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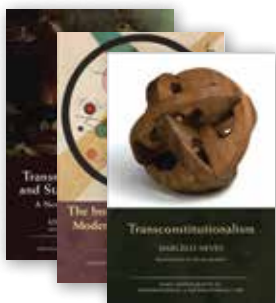


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## Studies in Private International Law - Asia

*Series Editors: Anselmo Reyes and Paul Beaumont*

Published under the celebrated series *Studies in Private International Law*, this monograph sub-series provides a forum for discussion and analysis of private international law in Asia. Comprising both in-depth thematic and country-specific studies, each volume considers the private international law of Asian countries from a variety of perspectives.



## FOURTH EDITION

### European Private International Law

Commercial Litigation in the EU  
Geert van Calster

This classic textbook provides a thorough overview of European private international law. It is essential reading for both practitioners and students of private international law and transnational litigation, wherever they may be located: the European rules extend beyond European shores.

Opening with foundational questions, the book clearly explains the subject's central tenets: the Brussels I, Rome I and Rome II Regulations (jurisdiction, applicable law for contracts and tort).

Drawing on the author's rich experience, the new edition retains the book's hallmarks of insight and clarity of expression ensuring it maintains its position as the leading textbook in the field.

*Geert van Calster is Professor Ordinarius at KU Leuven, Belgium, and visiting professor at King's College London, UK, and Monash University, Australia. He is a practising member of the Belgian Bar.*

Jan 2024 | 9781509970902 | 576pp | Hbk | RRP: £130  
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## FIFTH EDITION

### International Investment Law

Reconciling Policy and Principle  
Surya P Subedi KC

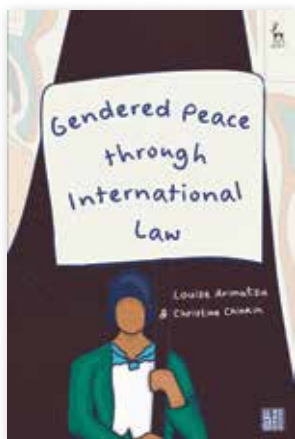
*'...This book [...] goes beyond stating what the law is and focuses on controversies occurring within this area of the law... an excellent introduction to this complex area of international law' – Kate Miles, Australian International Law Journal*

The updated edition of this acclaimed book offers a critical overview of the law of foreign investment, incorporating a thorough analysis of the principles and standards of treatment available to foreign investors in international law.

It is authoritative and multi-layered, offering an analysis of key issues and an insightful assessment of recent trends in the case law, from developed and developing country perspectives.

*Surya P Subedi KC is Professor of International Law at the University of Leeds and Barrister at Three Stone Chambers, Lincoln's Inn, UK.*

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### Gendered Peace through International Law

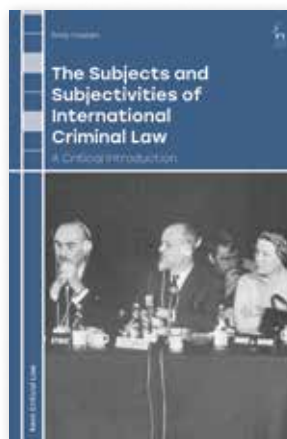
Christine Chinkin  
and Louise Arimatsu

This open access book sets out what gendered peace can look like and how it might impact on international law, drawing on personal reflections, expert essays and empirical research. History, law, international relations and gender studies all merge to support the authors' suggested model for how peace should be considered going forward in international law.

