

LA201: General Principles of Constitutional and Administrative Law

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- Allan, T. R. S. 1994. *Law, Liberty, and Justice: The Legal Foundations of British Constitutionalism*. Oxford: Clarendon Press.
- Allan, T. R. S. 1997. 'Parliamentary Sovereignty: Law, Politics, and Revolution'. *Law Quarterly Review* (113(Jul)):443–52.
- Allan, T. R. S. 2005. *Constitutional Justice: A Liberal Theory of the Rule of Law*. Oxford: Oxford University Press.
- Allan, T. R. S. 2006. 'Human Rights and Judicial Review: A Critique of "Due Deference"'. *The Cambridge Law Journal* 65(3):671–95. doi: 10.1017/S0008197306007264.
- Allan, T.R.S. 2011. 'Judicial Deference and Judicial Review: Legal Doctrine and Legal Theory'. *Law Quarterly Review* (127(Jan)):96–117.
- Allan, T. R. S. 2011. 'Questions of Legality and Legitimacy: Form and Substance in British Constitutionalism'. *International Journal of Constitutional Law* 9(1):155–62. doi: 10.1093/icon/mor017.
- Allan, T. R. S. 2013. *The Sovereignty of Law: Freedom, Constitution and Common Law*. Oxford: Oxford University Press.
- Anon. 1956. 'Public Law'.
- Anon. 1980. 'The Guardian'.
- Anon. 1996. 'New Statesman'.
- Anon. 2014a. 'A New Magna Carta'.
- Anon. 2014b. 'Obergefell v. Hodges No. 14–556'.
- Anon. n.d.-a. 'Bellinger (FC) (Appellant) v. Bellinger [2003] UKHL 21'.
- Anon. n.d.-b. 'British and Irish Legal Information Institute'. Retrieved (<http://www.bailii.org/>).
- Anon. n.d.-c. 'Coservatives on Bill of Rights'.
- Anon. n.d.-d. 'Entick v Carrington & Ors [1765] EWHC KB J98 (02 November 1765)'.

Anon. n.d.-e. 'European Communities Act 1972'.

Anon. n.d.-f. 'Ghaidan (Appellant) v. Godin-Mendoza (FC) (Respondent) [2004] UKHL 30'.

Anon. n.d.-g. 'House of Commons - The EU Bill and Parliamentary Sovereignty - European Scrutiny Committee'.

Anon. n.d.-h. 'House of Commons - The EU Bill: Restrictions on Treaties and Decisions Relating to the EU - European Scrutiny Committee'.

Anon. n.d.-i. 'HS2 Alliance Case'.

Anon. n.d.-j. 'Human Rights Act Reform | UK Constitutional Law Association'. Retrieved (<http://ukconstitutionallaw.org/tag/human-rights-act-reform/>).

Anon. n.d.-k. 'Jackson and Others (Appellants) v. Her Majesty's Attorney General. [2005] UKHL 56'.

Anon. n.d.-l. 'Legislation.Gov.Uk'. Retrieved (<http://www.legislation.gov.uk/ukpga>).

Anon. n.d.-m. 'M v Home Office [1993] UKHL 5 (27 July 1993)'.

Anon. n.d.-n. 'Oxford Journal of Legal Studies'.

Anon. n.d.-o. 'Parliamentary Research Paper 04/31'.

Anon. n.d.-p. 'Public Law'.

Anon. n.d.-q. 'R (on the Application of Nicklinson and Another) (Appellants) v Ministry of Justice (Respondent), R (on the Application of AM) (AP) (Respondent) v The Director of Public Prosecutions (Appellant) [2014] UKSC 38'.

Anon. n.d.-r. 'R v Secretary of State for Transport Ex p Factortame Ltd (Interim Relief Order) [1990] UKHL 7 (26 July 1990)'.

Anon. n.d.-s. 'Research Briefings - Individual Ministerial Accountability (2012)'.

Anon. n.d.-t. 'The Cambridge Law Journal'.

Anon. n.d.-u. 'The Economist'.

Anon. n.d.-v. 'The Law Quarterly Review'.

Anon. n.d.-w. 'The Modern Law Review'.

Anon. n.d.-x. 'Thoburn v Sunderland City Council [2002] EWHC 195 (Admin) (18 February 2002)'.

