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## Socio-legal Studies 2020



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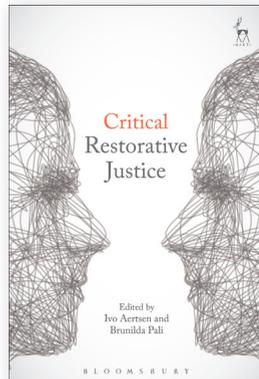
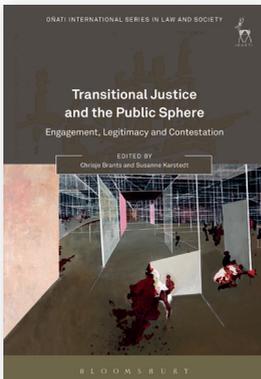
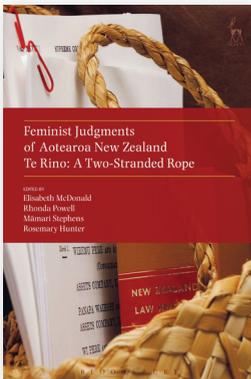
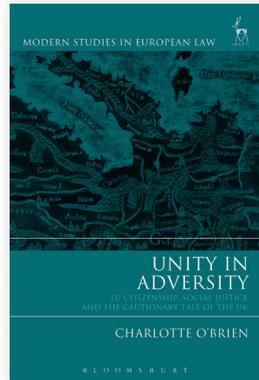
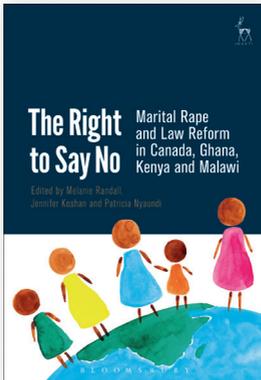
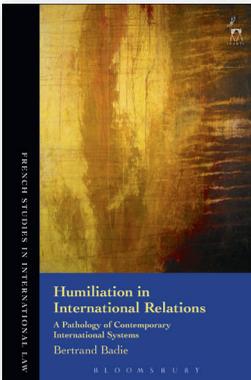
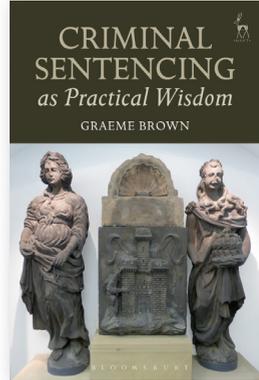
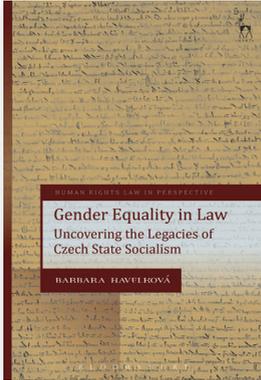
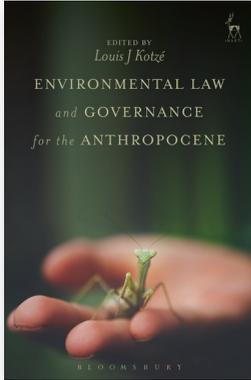
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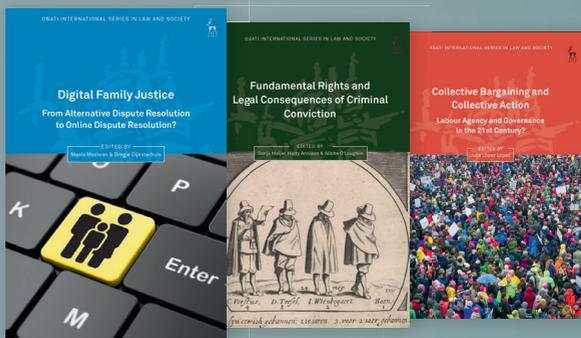
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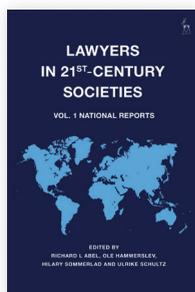
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General Editors: Rosemary Hunter and David Nelken