*The ebook editions of this book are available open access under a CC BY-NC-ND 4.0 licence on bloomsburycollections.com. Open access was funded by the London School of Economics & Political Science.*

*Christine Chinkin is Emerita Professor of International Law, Professorial Research Fellow and Founding Director of the Centre of Women Peace & Security at the London School of Economics and Political Science, UK. Louise Arimatsu is Distinguished Policy Fellow at the Centre for Women, Peace and Security, UK.*

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### The Subjects and Subjectivities of International Criminal Law

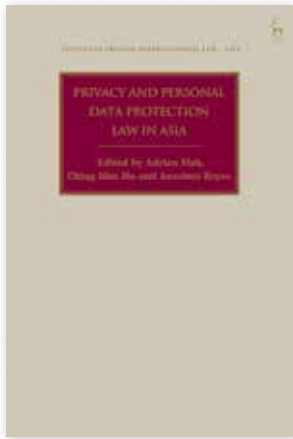
A Critical Introduction  
Emily Haslam

This book provides a critical introduction to the core elements of international criminal law. It does so by provoking thought on what international criminal law is by contrasting the practice of state-based actors and institutions such as the International Criminal Court with practices associated with non-state actors.

International criminal law is now established as an essential legal and institutional response to atrocity. However, it faces a series of political and practical challenges. This book encourages reflection on its multiple meanings and usages in order to provoke consideration of what it means, and might mean, to deploy international criminal law today.

*Emily Haslam is Senior Lecturer in Law at Kent Law School, UK.*

Feb 2024 | 9781509973750 | 200pp | Hbk | RRP: £85  
Feb 2024 | 9781849467292 | 200pp | Pbk | RRP: £27.99



## Privacy and Personal Data Protection Law in Asia

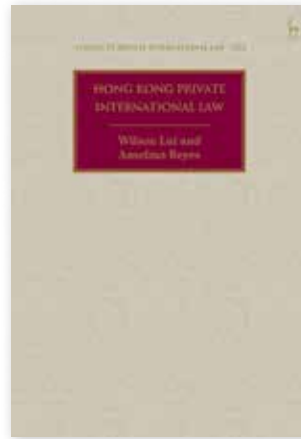
Edited by Adrian Mak, Ching Him Ho and Anselmo Reyes

An in-depth cross-jurisdictional commentary on the developing world of Asian privacy and personal data protection. It surveys privacy and personal data protection regimes in 16 Asian jurisdictions, with a focus on private international law issues. Contributors from the selected jurisdictions summarise the framework of data privacy and protection laws in

their respective states. More than a valuable contribution to comparative private conflict of laws literature from an Asian perspective, the book also considers possible future trajectories for existing laws, such as challenges of managing future technical developments in data collection and data transfer across borders.

*Adrian Mak is a solicitor practising in Hong Kong and an attorney in New York, USA. Ching Him Ho is a barrister practising in Hong Kong. Anselmo Reyes is Guest Professor at the Law Faculty of Doshisha University in Kyoto, Japan, and an International Judge of the Singapore International Commercial Court.*

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## Hong Kong Private International Law

Wilson Lui and Anselmo Reyes

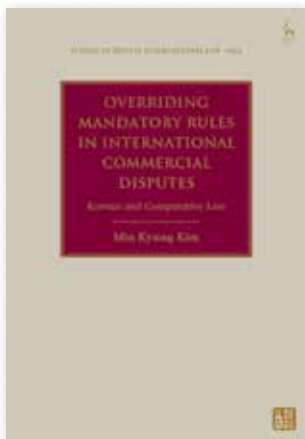
This book is a one-stop reference guide to Hong Kong private international law. It focuses on practical issues with an emphasis on the choice of law, arbitration, and rapidly developing local jurisprudence.

It systematically analyses the private international law issues arising out of inter-regional cases between Hong Kong and Mainland China, Taiwan, and Macao SAR.

The book will be indispensable to judges, practitioners and scholars in Hong Kong and worldwide.