Aroney, Nicholas. 2014. 'Reserved Matters, Legislative Purpose and the Referendum on Scottish Independence'. Public Law (Jul):422-45.

- Ballinger, Chris. 2012. *The House of Lords, 1911-2011: A Century of Non-Reform*. Vol. Hart studies in constitutional law. Oxford: Hart.
- Bamforth, Nicholas, and Peter Leyland, eds. 2014. *Accountability in the Contemporary Constitution*. Oxford: Oxford University Press.
- Barber, N. W. 2001. 'Prelude to the Separation of Powers'. *The Cambridge Law Journal* 60(1):59-88. doi: 10.1017/S0008197301000629.
- Barber, N. W. 2011. 'The Afterlife of Parliamentary Sovereignty'. *International Journal of Constitutional Law* 9(1):144-54. doi: 10.1093/icon/mor023.
- Barendt, Eric. 1995. 'Separation of Powers and Constitutional Government'. *Public Law (Win)*:599-619.
- Beaton, Ross. 2014. 'The Boundaries of Proportionality Review and the End of Life'. *Judicial Review* 19(3):135-39. doi: 10.5235/10854681.19.3.135.
- Bingham, T. H. 2010. *The Rule of Law*. London: Allen Lane.
- Bjorge, Eirik. 2015. 'Fundamental Rights at English (and European?) Common Law'. *Law Quarterly Review* (131(Apr)):192-96.
- Blick, Andrew. 2011. 'Codifying – or Not Codifying – the UK Constitution: A Literature Review'.
- Bogdanor, Vernon. 2009. *The New British Constitution*. Oxford: Hart Pub.
- Bogdanor, Vernon and British Academy. 2003. *The British Constitution in the Twentieth Century*. Oxford: Published for the British Academy by Oxford University Press.
- Bradley, A. W., K. D. Ewing, and Christopher Knight. 2014. *Constitutional and Administrative Law*. Sixteenth edition. Harlow, England: Pearson.
- Brady, Alan D. P. 2012. *Proportionality and Deference under the UK Human Rights Act: An Institutionally Sensitive Approach*. Cambridge: Cambridge University Press.
- Cambridge University Law Society, University of Cambridge, Cambridge University Press, and William S. Hein & Company. 1921. 'The Cambridge Law Journal'.
- Campbell, David, and James Young. 2002. 'The Metric Martyrs and the Entrenchment Jurisprudence of Lord Justice Laws'. *Public Law (Aut)*:399-406.
- Campbell, Tom, K. D. Ewing, and Adam Tomkins. 2001. *Sceptical Essays on Human Rights*. Oxford: Oxford University Press.
- Clayton, Richard. 2004. 'Judicial Deference and "Democratic Dialogue": The Legitimacy of Judicial Intervention under the Human Rights Act 1998'. *Public Law (Spr)*:33-47.
- Clayton, Richard. 2015. 'The Empire Strikes Back: Common Law Rights and the Human Rights Act'. *Public Law (Jan)*:3-12.