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## Socio-legal Studies Titles (2019-2021)



### Lawyers in 21st-Century Societies

Vol. 1: National Reports

*Edited by Richard L Abel, Ole Hammerslev, Hilary Sommerlad and Ulrike Schultz*

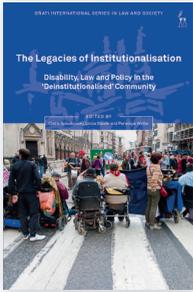
The world's legal professions have undergone dramatic changes in the 30 years since publication of the landmark three-volume *Lawyers in Society*, which launched comparative sociological studies of lawyers. This is the first of two volumes in which scholars from a wide range of disciplines, countries and cultures document and analyse those changes.

The present volume presents reports on 46 countries, with broad coverage of North America, Western Europe, Latin America, Asia, Australia, North Africa and the Middle East, sub-Saharan Africa, and former communist countries. These national reports address: the impact of globalisation and neoliberalism on national legal professions (the relationship of lawyers and their professional associations to the state and tensions between state and citizenship); changes in lawyer demography (rapidly growing numbers and the profession's efforts to retain control, the entry of women and obstacles to full gender equality, ethnic diversity); legal education (the proliferation of institutions and pedagogic innovation); the regulation of lawyers; structures of production (especially the growth of large firms and the impact of technology and paraprofessionals); the distribution of lawyers across roles; and access to justice (state-funded legal aid and pro-bono services). The juxtaposition of the reports reveals the dramatic transformations of professional rationales, labour markets, and working practices and the multiple contingencies of the role of lawyers in societies experiencing increasing juridification within a new geopolitical order.

*Richard L Abel* is Michael J Connell Distinguished Professor of Law Emeritus and Distinguished Research Professor at UCLA. *Ole Hammerslev* is Professor of Sociology of Law at the University of Southern Denmark. *Hilary Sommerlad* is Professor of Law and Social Justice at the University of Leeds. *Ulrike Schultz* is a Senior Academic at the FernUniversität Hagen, Germany.

Apr 2020 | 9781509915149 | 976pp | Hbk | RSP: £250 / \$340

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## The Legacies of Institutionalisation

Disability, Law and Policy in the 'Deinstitutionalised' Community

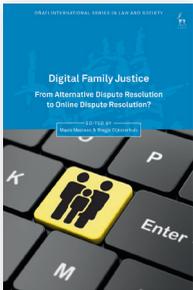
*Edited by Claire Spivakovsky, Linda Steele and Penelope Weller*

This is the first collection to examine the legal dynamics of deinstitutionalisation. It considers the extent to which some contemporary laws, policies and practices affecting people with disabilities are moving towards the promised end point of enhanced social and political participation in the community, while others may instead reinstate, continue or legitimate historical practices associated with this population's institutionalisation. Bringing together 20 contributors from the UK, Canada, Australia, Spain and Indonesia, the book speaks to overarching themes of segregation and inequality, interlocking forms of oppression and rights-based advancements in law, policy and practice. Ultimately this collection brings forth the possibilities, limits and contradictions in the roles of law and policy in processes of institutionalisation and deinstitutionalisation, and directs us towards a more nuanced and sustained scholarly and political engagement with these issues.

*Claire Spivakovsky is Senior Lecturer in Criminology at the University of Melbourne. Linda Steele is Senior Lecturer at the Faculty of Law, University of Technology Sydney. Penelope Weller is Professor at the Graduate School of Business and Law, RMIT University.*

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Jul 2020 | 9781509930739 | 208pp | Hbk | RSP: £65 / \$90



## Digital Family Justice

From Alternative Dispute Resolution to Online Dispute Resolution?

*Edited by Mavis Maclean and Bregje Dijksterhuis*

The editors' earlier book, *Delivering Family Justice in the 21st Century* (2016), described a period of turbulence in family justice arising from financial austerity. Governments across the world have sought to reduce public spending on private quarrels by promoting mediation (ADR) and by beginning to look at digital justice (ODR) as alternatives to courts and lawyers.