*Wilson Lui is Lecturer and Pre-Doctoral Fellow at the Faculty of Law of the University of Hong Kong. Anselmo Reyes is Guest Professor at the Law Faculty of Doshisha University in Kyoto, Japan, and an International Judge of the Singapore International Commercial Court.*

Sep 2024 | 9781509956470 | 480pp | Hbk | RRP: £160



## Overriding Mandatory Rules in International Commercial Disputes

Korean and Comparative Law  
Min Kyung Kim

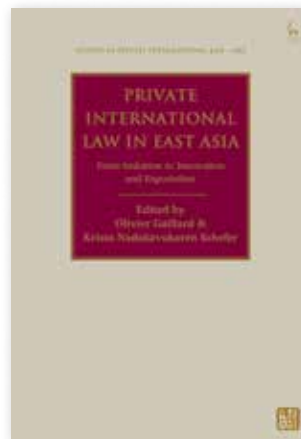
This open access book analyses how to identify and treat overriding mandatory rules in international commercial dispute resolution from a Korean and comparative law perspective. The book establishes tests to identify the overriding mandatory character and empirically applies them to assess provisions in 10 different Acts in Korea. It sets out a 'balancing interest test'

for third-country mandatory rules and provides a detailed examination of arbitration issues in relation to overriding mandatory rules.

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*Min Kyung Kim is a District Court Judge at the Daejeon District Court, Republic of Korea, and Director of the Korean Private International Law Association.*

Nov 2024 | 9781509969777 | 240pp | Hbk | RRP: £85



## Private International Law in East Asia

From Imitation to Innovation and Exportation

Edited by Olivier Gaillard and Krista Nadakavukaren Schefer

This open access book examines the conflict of law rules in East Asian states. The book analyses in particular the shift in legal influence on, in, and within the East Asian region.

Parts 1 and 2 give a contextual overview of the legal regimes of China, Japan, and South Korea. Part 3 offers a detailed look at the conflict rules relevant to commercial law, while Part 4 examines the rules applying to family and succession law.

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*Olivier Gaillard is Legal Adviser and Krista Nadakavukaren Schefer is Vice Director, both at the Swiss Institute of Comparative Law, Switzerland.*

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## The New Laws of Outer Space

Ethics, Legislation, and Governance in the Age of Artificial Intelligence

*Ugo Pagallo*

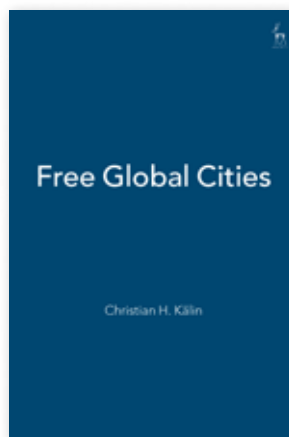
This book maps out the moral, legal, and societal issues brought forth by the use of autonomous systems such as AI and smart robots in outer space.

It argues that the traditional focus on satellite communications, space-related services, and the appropriability of celestial resources needs to be

integrated by new laws of outer space regulating cybersecurity law and environmental law, data governance and consumer protection. The new laws of outer space will increasingly concern the development of new standards for the behaviour and decision-making of AI systems and smart robots, with and without humans aboard deep space missions.

*Ugo Pagallo is Professor of Law at the University of Turin, Italy.*

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## Free Global Cities

The Migration Crisis Solution

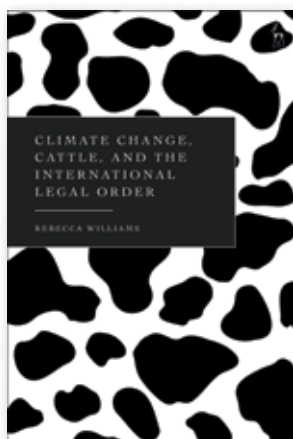
*Edited by Christian Kälin*

This collection sets out a radical solution to the current global refugees crisis; the construction of free global cities. It draws on the experience of experts who have long grappled with the question: intellectuals, diplomats, lawyers, and entrepreneurs. Its broad interdisciplinary scope encompasses sustainable development; human rights; economics and finance; public policy; citizenship; migration and mobility; and health care, to support the free city

model. It provides a solution-focused response to arguably the world's most pressing issue, setting out its legal and economic ramifications. Aspirational, ambitious, practical, and pragmatic, this is a thought-provoking treatise on a sometimes seemingly intractable challenge.