- Craig, P. P. 2012. *Administrative Law*. 7th ed. London: Sweet & Maxwell.
- Craig, Paul. 2014. 'Constitutionalising Constitutional Law: HS2'. *Public Law* (Jul):373–92.
- Craig, Paul. n.d. 'The European Union Act 2011: Locks, Limits and Legality'. *Common Market Law Review* 48(6):1915–44.
- Craig, Paul P. 1997. 'Formal and Substantive Conceptions of the Rule of Law: An Analytical Framework'. *Public Law* 467–87.
- Dow Jones Reuters Business Interactive LLC. 1994. 'The Spectator'.
- Dow Jones Reuters Business Interactive LLC. n.d. 'Prospect: Politics, Essay, Review'.
- Draghici, Carmen. 2015. 'The Blanket Ban on Assisted Suicide: Between Moral Paternalism and Utilitarian Justice'. *European Human Rights Law Review* (3):286–97.
- Edwards, Richard A. 2002. 'Judicial Deference under the Human Rights Act'. *Modern Law Review* 65(6):859–82. doi: 10.1111/1468-2230.00413.
- Elliott, Mark. 2013. 'A Damp Squib in the Long Grass: The Report of the Commission on a Bill of Rights'. *European Human Rights Law Review* 2:137–51.
- Elliott, Mark. 2014. 'Constitutional Legislation, European Union Law and the Nature of the United Kingdom's Contemporary Constitution'. *European Constitutional Law Review* 10(3):379–92.
- Elliott, Mark. 2015. 'The Proposed Scotland Bill: The Constitutional Implications of Draft Clauses 1 and 2'. *SSRN Electronic Journal*. doi: 10.2139/ssrn.2557451.
- Elliott, Mark, and Robert Thomas. 2017. *Public Law*. Third edition. Oxford, United Kingdom: Oxford University Press.
- Ewing, K. D. 2004. 'The Futility of the Human Rights Act'. *Public Law* (Win):829–52.
- Ewing, K. D., and Joo-Cheong Tham. 2008. 'The Continuing Futility of the Human Rights Act'. *Public Law* (Win):668–93.
- Finnis, John. 2015. 'A British "Convention Right" to Assistance in Suicide?' *Law Quarterly Review* 131:1–8.
- Flinders, Matthew. 2000. 'The Enduring Centrality of Individual Ministerial Responsibility within the British Constitution'. *The Journal of Legislative Studies* 6(3):73–92. doi: 10.1080/13572330008420632.
- Foster, Steve. 2015. 'Repealing the Human Rights Act 1998'. *Criminal Law & Justice Weekly* 179(46).
- Gearty, C. A. 2013. *Liberty and Security*. Cambridge, UK: Polity.
- Gearty, Conor. 2015. 'On Fantasy Island: British Politics, English Judges and the European

Convention on Human Rights'. *European Human Rights Law Review* (1):1-8.

Gee, G., and G. C. N. Webber. 2010. 'What Is a Political Constitution?' *Oxford Journal of Legal Studies* 30(2):273-99. doi: 10.1093/ojls/gqq013.

Goldsworthy, Jeffrey Denys. 2001. *The Sovereignty of Parliament: History and Philosophy*. Oxford: Clarendon.

Goldsworthy, Jeffrey Denys. 2010. *Parliamentary Sovereignty: Contemporary Debates*. Vol. Cambridge studies in constitutional law. Cambridge: Cambridge University Press.

Gordon, Michael. 2009. 'The Conceptual Foundations of Parliamentary Sovereignty: Reconsidering Jennings and Wade'. *Public Law* (Jul):519-43.

Gordon, Michael, and Michael Dougan. 2012. 'The United Kingdom's European Union Act 2011: "Who Won the Bloody War Anyway?"' *European Law Review* 37(1):3-30.

Gyorfi, T. 2013. 'Between Common Law Constitutionalism and Procedural Democracy'. *Oxford Journal of Legal Studies* 33(2):317-38. doi: 10.1093/ojls/gqt004.

Harlow, Carol, and Richard Rawlings. 2009. *Law and Administration*. Vol. Law in context. 3rd ed. Cambridge: Cambridge University Press.

Heydon, J. D. 2014. 'Are Bills of Rights Necessary in Common Law Systems?' *Law Quarterly Review* (130(Jul)):392-412.

Hickman, Tom, and P. P. Craig. 2010. *Public Law after the Human Rights Act*. Oxford: Hart Pub.

Himsworth, C. M. G. 2007. 'Devolution and Its Jurisdictional Asymmetries'. *Modern Law Review* 70(1):31-58. doi: 10.1111/j.1468-2230.2006.00625.x.

Horne, Alexander, and Gavin Drewry, eds. 2018. *Parliament and the Law*. Vol. volume 8. Second edition. Oxford: Hart Publishing.

Johnson, Nevil. 2004. *Reshaping the British Constitution: Essays in Political Interpretation*. Houndmills, Basingstoke, Hampshire: Palgrave Macmillan.

Jones, T. H. 2012. 'Wales, Devolution and Sovereignty'. *Statute Law Review* 33(2):151-62. doi: 10.1093/slr/hms023.

Jones, Timothy H., and Jane M. Williams. 2004. 'Wales as a Jurisdiction'. *Public Law* (Spr):78-101.

Jowell, Jeffrey. 2003. 'Judicial Deference: Servility, Civility or Institutional Capacity?' *Public Law* 592-601.

