

# LA201: General Principles of Constitutional and Administrative Law

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[1]

Allan, T.R.S. 2005. *Constitutional justice: a liberal theory of the rule of law*. Oxford University Press.

[2]

Allan, T.R.S. 2006. Human Rights and Judicial Review: A Critique of "Due Deference". *The Cambridge Law Journal*. 65, 3 (2006), 671–695.  
DOI:<https://doi.org/10.1017/S0008197306007264>.

[3]

Allan, T.R.S. 2011. Judicial deference and judicial review: legal doctrine and legal theory. *Law Quarterly Review*. 127(Jan) (2011), 96–117.

[4]

Allan, T.R.S. 1994. *Law, liberty, and justice: the legal foundations of British constitutionalism*. Clarendon Press.

[5]

Allan, T.R.S. 1997. Parliamentary sovereignty: law, politics, and revolution. *Law Quarterly Review*. 113(Jul) (1997), 443–452.

[6]

Allan, T.R.S. 2011. Questions of legality and legitimacy: Form and substance in British constitutionalism. *International Journal of Constitutional Law*. 9, 1 (2011), 155–162. DOI:<https://doi.org/10.1093/icon/mor017>.

[7]

Allan, T.R.S. 2013. *The sovereignty of law: freedom, constitution and common law*. Oxford University Press.

[8]

Aroney, N. 2014. Reserved matters, legislative purpose and the referendum on Scottish independence. *Public Law*. Jul (2014), 422–445.

[9]

Ballinger, C. 2012. *The House of Lords, 1911-2011: a century of non-reform*. Hart.

[10]

Bamforth, N. and Leyland, P. eds. 2014. *Accountability in the contemporary constitution*. Oxford University Press.

[11]

Barber, N.W. 2001. Prelude to the Separation of Powers. *The Cambridge Law Journal*. 60, 1 (2001), 59–88. DOI:<https://doi.org/10.1017/S0008197301000629>.

[12]

Barber, N.W. 2011. The afterlife of Parliamentary sovereignty. *International Journal of Constitutional Law*. 9, 1 (2011), 144–154. DOI:<https://doi.org/10.1093/icon/mor023>.

[13]

Barendt, E. 1995. Separation of powers and constitutional government. *Public Law*. Win (1995), 599–619.

[14]

Beaton, R. 2014. The Boundaries of Proportionality Review and the End of Life. *Judicial Review*. 19, 3 (2014), 135–139. DOI:<https://doi.org/10.5235/10854681.19.3.135>.

[15]

Bingham, T.H. 2010. *The rule of law*. Allen Lane.

[16]

Bjorge, E. 2015. Fundamental rights at English (and European?) common law. *Law Quarterly Review*. 131(Apr) (2015), 192–196.

[17]

Blick, A. 2011. Codifying – or not codifying – the UK constitution: A Literature Review. Centre for Political and Constitutional Studies King's College London.

[18]

Bogdanor, V. 2009. *The new British Constitution*. Hart Pub.

[19]

Bogdanor, V. and British Academy 2003. *The British constitution in the twentieth century*. Published for the British Academy by Oxford University Press.

[20]

Bradley, A.W. et al. 2014. *Constitutional and administrative law*. Pearson.

[21]

Bradley, A.W. 2010. *The Courts and the Machinery of Justice*. Constitutional and

administrative law. Pearson Longman. 362–394.

[22]

Brady, A.D.P. 2012. Proportionality and deference under the UK Human Rights Act: an institutionally sensitive approach. Cambridge University Press.

[23]

British and Irish Legal Information Institute: <http://www.bailii.org/>.

[24]

Cambridge University Law Society et al. 1921. The Cambridge law journal. (1921).

[25]

Campbell, D. and Young, J. 2002. The metric martyrs and the entrenchment jurisprudence of Lord Justice Laws. Public Law. Aut (2002), 399–406.

[26]

Campbell, T. et al. 2001. Sceptical essays on human rights. Oxford University Press.

[27]

Clayton, R. 2004. Judicial deference and 'democratic dialogue': the legitimacy of judicial intervention under the Human Rights Act 1998. Public Law. Spr (2004), 33–47.

[28]

Clayton, R. 2015. The empire strikes back: common law rights and the Human Rights Act. Public Law. Jan (2015), 3–12.

[29]

Craig, P. 2007. Britain in the European Union. *The Changing Constitution*. 84–107.

[30]

Craig, P. 2014. Constitutionalising constitutional law: HS2. *Public Law*. Jul (2014), 373–392.

[31]

Craig, Paul The European Union Act 2011: Locks, limits and legality. *Common Market Law Review*. 48, 6, 1915–1944.

[32]

Craig, P.P. 2012. *Administrative law*. Sweet & Maxwell.