But this book describes how mediation has failed to take the place of courts and lawyers, even where public funding for legal help has been removed. Instead ODR has developed rapidly, led by the Dutch *Rechtwijzer*. The authors question the speed of this development, and stress the need for careful evaluation of how far these services can meet the needs of divorcing families.

In this book, experts from Canada, Australia, Turkey, Spain, Germany, France, Poland, Scotland and England and Wales explore how ADR has fallen behind. But also how we have learned from the rise and fall of ODR in the *Rechtwijzer* about what digital justice can and cannot achieve. Managing procedure and process? Yes. Dispute resolution? Not yet.

The authors conclude by raising broader questions about the role of a Family Justice System: is it dispute resolution? Or is it dispute prevention, management, and above all legal protection of the vulnerable?

*Mavis Maclean is co-founder of the Oxford Centre for Family Law and Policy, Department of Social Policy and Intervention, Oxford University and Senior Research Fellow of St Hilda's College, Oxford. Bregje Dijksterhuis is Assistant Professor at Utrecht University.*

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Dec 2019 | 9781509928521 | 256pp | Hbk | RSP: £55 / \$75



## Collective Bargaining and Collective Action

Labour Agency and Governance in the 21st Century?

*Edited by Julia López López*

This book offers a unique contribution that examines major recent changes in conflict, negotiation and regulation within the labour relations systems and related governance institutions of advanced societies. The broad scope of analysis includes social welfare institutions, new forms of protest including judicialisation, transnational structures and collective bargaining itself. As the distinguished group of participating authors shows, the accumulation of numerous crucial changes in the interactions of unions, employers, political parties, courts, protestors, regulators and other key actors makes it imperative to reframe the study of collective bargaining and related forms of governance. The shifting dynamics include the growing relevance of multi-level interactions involving transnational entities, states and regions; the increasing tendency of workers and unions to turn to the courts as part of their overall strategy; new forms of solidarity among workers; and the emergence of new populist and nationalist actors. At the same time, sectors of the workforce that feel under-represented by existing institutions have contributed to new types of protest and 'agency'. Building on classical debates, the book offers new theoretical and practical approaches that insert the study of collective bargaining into the analysis of governance, solidarity, conflict and regulation, as they are broadly construed.

*Julia López López is Professor of Labour Law and Social Security at the Pompeu Fabra University of Barcelona.*

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Mar 2019 | 9781509923168 | 312pp | Hbk | RSP: £55 / \$75



## Re-Inventing Labour Law Enforcement

A Socio-Legal Analysis

*Louise Munkholm*

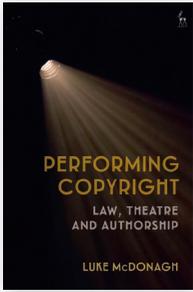
This monograph investigates current issues in labour law enforcement from a socio-legal perspective. It analyses how local Italian enforcement actors promote the protection of workers in Prato – a city that in recent decades has seen a significant influx of Chinese migrants who run small workshops as part of the local clothing industry. Many of the Chinese firms in Prato fail to live up to core labour standards, such as maximum working hours, health and safety at work and payment of social security contributions. The book analyses the strategies and practices employed by three local enforcement actors (labour inspectors, labour unionists and a new type of labour law consultant) in their efforts to assist Chinese firms in improving their level of labour law compliance.

Combining documentary, interview and observational data, the book applies theories of legal culture and legal development to address the interaction between law and society. It focuses on the operational aspects of law by asking three interrelated research questions: How do local enforcement actors promote the protection of workers in Chinese firms in Prato? Which tools are employed, and which rationalities drive the initiatives? The book thereby sheds light upon processes of legal cultural adaptation, informing ongoing international and national debates about what can actually be done to combat contemporary gaps in the protection of workers.