Jowell, Jeffrey. 2006. 'Parliamentary Sovereignty under the New Constitutional Hypothesis'. *Public Law* (Aut):562-80.

Jowell, Jeffrey L., Dawn Oliver, and Colm O'Cinneide. 2015. *The Changing Constitution*.

Eighth edition. Oxford, United Kingdom: Oxford University Press.

JSTOR (Organization) and William S. Hein & Company. 1937. 'The Modern Law Review'.

Kavanagh, A. 2006. 'The Role of Parliamentary Intention in Adjudication under the Human Rights Act 1998'. *Oxford Journal of Legal Studies* 26(1):179–206. doi: 10.1093/ojls/gqi049.

Kavanagh, Aileen. 2009a. *Constitutional Review under the UK Human Rights Act*. Cambridge: Cambridge University Press.

Kavanagh, Aileen. 2009b. 'Judging the Judges under the Human Rights Act: Deference, Disillusionment and the "War on Terror"'. *Public Law* (Apr):287–304.

Kavanagh, Aileen. 2010. 'Defending Deference in Public Law and Constitutional Theory'. *Law Quarterly Review* (126(Apr)):222–50.

King, Anthony. 2009. *The British Constitution*. Oxford: Oxford University Press.

Klug, Francesca. 2003. 'Judicial Deference under the Human Rights Act 1998'. *European Human Rights Law Review* (2):125–33.

Klug, Francesca, and Amy Williams. 2013. 'The Choice before Us? The Report of the Commission on a Bill of Rights'. *Public Law* (Jul):459–68.

Laws, John. 1995. 'Law and Democracy'. *Public Law* (Spr):72–93.

Lee, R. G. 2010. *Blackstone's Statutes on Public Law and Human Rights 2010-2011*. Vol. Blackstone's statutes series. Oxford: Oxford University Press.

Lester, Anthony. 2005. 'The Utility of the Human Rights Act: A Reply to Keith Ewing'. *Public Law* (Sum):249–58.

Leyland, Peter. 2012. *The Constitution of the United Kingdom: A Contextual Analysis*. Vol. Constitutional systems of the world. 2nd ed. Oxford, UK: Hart Publishing.

Leyland, Peter, and Gordon Anthony. 2013. *Textbook on Administrative Law*. 7th ed. Oxford: Oxford University Press.

Loughlin, Martin. 2013. *The British Constitution: A Very Short Introduction*. Vol. Very Short Introductions. First edition. Oxford, United Kingdom: Oxford University Press.

MacCormick, Neil. 1993. 'Beyond the Sovereign State'. *The Modern Law Review* 56(1):1–18.

Masterman, Roger, and Se-shauna Wheatle. 2015. 'A Common Law Resurgence in Rights Protection'. *European Human Rights Law Review* 1:57–65.

McKeever, David. 2010. 'The Human Rights Act and Anti-Terrorism in the UK: One Great Leap Forward by Parliament, but Are the Courts Able to Slow the Steady Retreat That Has Followed?' *Public Law* (Jan):110–39.

McLean, Iain, and Alistair McMillan. 2005. *State of the Union: Unionism and the Alternatives in the United Kingdom since 1707*. Oxford: Oxford University Press.

McLean, Iain, and Scot Peterson. 2014. 'Transitional Constitutionalism in the United Kingdom'. *Cambridge Journal of International and Comparative Law* 3(4):1113–35.

Melton, James, Christine Stuart, and Daniel Helen. n.d. 'To Codify or Not to Codify?'

Moj. n.d. 'Commission on a Bill of Rights: The Choice Before Us'.

Mullock, Alexandra. 2015. 'The Supreme Court Decision in Nicklinson: Human Rights, Criminal Wrongs and the Dilemma of Death'. *Professional Negligence* 31(1):18–28.

Murkens, J. E. K. 2009. 'The Quest for Constitutionalism in UK Public Law Discourse'. *Oxford Journal of Legal Studies* 29(3):427–55. doi: 10.1093/ojls/gqp020.

Oliver, Dawn. 2003. *Constitutional Reform in the UK*. Oxford: Oxford University Press.

Peers, Steve. 2013. 'European Integration and the European Union Act 2011: An Irresistible Force Meets an Immovable Object?' *Public Law* (Jan):119–34.