[33]

Craig, P.P. 1997. Formal and substantive conceptions of the rule of law: an analytical framework. *Public Law*. (1997), 467–487.

[34]

Dow Jones Reuters Business Interactive LLC. *Prospect: politics, essay, review*.

[35]

Dow Jones Reuters Business Interactive LLC. 1994. *The spectator*. (1994).

[36]

Draghici, C. 2015. The blanket ban on assisted suicide: between moral paternalism and utilitarian justice. *European Human Rights Law Review*. 3 (2015), 286–297.

[37]

Dyke, T. 2011. Judicial review in an age of austerity. *Judicial Review*. 3, 16 (2011), 202–215.

[38]

Edwards, R.A. 2002. Judicial Deference under the Human Rights Act. *Modern Law Review*. 65, 6 (2002), 859–882. DOI:<https://doi.org/10.1111/1468-2230.00413>.

[39]

Elliott, M. 2013. A damp squib in the long grass: the report of the Commission on a Bill of Rights. *European Human Rights Law Review*. 2, (2013), 137–151.

[40]

Elliott, M. 2014. Constitutional Legislation, European Union Law and the Nature of the United Kingdom's Contemporary Constitution. *European Constitutional Law Review*. 10, 3 (2014), 379–392.

[41]

Elliott, M. 2015. The Proposed Scotland Bill: The Constitutional Implications of Draft Clauses 1 and 2. *SSRN Electronic Journal*. (2015). DOI:<https://doi.org/10.2139/ssrn.2557451>.

[42]

Elliott, M. and Thomas, R. 2017. *Public law*. Oxford University Press.

[43]

Ewing, K.D. 2004. The futility of the Human Rights Act. *Public Law*. Win (2004), 829–852.

[44]

Ewing, K.D. and Tham, J.-C. 2008. The continuing futility of the Human Rights Act. *Public*

Law. Win (2008), 668–693.

[45]

Finnis, J. 2015. A British 'Convention right' to assistance in suicide? *Law Quarterly Review*. 131, (2015), 1–8.

[46]

Flinders, M. 2000. The enduring centrality of individual ministerial responsibility within the British constitution. *The Journal of Legislative Studies*. 6, 3 (2000), 73–92.  
DOI:<https://doi.org/10.1080/135723300008420632>.

[47]

Foster, S. 2015. Repealing the Human Rights Act 1998. *Criminal Law & Justice Weekly*. 179, 46 (2015).

[48]

Gearty, C. 2015. On fantasy island: British politics, English judges and the European Convention on Human Rights. *European Human Rights Law Review*. 1 (2015), 1–8.

[49]

Gearty, C.A. 2013. Liberty and security. *Polity*.

[50]

Gee, G. and Webber, G.C.N. 2010. What Is a Political Constitution? *Oxford Journal of Legal Studies*. 30, 2 (2010), 273–299. DOI:<https://doi.org/10.1093/ojls/gqq013>.

[51]

Goldsworthy, J.D. 2010. *Parliamentary sovereignty: contemporary debates*. Cambridge University Press.

[52]

Goldsworthy, J.D. 2001. The sovereignty of Parliament: history and philosophy. Clarendon.

[53]

Gordon, M. 2009. The conceptual foundations of parliamentary sovereignty: reconsidering Jennings and Wade. Public Law. Jul (2009), 519–543.

[54]

Gordon, M. and Dougan, M. 2012. The United Kingdom's European Union Act 2011: 'who won the bloody war anyway?' European Law Review. 37, 1 (2012), 3–30.

[55]

Gyorfi, T. 2013. Between Common Law Constitutionalism and Procedural Democracy. Oxford Journal of Legal Studies. 33, 2 (2013), 317–338.  
DOI:<https://doi.org/10.1093/ojls/gqt004>.

[56]

Harlow, C. and Rawlings, R. 2009. Law and administration. Cambridge University Press.

[57]

Heydon, J.D. 2014. Are bills of rights necessary in common law systems? Law Quarterly Review. 130(Jul) (2014), 392–412.

[58]

Hickman, T. and Craig, P.P. 2010. Public law after the Human Rights Act. Hart Pub.

[59]



Himsworth, C.M.G. 2007. Devolution and its Jurisdictional Asymmetries. *Modern Law Review*. 70, 1 (2007), 31–58. DOI:<https://doi.org/10.1111/j.1468-2230.2006.00625.x>.

[60]

Horne, A. and Drewry, G. eds. 2018. *Parliament and the law*. Hart Publishing.

[61]

Human Rights Act Reform | UK Constitutional Law Association:  
<http://ukconstitutionallaw.org/tag/human-rights-act-reform/>.

[62]

Johnson, Nevil 2004. *Reshaping the British constitution: essays in political interpretation*. Palgrave Macmillan.