*Louise Munkholm is a Postdoctoral Researcher at the Department of Social Sciences and Business, Roskilde University, Denmark.*

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Apr 2020 | 9781509926374 | 208pp | Hbk | RSP: £65 / \$80



## Performing Copyright

Law, Theatre and Authorship

Luke McDonagh

Based on empirical research, this innovative monograph explores issues of performativity and authorship in the theatre world under copyright law and addresses several inter-connected questions: who is the author and first owner of a dramatic work? Who gets the credit and the licensing rights? What rights do the performers of the work have? Given the nature of theatre as a medium reliant on the re-use of prior existing works, tropes, themes and plots, what happens if an allegation of copyright infringement is made against a playwright? Furthermore, who possesses moral rights over the work?

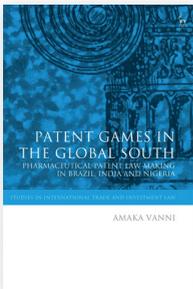
To evaluate these questions in the context of theatre, the first part of this book examines the history of the dramatic work both as text and as performative work. The second part explores the notions of authorship and joint authorship under copyright law as they apply to the actual process of creating plays, referring to legal and theatrical literature, as well as empirical research. The third part looks at the notion of copyright infringement in the context of theatre, noting that cases of alleged theatrical infringement reach the courts comparatively rarely in comparison with music cases, and assessing the reasons for this with respect to empirical research. The fourth part of the book examines the way moral rights of attribution and integrity work in the context of theatre. The book concludes with a prescriptive comment on how law should respond to the challenges provided by the theatrical context, and how theatre should respond to law.

Very original and innovative, this book proposes a ground-breaking empirical approach to study the implications of copyright law in society and makes a wonderful case for the need to consider the reciprocal influence between law and practice.

*Luke McDonagh is a Senior Lecturer in Intellectual Property Law at the City Law School, University of London.*

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Feb 2021 | 9781509927036 | 160pp | Hbk | RSP: £55 / \$75



## Patent Games in the Global South

Pharmaceutical Patent Law-Making in Brazil, India and Nigeria

Amaka Vanni

**Winner of the 2018 SIEL–Hart Prize in International Economic Law.**

This thought-provoking book takes three examples of emerging markets (Brazil, India, and Nigeria) and tells their stories of pharmaceutical patent law-making.

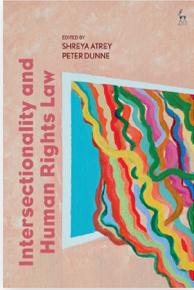
Adopting historiographical and socio-legal approaches, focus is drawn to the role of history and to how social networks shape the framing of, and subsequently the responses to, national implementation of international patent law.

This book makes an original and useful contribution to the understanding of how both states and non-state actors conceptualise, establish and interpret pharmaceutical patents law, and its domestic implications on medicines access, public health and development.

*Amaka Vanni holds a PhD in International Economic Law from the University of Warwick and is a legal scholar and documentary filmmaker based in Lagos, Nigeria.*

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Feb 2020 | 9781509927395 | 256pp | Hbk | RSP: £65 / \$90



## Intersectionality and Human Rights Law

*Edited by Shreya Atrey and Peter Dunne*

This edited collection analyses how the diversity in human identity and disadvantage affects the articulation, realisation, violation and enforcement of human rights.

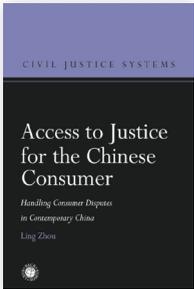
The question arises from the realisation that people, who are severally and severely disadvantaged because of their race, religion, gender, age, disability, sexual orientation, class etc, often find themselves at the margins of human rights; their condition seldom improved and sometimes even worsened by the rights discourse. How does one make sense of this relationship between the complexity of people's disadvantage and violation of their human rights? Does the human rights discourse,

based on its universal and common values, have tools, methods or theories to capture and respond to the difference in people's lived experience of rights? Can intersectionality help in that quest? This book seeks to inaugurate this line of inquiry.

