case Law • Statutory Authority (legislation) • International documents	• Textbooks • Academic: monographs and journals • Professional commentary and case notes • Legal encyclopaedias

What Distinguishes Judge-Made Law from parliamentary laws?

Case law dependent on utilisation of court system

- ♥ Expense
- ♥ Time
- ♥ ADR
- ♥ Cannot be used to develop law without a relevant case
- ♥ Often relatively straightforward statutory interpretation

Wide ranging nature of Acts of Parliament, Law Reform Commission, Queen's Speech, private members bills but still limited

Statute

Acts of Parliament and Statutory Instruments

Existing Acts of Parliament provide a foundation, an intricate web of comprehensive laws from which (in most cases) to develop laws by own Parliament

Bill of Rights

- ♥ Ireland
- ♥ Canada

Statute: Acts of U.K. Parliament

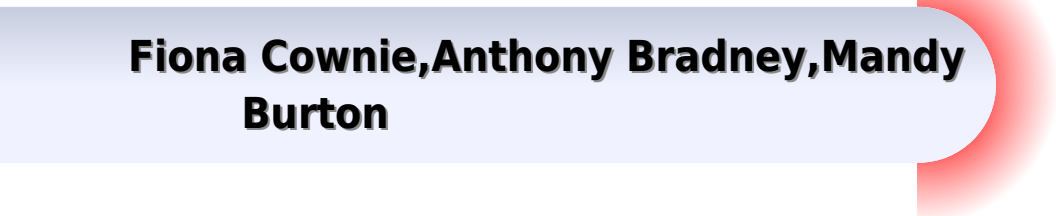
- ♥ Constitutional principle: UK Parliamentary sovereignty
- ♥ Primary legislation: Scotland Act 1998
- ♥ Queen's Speech - set's out government's agenda for the next year
- ♥ Hybrid legislation: The Channel Tunnel Act 1987 and High-Speed Rail (London-West Midlands) Act 2017: private and public
- ♥ Response to court decisions: Criminal Evidence (Witness Anonymity) Act 2008 due to *R v Davis* [2008] UKHL 36
- ♥ Private members' bills: Abortion Act 1967 (not N.I.L.)

Secondary Legislation

- Detail and/or amendments following Acts
- Statutory Instruments

English Legal System Lecture Notes

**Fiona Cownie, Anthony Bradney, Mandy
Burton**



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Course Notes: the English Legal System Catherine Easton, 2013-01-11 Illustrates how to compile the ideal set of revision notes Encourages good practice Answers stored online to check progress Covers the essential modules of study for undergraduate llb and conversion to law GDL CPE courses Written by expert authors and experienced lecturers who understand the needs of students Written by expert authors and experienced lecturers who understand the needs of students

English Legal System Helen Kotecha Rutherford (Birju Macfarlane, Angela), 2024 English Legal System Steve Wilson, Stephen R. Wilson, Helen Rutherford, Tony Storey, Natalie Wortley, 2016 Clear complete and contextualized this guide to the English legal system provides the strongest foundation for students at the start of their studies Straightforward explanations of key topics are paired with learning features showcasing the law in its everyday context to give students a firm grasp on the fundamentals of the legal system **Human Rights, Constitutional Law and the Development of the English Legal System** Alexander Andrew Mackay Irvine Baron Irvine of Lairg, 2003-12-31 The book documents Lord Irvine's lectures and articles and contributes to the debate on Human Rights Constitutional Law and the English Legal System

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and applying key legislation and making your answers stand out **Oxford EAP Upper-intermediate/ B2 Student Book** Edward de Chazal, John Hughes, 2015-08-13 Oxford English for Academic Purposes offers a specialist course covering listening speaking and reading in key areas of academic life such as lectures presentations and textbooks The course is consistent with levels A2 to C1 of the Common European Frame of Reference for the teaching of foreign languages Great downloadable resources to support you when using Oxford English for Academic Purposes can be found at <https://elt.oup.com/student/oxfordeap> *Law Express: English Legal System* Emily Finch, Stefan Fafinski, 2018-07-03 JOIN OVER HALF A MILLION STUDENTS WHO CHOSE TO REVISE WITH LAW EXPRESS Revise with the help of the UK's bestselling law revision series Features Review essential cases statutes and legal terms before exams Assess and approach the subject by using expert advice Gain higher marks with tips for advanced thinking and further discussions Avoid common pitfalls with Don't be tempted to Practice answering sample questions and discover additional resources on the Companion website www.pearsoned.co.uk/lawexpress English Legal System Gary Slapper, David Kelly, 1995 This work presents all the main English Legal System topics in a clear style with up to date details of recent changes that have taken place and critical analyses The contents include the criminal process legal services tribunal adjudication and histo English Legal System Gary Wilson (Law teacher), 2019 *Law Express Question and Answer: English Legal System 2nd edn* Gary Wilson, 2014-03-04 From the BESTSELLING Law Express revision series Law Express Question and Answer English Legal System is designed to ensure you get the most marks for every answer you write by improving your understanding of what examiners are looking for helping you to focus in on the question being asked and showing you how to make even a strong answer stand out The Law of Unjust Enrichment in China: Necessary or Not? Siyi Lin, 2022-08-30 This book is the first book focusing on the Chinese law of unjust enrichment in English and introducing it to Western jurisdictions Unjust enrichment is currently one of the most controversial areas of law in many jurisdictions and rife with academic debate This book analyzes the historical evolution current doctrines and relationships of unjust enrichment with other areas of private law in China It also provides insights into judicial practice In May 2020 China promulgated its first ever Civil Code since the establishment of the People's Republic of China which is a milestone in the history of Chinese law Before the Civil Code there was only one legal provision regulating unjust enrichment which requires a person obtaining benefits without a legal basis to return such benefits However the new Civil Code contains a separate chapter regulating unjust enrichment This book analyzes and evaluates those new provisions in the Civil Code to provide a most up to date analysis of the Chinese law of unjust enrichment *The U.S. Justice System* Steven Harmon Wilson, 2011-12-06 A comprehensive three volume set that provides detailed background essays short topical entries and primary document excerpts to explain the organization history and functioning of the U.S. justice system The U.S. Justice System An Encyclopedia is a one stop resource uniquely structured to include both introductory information as well as more in depth and detailed resources It explains not only how the American civil and

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Fiona Cownie,Anthony Bradney,Mandy Burton,2013-07-25 This title has been written with a very simple aim in mind to provide a text which will enable the English legal system to be taught as an interesting intellectually stimulating course

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Sourcebook on English Legal System Gary Slapper,David Kelly,1996 Designed for students who may not have ready access to a law library and for students on part time and distance learning courses the Sourcebook series offers a collection of material from a diversity of sources The sources are annotated to set the materials in context and to explain their relevance and importance Small States in a Legal World Petra Butler,Caroline Morris,2017-04-29 This book is a unique collection of high quality articles analysing legal issues with particular regard to small states The small states of the world differ considerably in their geography history political structures legal systems and wealth Nevertheless because of their size small states face a set of common challenges including vulnerability to external economic impacts such as changing trade regimes and limited ability to diversify economic activity limited public and private sector capacity including the legal and

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