*Christian Kälin is Chairman of Henley & Partners and the Founder and Chairman of the Andan Foundation, Switzerland.*

Oct 2024 | 9781509976416 | 512pp | Hbk | RRP: £120



## Climate Change, Cattle, and the International Legal Order

*Rebecca Williams*

Livestock food systems need to be rapidly rethought to tackle the global climate crisis. This book examines how climate concerns for the livestock sector are governed in international law and addresses the sector's inclusion or (lack thereof) across the international governance of climate change, agriculture, forests and trade.

The book is a key text for all those with an interest in the legal governance of

climate change and agriculture, adding to the timely debate of the future sustainability on the global diet and the relationship between affluence and climate change.

*Rebecca Williams is Lecturer in Environmental Law at Glasgow University, UK.*

May 2024 | 9781509968589 | 256pp | Hbk | RRP: £85



## Modern Criminal Law

Essays in Honour of GR Sullivan

*Edited by AP Simester*

This book brings together leading scholars from the next generation of UK criminal lawyers to celebrate the work of GR (Bob) Sullivan, Emeritus Professor at University College London, in the year of his retirement from writing *Simester and Sullivan's Criminal Law: Theory and Doctrine*. The contributors examine areas in which Professor Sullivan's own writing has been influential, ranging from general doctrines such as causation and culpability, across

specific offences like theft and fraud, through defences including necessity and insanity; before turning, finally, to matters affecting the criminal process, notably challenges to the doctrine of precedent in criminal law.

*AP Simester is Edmund-Davies Professor of Criminal Law at King's College London, UK, and Amaladass Professor of Criminal Justice at the National University of Singapore.*

Apr 2024 | 9781509956142 | 336pp | Hbk | RRP: £90



## Economic Cooperation in the Shadow of Contested Sovereignty

Divided Nations

Chien-Huei Wu, Ching-Fu Lin and Han-Wei Liu

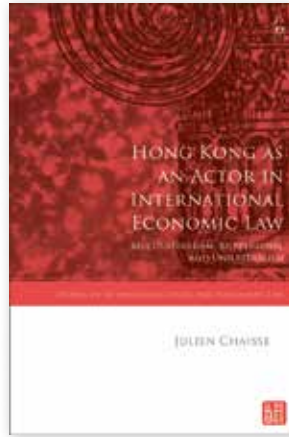
This book addresses a question of both practical and theoretical significance: how do political entities within a “divided nation” engage each other in terms of trade, investment, and other economic activities? Built on 3 case studies—North-South Korea, China-Taiwan, and North-South Cyprus—the book explores the underlying factors,

approaches, and patterns that influence the economic relationship between the 2 sides.

The book is a must read for researchers, and trade lawyers in international law and a valuable asset for negotiators, diplomats, and policymakers confronted with decisions that instigate war or peace amid geopolitical conflicts.

*Chien-Huei Wu is Associate Research Professor at the Institute of European and American Studies, Academia Sinica, Taiwan. Ching-Fu Lin is Associate Professor of Law at the National Tsing Hua University, Taiwan. Han-Wei Liu is Senior Lecturer at the Department of Business Law and Taxation, Monash University, Australia.*

Oct 2024 | 9781509970155 | 320pp | Hbk | RRP: £85



## Hong Kong as an Actor in International Economic Law

Multilateralism, Bilateralism, and Unilateralism

Julien Chaisse

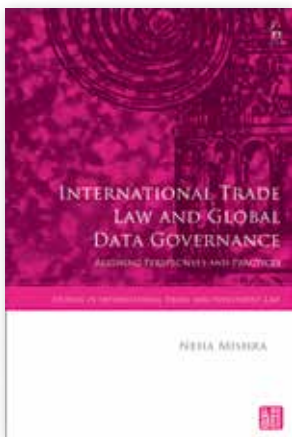
This open access book explains why Hong Kong adopts a triangular approach (combining unilateralism, bilateralism, and multilateralism) in its external trade and investment relations, describing how it applies the methods necessary to manage the triple-track strategy, and identifying the legal, political, and economic implications

of this approach. The book explores the evolving role of Hong Kong in contemporary regional and global affairs and makes recommendations on how Hong Kong can improve its effectiveness in securing its regional policy goals.