*Shreya Atrey is Lecturer in Law and Peter Dunne is Lecturer in Law, both at the University of Bristol.*

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Oct 2020 | 9781509935291 | 192pp | Hbk | RSP: £60 / \$80



## Access to Justice for the Chinese Consumer

*Handling Consumer Disputes in Contemporary China*

*Ling Zhou*

This book offers a socio-legal exploration of the local organisation of consumer complaint processing and dispute resolution in the People's Republic of China – now the second largest consumer market in the world – and how the consumer, both ordinary and 'professional', experiences the local system.

Drawing on detailed analysis of an impressive amount of empirical data, this book highlights local Chinese understandings and practice styles of 'mediation'. By illustrating the processes available at the local level giving access to justice for

aggrieved consumers, this innovative book provides a unique contribution to comparative consumer law studies in Asia and elsewhere.

*Ling Zhou is a Research Associate at the Hong Kong Institute of Asia-Pacific Studies at the Chinese University of Hong Kong.*

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May 2020 | 9781509931057 | 176pp | Hbk | RSP: £55 / \$75



## Invisible Institutionalisms

Collective Reflections on the Shadows of Legal Globalisation

*Edited by Swethaa S Ballakrishnen and Sara Dezalay*

The study of law and globalisation has developed into a mature field over the past twenty years, with a variety of empirically grounded theoretical understandings of (trans)national legal fields and orderings. Yet, despite the dynamics of legal pluralism and the ripple effects of legal transplants and transformations, there have been pushes and shoves against the globalising ambitions of these theoretical canvasses. The ongoing surge of populism in Europe and the United States is challenging the policies and institutions of what we even think of as the “global” and the prominence

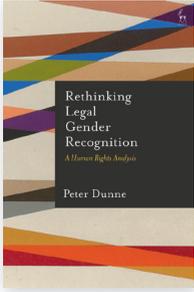
taken by China is questioning the position of the United States as an unrivalled hegemon in global political, economic, social and legal diffusion processes. Taking the cue of theoretical and ideological calls to challenge globalisation as a dynamic whose forces of homogenisation – and resistance – are led from, and directed against a diffuse conception of the Global North, this book asks: what can we see when we shift the lens from known and usual understandings of legal globalisation towards lesser understood and apparently invisible processes? And moreover, how can we go beyond a North-South binary to understand legal change?

Built around a set of empirical chapters focused on “frontier-zones” of legal globalization in a variety of postcolonial sites - across India, Pakistan and Latin America - it offers an original format to strike this conversation: it suggests a process of de-centering through reflexivity on the individual and structural variables that account for individual trajectories within the field. Framed as a relational dialogue between young and some of the most prominent scholars within the field, from the US core through to postcolonial academic peripheries, it sets out a framework to question the possibilities – and limits – of critiques on legal globalization scripts. Through these collective reflections on the shadows of legal globalization, the book asks how we as scholars build our voice individually, but also how we, collectively, can build a space for critique to question and push against legal globalization scripts.

*Swethaa S Ballakrishnen* is Assistant Professor of Law at the University of California Irvine School of Law and affiliated faculty at the Harvard Law School Center on the Legal Profession. *Sara Dezalay* is Senior Lecturer in international law and international relations at the Cardiff School of Law and Politics.

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Oct 2020 | 9781509930210 | 208pp | Hbk | RSP: £65 / \$90



## Rethinking Legal Gender Recognition

A Human Rights Analysis

*Peter Dunne*

This book considers an important question; how should transgender persons be formally acknowledged according to law?

The movement towards gender recognition rights is now reinforced by domestic legal structures, with increasing (national law) possibilities for individuals to amend their gender status. Yet, while human rights have embraced a general entitlement to legal transitions, it is less clear how they can impact the processes by which

transgender persons obtain formal acknowledgment.

This book submits four 'conditions of recognition' to human rights review:

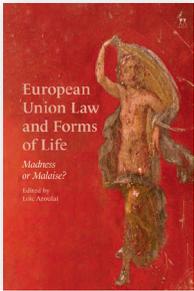
- physical medical intervention
- compulsory divorce
- minimum age limits, and
- mandatory binary gender.