[63]

Jones, T.H. 2012. Wales, Devolution and Sovereignty. *Statute Law Review*. 33, 2 (2012), 151–162. DOI:<https://doi.org/10.1093/slr/hms023>.

[64]

Jones, T.H. and Williams, J.M. 2004. Wales as a jurisdiction. *Public Law*. Spr (2004), 78–101.

[65]

Jowell, J. 2003. Judicial deference: servility, civility or institutional capacity? *Public Law*. (2003), 592–601.

[66]

Jowell, J. 2006. Parliamentary sovereignty under the new constitutional hypothesis. *Public Law*. Aut (2006), 562–580.

[67]

Jowell, J.L. et al. 2015. The changing constitution. Oxford University Press.

[68]

JSTOR (Organization) and William S. Hein & Company 1937. The modern law review. (1937).

[69]

Kavanagh, A. 2009. Constitutional review under the UK Human Rights Act. Cambridge University Press.

[70]

Kavanagh, A. 2010. Defending deference in public law and constitutional theory. Law Quarterly Review. 126(Apr) (2010), 222–250.

[71]

Kavanagh, A. 2009. Judging the judges under the Human Rights Act: deference, disillusionment and the 'war on terror'. Public Law. Apr (2009), 287–304.

[72]

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

[73]

King, A. 2009. The British constitution. Oxford University Press.

[74]

Klug, F. 2003. Judicial deference under the Human Rights Act 1998. *European Human Rights Law Review*. 2 (2003), 125–133.

[75]

Klug, F. and Williams, A. 2013. The choice before us? The report of the Commission on a Bill of Rights. *Public Law*. Jul (2013), 459–468.

[76]

Laws, J. 1995. Law and democracy. *Public Law*. Spr (1995), 72–93.

[77]

Lee, R.G. 2010. *Blackstone's statutes on public law and human rights 2010-2011*. Oxford University Press.

[78]

Legislation.gov.uk: <http://www.legislation.gov.uk/ukpga>.

[79]

Lester, A. 2005. The utility of the Human rights Act: a reply to Keith Ewing. *Public Law*. Sum (2005), 249–258.

[80]

Leyland, P. 2012. *The constitution of the United Kingdom: a contextual analysis*. Hart Publishing.

[81]

Leyland, P. and Anthony, G. 2013. *Textbook on administrative law*. Oxford University Press.

[82]

Loughlin, M. 2013. *The British constitution: a very short introduction*. Oxford University Press.

[83]

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

[84]

Masterman, R. and Wheatle, S. 2015. *A Common law Resurgence in Rights Protection*. *European Human Rights Law Review*. 1, (2015), 57–65.

[85]

McEldowney, J. 2002. *Parliament. Public law*. Sweet & Maxwell. 59–94.

[86]

McKeever, D. 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 (2010), 110–139.

[87]

McLean, I. and McMillan, A. 2005. *State of the union: Unionism and the alternatives in the United Kingdom since 1707*. Oxford University Press.

[88]

McLean, I. and Peterson, S. 2014. *Transitional constitutionalism in the United Kingdom*. *Cambridge Journal of International and Comparative Law*. 3, 4 (2014), 1113–1135.

[89]

Melton, J. et al. To Codify or not to Codify? The Constitution Unit.

[90]

MoJ Commission on a Bill of Rights: The Choice Before Us. IMB.

[91]

Mullock, A. 2015. The Supreme Court decision in Nicklinson: human rights, criminal wrongs and the dilemma of death. *Professional Negligence*. 31, 1 (2015), 18–28.

[92]

Murkens, J.E.K. 2009. The Quest for Constitutionalism in UK Public Law Discourse. *Oxford Journal of Legal Studies*. 29, 3 (2009), 427–455. DOI:<https://doi.org/10.1093/ojls/gqp020>.

[93]

Oliver, D. 2003. *Constitutional reform in the UK*. Oxford University Press.

[94]

Partington, M. 2006. *Law and Society: The purposes and functions of Law. An Introduction to the English Legal System*. 13–30.

[95]

Peers, S. 2013. European integration and the European Union Act 2011: an irresistible force meets an immovable object? *Public Law*. Jan (2013), 119–134.

[96]

Poole, T. 2003. Back to the Future? Unearthing the Theory of Common Law Constitutionalism. *Oxford Journal of Legal Studies*. 23, 3 (2003), 435–454. DOI:<https://doi.org/10.1093/ojls/23.3.435>.

[97]

Rawlings, R. et al. eds. 2014. *Sovereignty and the law: domestic, European and international perspectives*. Oxford University Press.

[98]

Russell, M. 2013. *The contemporary House of Lords: Westminster bicameralism revived*. Oxford University Press.