Poole, T. 2003. 'Back to the Future? Unearthing the Theory of Common Law Constitutionalism'. *Oxford Journal of Legal Studies* 23(3):435–54. doi: 10.1093/ojls/23.3.435.

Rawlings, Richard, Peter Leyland, and Alison L. Young, eds. 2014. *Sovereignty and the Law: Domestic, European and International Perspectives*. Oxford: Oxford University Press.

Russell, Meg. 2013. *The Contemporary House of Lords: Westminster Bicameralism Revived*. Oxford: Oxford University Press.

Sales, Philip, and Richard Ekins. 2011. 'Rights-Consistent Interpretation and the Human Rights Act 1998'. *Law Quarterly Review* (127(Apr)):217–38.

Sedley, Stephen. 1995. 'Human Rights: A Twenty-First Century Agenda'. *Public Law* (Aut):386–400.

Society of Public Teachers of Law (London, England). n.d. 'Legal Studies: The Journal of the Society of Legal Scholars'.

Stephenson, Scott. 2015. 'The Supreme Court's Renewed Interest in Autochthonous Constitutionalism'. *Public Law*.

Taylor, Robert Brett. 2015. 'Foundational and Regulatory Conventions: Exploring the Constitutional Significance of Britain's Dependency upon Conventions'. *Public Law* 614–32.

Tomkins, Adam. 2003. *Public Law*. Vol. Clarendon law series. Oxford: Oxford University Press.

Tomkins, Adam. 2010. 'National Security and the Role of the Court: A Changed

Landscape?' Law Quarterly Review (126(Oct)):543–67.

Turpin, Colin, and Adam Tomkins. 2012. *British Government and the Constitution: Text and Materials*. Vol. Law in context series. 7th ed. Cambridge, UK: Cambridge University Press.

Wade, H. W. R. .. 1991. 'What Has Happened to the Sovereignty of Parliament?' Law Quarterly Review (107(Jan)):1–4.

Walter, John, William Finey, William Walter, John Walter, Henry Crabb Robinson, John Stoddart, Thomas Barnes, John Thaddeus Delane, Thomas Chenery, George Earle Buckle, Geoffrey Dawson, W. F. Casey, and Dow Jones Reuters Business Interactive LLC. 1788. 'The Times'.

Wells, Callie E. 2015. 'Obergefell v Hodges'. *European Human Rights Law Review* (4):406–12.

White, Richard. 2011. 'Separation of Powers and Legislative Supremacy'. *Law Quarterly Review* (127(Jul)):456–74.

Wicks, E. 2015. 'The Supreme Court Judgment in Nicklinson: One Step Forward on Assisted Dying; Two Steps Back on Human Rights: A Commentary on The Supreme Court Judgment in R (Nicklinson) V Ministry Of Justice; R (AM) V Director Of Public Prosecutions [2014] UKSC 38.' *Medical Law Review* 23(1):144–56. doi: 10.1093/medlaw/fwu031.

Wicks, Elizabeth. 2006. *The Evolution of a Constitution: Eight Key Moments in British Constitutional History*. Oxford: Hart Pub.

William S. Hein & Company. 1885. 'The Law Quarterly Review'.

Woolf, Lord. 1995. 'Droit Public - English Style'. *Public Law* (Spr):57–71.

Young, A. L. 2011. 'Sovereignty: Demise, Afterlife, or Partial Resurrection?' *International Journal of Constitutional Law* 9(1):163–71. doi: 10.1093/icon/mor028.

Young, Alison L. 2005. 'Ghaidan v Godin-Mendoza: Avoiding the Deference Trap'. *Public Law* (Spr):23–34.

Young, Alison L. 2009a. 'In Defence of Due Deference'. *Modern Law Review* 72(4):554–80. doi: 10.1111/j.1468-2230.2009.00757.x.

Young, Alison L. 2009b. *Parliamentary Sovereignty and the Human Rights Act*. Oxford: Hart Publishing.

Young, Alison L. 2011. 'Is Dialogue Working under the Human Rights Act 1998?' *Public Law* 773–800.

Young, Alison L. 2012. 'Rule of Law in the United Kingdom: Formal or Substantive, The'. *Vienna Online Journal on International Constitutional Law* 6 (Law Journal Library) 6(1995–5855).