It concludes that human rights law can significantly impact how states control acknowledgment of preferred gender. To the extent that many conditions of recognition – imposed around the world – violate core human rights standards, it is argued that they should be removed as entry requirements for legal transitions.

*Peter Dunne* is Lecturer in Law at the University of Bristol

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Jan 2021 | 9781509930616 | 304pp | Hbk | RSP: £70 / \$95



## European Union Law and Forms of Life

Madness or Malaise?

*Edited by Loïc Azouli*

A shift is taking place in the self-description of the European integration project. There is a notion that the Union is more than an elaborate institutional machinery. This shift responds to a particular context: the Union is currently facing an "existential crisis". Given this, it is vital to consider European integration as a way to structure or deconstruct modes of existence and modes of coexistence. How do we grasp existential Europe? How do we explore the social practices, individual dispositions, sentiments and beliefs lying beyond the institutional façade of the

European Union's crises? This volume will address these questions by understanding European law, and EU law in particular, as one of the main social practices which forms our lives in Europe. It will seek to examine the ways in which European law shapes and interconnects with the individual's relationship to Europe, political forms and social forms. This thoughtful and reflective book offers an important response to the current upheavals in the EU and EU law.

*Loïc Azouli* is Excellence Chair at Sciences Po, School of Law.

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Sep 2020 | 9781509929559 | 160pp | Hbk | RSP: £70 / \$95



## Spaces of Care

Edited by Loraine Gelsthorpe, Perveez Mody and Brian Sloan

Coordinated by the Cambridge Socio-Legal Group this edited collection interrogates the ways in which the interdisciplinary study of care challenges and provokes a reassessment of the points of connection and disjuncture between care and governance, ethics, and public, personal and professional identities.

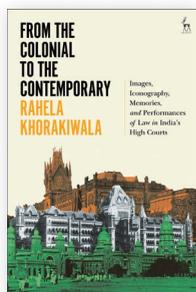
Leading lawyers, anthropologists, sociologists and criminologists reflect on specific aspects of conceptualising caring relations in 'spaces' including:

- Communities of care and abandonment
- Self-care and kinship care
- Spaces as 'gaps' in care
- The meanings of marketised care
- The ways in which care is constructed and constrained in different ways in venues such as homes, prisons, workplaces and virtual spaces

*Loraine Gelsthorpe* is Professor of Criminology and Criminal Justice and a Fellow of Pembroke College, *Perveez Mody* is a University Lecturer in the Department of Social Anthropology and a Fellow of King's College and *Brian Sloan* is a College Lecturer and Fellow in Law at Robinson College, all at the University of Cambridge.

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Apr 2020 | 9781509929634 | 288pp | Hbk | RSP: £65 / \$90



## From the Colonial to the Contemporary

Images, Iconography, Memories, and Performances of Law in India's High Courts

Rahela Khorakiwala

*From the Colonial to the Contemporary* explores the representation of law, images and justice in the first three colonial high courts of India at Calcutta, Bombay and Madras. It is based upon ethnographic research work and data collected from interviews with judges, lawyers, court staff, press reporters and other persons associated with the courts.

Observing the courts through the in vivo, in trial and practice, the book asks questions at different registers, including the impact of the architecture of the courts, the contestation around the renaming of the high courts, the debate over the use of English versus regional languages, forms of addressing the court, the dress worn by different court actors, rules on photography, video recording, live telecasting of court proceedings, use of CCTV cameras and the alternatives to courtroom sketching, and the ceremony and ritual that exists in daily court proceedings.

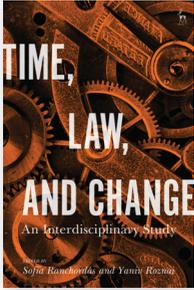
The three colonial high courts studied in this book share a recurring historical tension between the Indian and British notions of justice. This tension is apparent in the semiotics of the legal spaces of these courts and is transmitted through oral history as narrated by those interviewed. The contemporary understandings of these court personnel are therefore seen to have deep historical roots. In this context, the architecture and judicial iconography of the high courts helps to constitute, preserve and reinforce the ambivalent relationship that the court shares with its own contested image.