[99]

Sales, P. and Ekins, R. 2011. Rights-consistent interpretation and the Human Rights Act 1998. *Law Quarterly Review*. 127(Apr) (2011), 217–238.

[100]

Sedley, S. 1995. Human rights: a twenty-first century agenda. *Public Law*. Aut (1995), 386–400.

[101]

Society of Public Teachers of Law (London, England) *Legal studies: The Journal of the Society of Legal Scholars*.

[102]

Stephenson, S. 2015. The Supreme Court's renewed interest in Autochthonous Constitutionalism. *Public Law*. (2015).

[103]

Taylor, R.B. 2015. Foundational and regulatory conventions: exploring the constitutional significance of Britain's dependency upon conventions. *Public Law*. (2015), 614–632.

[104]

Tomkins, A. 2010. National security and the role of the court: a changed landscape? *Law Quarterly Review*. 126(Oct) (2010), 543–567.

[105]

Tomkins, Adam 2003. *Public law*. Oxford University Press.

[106]

Turpin, C. and Tomkins, A. 2012. *British government and the constitution: text and materials*. Cambridge University Press.

[107]

Turpin, C. and Tomkins, A. 2007. *The Ideas of the Constitution*. British government and the constitution: text and materials. Cambridge University Press. 33–137.

[108]

Wade, H.W.R.. 1991. What has happened to the sovereignty of Parliament? *Law Quarterly Review*. 107(Jan) (1991), 1–4.

[109]

Walter, J. et al. 1788. *The times*. (1788).

[110]

Wells, C.E. 2015. *Obergefell v Hodges*. *European Human Rights Law Review*. 4 (2015), 406–412.

[111]

White, R. 2011. Separation of powers and legislative supremacy. *Law Quarterly Review*. 127(Jul) (2011), 456–474.

[112]

Wicks, E. 2006. The evolution of a constitution: eight key moments in British constitutional history. Hart Pub.

[113]

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 (2015), 144-156.  
DOI:<https://doi.org/10.1093/medlaw/fwu031>.

[114]

William S. Hein & Company 1885. The law quarterly review. (1885).

[115]

Woolf, Lord 1995. Droit public - English style. Public Law. Spr (1995), 57-71.

[116]

Young, A.L. 2005. Ghaidan v Godin-Mendoza: avoiding the deference trap. Public Law. Spr (2005), 23-34.

[117]

Young, A.L. 2009. In Defence of Due Deference. Modern Law Review. 72, 4 (2009), 554-580. DOI:<https://doi.org/10.1111/j.1468-2230.2009.00757.x>.

[118]

Young, A.L. 2011. Is dialogue working under the Human Rights Act 1998? Public Law. (2011), 773-800.



[119]

Young, A.L. 2009. Parliamentary sovereignty and the Human Rights Act. Hart Publishing.

[120]

Young, A.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 (2012).

[121]

Young, A.L. 2011. Sovereignty: Demise, afterlife, or partial resurrection? International Journal of Constitutional Law. 9, 1 (2011), 163–171.  
DOI:<https://doi.org/10.1093/icon/mor028>.

[122]

2014. A New Magna Carta.

[123]

Bellinger (FC) (Appellant) v. Bellinger [2003] UKHL 21.

[124]

Coservatives on Bill of Rights.

[125]

Entick v Carrington & Ors [1765] EWHC KB J98 (02 November 1765).

[126]

European Communities Act 1972. Statute Law Database.

[127]

Ghaidan (Appellant) v. Godin-Mendoza (FC) (Respondent) [2004] UKHL 30.

[128]

House of Commons - The EU Bill and Parliamentary Sovereignty - European Scrutiny Committee.

[129]

House of Commons - The EU Bill: Restrictions on Treaties and Decisions relating to the EU - European Scrutiny Committee.

[130]

HS2 Alliance Case.

[131]

Jackson and others (Appellants) v. Her Majesty's Attorney General. [2005] UKHL 56.

[132]

M v Home Office [1993] UKHL 5 (27 July 1993).

[133]

1996. New statesman. (1996).

[134]

2014. Obergefell v. Hodges No. 14-556. Supreme Court of the United States.

[135]

Oxford journal of legal studies.

[136]

Parliamentary Research Paper 04/31.

[137]

1956. Public law. (1956).

[138]

Public law.

[139]

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.

[140]

R v Secretary of State for Transport ex p Factortame Ltd (Interim Relief Order) [1990] UKHL 7 (26 July 1990).

[141]

Research Briefings - Individual ministerial accountability (2012).

[142]

The Cambridge law journal.

[143]

The economist.

[144]

1980. The guardian. (1980).

[145]

The Law quarterly review.

[146]

The Modern law review.

[147]

Thoburn v Sunderland City Council [2002] EWHC 195 (Admin) (18 February 2002).