*Rahela Khorakiwala* is an independent researcher based in Mumbai, India.

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## Time, Law, and Change

An Interdisciplinary Study

Edited by *Sofia Ranchordás and Yaniv Roznai*

Offering a unique perspective on an overlooked subject – the relationship between time, change, and lawmaking – this edited collection brings together world-leading experts to consider how time considerations and social, political and technological change affect the legislative process, the interpretation of laws, the definition of the powers of the government and the ability of legal orders to promote innovation.

Divided into four parts, each part considers a different form of interaction between time and law, and change. The first part offers legal, theoretical and historical perspectives on the relationship between time and law, and how time shapes law and influences legal interpretation and constitutional change.

The second part offers the reader an analysis of the different ways in which courts approach the impact of time on law, as well as theoretical and empirical reflections upon the meaning of the principle of legal certainty, legitimate expectations and the influence of law over time.

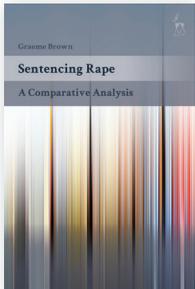
The third part of the book analyses how legislation and the legislative process addresses time and change, and the various challenges they create to the legal order.

The fourth and final part addresses the complex relationship between fast-paced technological change and the regulation of innovations.

*Sofia Ranchordás* is Chair of European and Comparative Public Law and Rosalind Franklin Fellow at the University of Groningen. *Yaniv Roznai* is a Senior Lecturer at the Radzyner School of Law, Interdisciplinary Center Herzliya.

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Apr 2020 | 9781509930937 | 408pp | Hbk | RSP: £75 / \$100



## Sentencing Rape

A Comparative Analysis

*Graeme Brown*

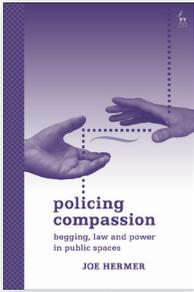
This book presents an in-depth comparative study of sentencing practice for rape in six common law jurisdictions: England and Wales, Scotland, Ireland, Canada, New Zealand, and South Africa. It provides a thorough review of the medical literature on the physical and psychological effects of rape, the legal and philosophical literature on the seriousness of the offence, and the victim's role in sentencing. Given the increasingly common practice of perpetrators using mobile and online technologies to film or photograph the commission of sexual offences, the book examines recent socio-legal research on technology-facilitated sexual violence and considers the implications for sentencing.

By building on recent scholarship on judicial decision making in sentencing and case law – comprising over 250 decisions of the relevant appellate courts – the book explores and critically analyses judicial approaches to rape sentencing. The analysis is undertaken with a view to suggesting possible reforms to rape sentencing in 'non-guideline' jurisdictions. In so doing, this book seeks to establish general principles for sentencing rape, assisting in the imposition of proportionate sentences.

*Graeme Brown* is a solicitor and Assistant Professor in Criminal Law at Durham Law School, Durham University.

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Apr 2020 | 9781509917570 | 328pp | Hbk | RSP: £75 / \$100



## Policing Compassion

Begging, Law and Power in Public Spaces

Joe Hermer

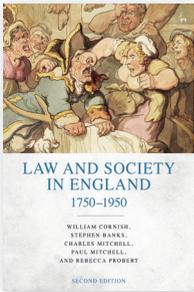
In this book, criminologist Joe Hermer examines how the regulation of begging – underpinned by the social character of charity, contract, money and work – plays a central role in organising how we feel responsible for one another in late capitalist society. Based on the historical insight that modern begging law has had at its core a concern with the compassionate impulses of the public, Joe Hermer develops the concept of the gift encounter to understand begging as a profound social phenomenon that is intricately tied to the exercise of political power.

Drawing on a range of eclectic empirical sources, the author examines how criminal begging is governed through specialised police operations and diverted giving programs, as well as the way in which official and legitimate begging such as charity collections, *Big Issue* selling, and busking are ordered as vital aspects of the gift encounter landscape which the public negotiates. The author explores how the control of begging and squeegee work is central to a current preoccupation with policing disorder, and reviews the current constitutional state of anti-begging laws in Britain, Canada and the United States.

*Joe Hermer is an Associate Professor of Sociology at the University of Toronto Scarborough.*

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Dec 2019 | 9781841132693 | 216pp | Hbk | RSP: £55 / \$75



## SECOND EDITION

### Law and Society in England 1750-1950

William Cornish, Stephen Banks, Charles Mitchell,  
Paul Mitchell and Rebecca Probert

*Law and Society in England 1750–1950* has become an indispensable text for those wishing to study English legal history and to understand the foundations of the modern British state. In this new updated edition the authors explore the complex relationship between legal and social change. They consider the ways in which those in power themselves imagined and initiated reform and the ways in which they were obliged to respond to demands for change from outside the legal and political classes.

What emerges is a lively and critical account of the evolution of modern rights and expectations, and an engaging study of the formation of contemporary social, administrative and legal institutions and ideas, and the road that was travelled to create them.

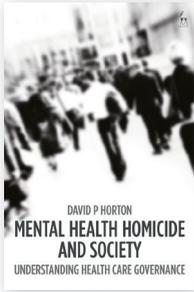
The book is divided into eight chapters: Institutions and Ideas; Land; Commerce and Industry; Labour Relations; The Family; Poverty and Education; Accidents; and Crime.

This extensively referenced analysis of modern social and legal history will be invaluable to students and teachers of English law, political science, and social history.

*William Cornish is a Professor of Law Emeritus at the University of Cambridge and a Life Fellow of Magdalene College, Cambridge. Stephen Banks is an Associate Professor of Law at the University of Reading. Charles Mitchell is a Professor of Law at University College London. Paul Mitchell is a Professor of Law at University College London. Rebecca Probert is a Professor of Law at the University of Exeter.*

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## Mental Health Homicide and Society

Understanding Health Care Governance

David P Horton

A homicide perpetrated by a mentally-disordered person under the care of health services is a shocking event. Otherwise known as a 'patient homicide', these events attract investigatory responses that are widely understood to be episodes of procedure that seek the truth about what happened and promote the learning of lessons. This monograph, however, incorporates systems theory into its novel theoretical design and argues that these events are communicated about within closed systems of life (eg law, medicine). These systems operate through unique

internal logics. Yet they resonate in society and enable a contingent and chaotic space of governance to emerge in which universal understandings about patient homicides and the realisation of pre-defined goals to minimise their occurrence is unachievable.

The book is timely because the Scottish Government initiated a process of reforming patient homicide investigation procedures in 2017. More recently, in England plans to reform patient homicide investigations are slowly germinating. Original and compelling, the book concludes that policy makers should re-evaluate their normative commitments to improve public safety and health service quality in a world of disharmony, objection, and resistance.

*David P Horton is Lecturer in Law at the University of Liverpool.*

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Sep 2019 | 9781509912148 | 256pp | Hbk | RSP: £70 / \$95



## Breaking the Cycle of Mass Atrocities

Criminological and Socio-Legal Approaches  
in International Criminal Law

Edited by Marina Aksenova, Elies van Sliedregt  
and Stephan Parmentier

*Breaking the Cycle of Mass Atrocities* investigates the role of international criminal law at different stages of mass atrocities, shifting away from its narrow understanding solely as an instrument of punishment of those most responsible. The book is premised on the idea that there are distinct phases of collective violence, and international criminal law contributes in one way or another to each phase. The

authors therefore explore various possibilities for international criminal law to be of assistance in breaking the vicious cycle at its different junctures.

*Marina Aksenova is Professor of Comparative and International Criminal Law at IE University in Madrid.*

*Elies van Sliedregt is Professor of International and Comparative Criminal Law at Leeds University.*

*Stephan Parmentier is Professor of Criminal Law and Criminology at KU Leuven.*

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