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*Julien Chaisse is Professor at the City University of Hong Kong School of Law.*

Aug 2024 | 9781509968169 | 368pp | Hbk | RRP: £85



## International Trade Law and Global Data Governance

Aligning Perspectives and Practices

Neha Mishra

This open access book examines how international trade agreements apply to domestic regulations on cross-border data flows and proposes a multilayered framework to align international trade law with evolving norms and practices in global data governance. As the book offers a broad perspective on the significance of digital trade rules in a

dated world, it will help its readers explore fresh avenues in the future development of digital trade rules.

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*Neha Mishra is Assistant Professor in the International Law Department at the Graduate Institute in Geneva, Switzerland.*

Feb 2024 | 9781509961696 | 272pp | Hbk | RRP: £85



## Financial Market Infrastructure and Economic Integration

A WTO, FTAs, and Competition Law Analysis

George A Papaconstantinou

This book provides a comprehensive study of the cutting-edge regulation of financial infrastructure and international economic integration.

It discusses how the liberalisation of financial market infrastructure is achieved within the WTO, Economic Integration Agreements, and EU competition law, exploring whether a more harmonious relationship between financial regulation and economic integration is feasible. The book demonstrates the existence of both structural barriers to trade and trade-facilitating tools that can impede and foster the integration of financial market infrastructure.

An essential read for those seeking to understand how the regulation of financial market infrastructure and transnational systems of economic integration interact.

*George A Papaconstantinou is Legal Officer at the European Commission, Belgium.*

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## Global Lawmaking and Social Change

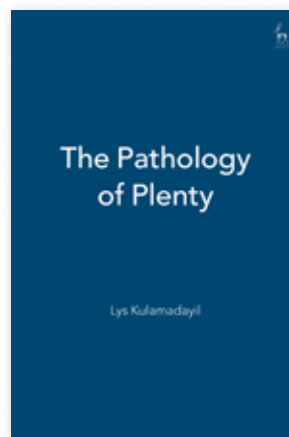
Gregor Novak

This book explores the operation, role, and prospects of global lawmaking, and the implications of the design of customary international lawmaking on social change. Drawing on insights from various disciplines and historical contexts, it provides an explanatory and analytical framework for the question. It goes further, however, by critiquing conventional accounts of international lawmaking and developing an alternative framework centered on

the four types of customary international law. It brings a fresh and unique approach; drawing on jurisprudential, legal history, and social scientific perspectives, which will be welcomed by all scholars in the field.

*Gregor Novak is Associate Editor, Oxford Reports on International Law in Domestic Courts, UK.*

Oct 2024 | 9781509968497 | 288pp | Hbk | RRP: £85



## The Pathology of Plenty

Natural Resources in International Law

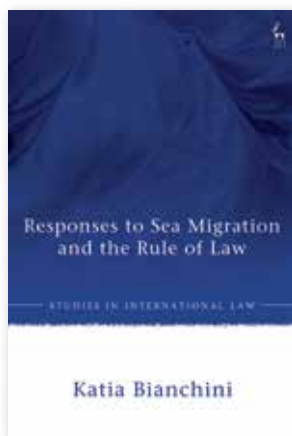
Lys Kulamadayil

This book argues that international law impacts on the resource curse, but that this impact can be unexpected and (at times) unpredictable. It illustrates how the law's role in resource-cursed countries is at once constitutive, preventive, remedial and punitive. The author draws on different fields of public international law to show how law can be both implicated in, and responsive to, the resource curse. This

will be important reading for scholars in the field of international law and international development.

*Lys Kulamadayil is SNSF Post-Doc, Amsterdam Center for International Law, University of Amsterdam, the Netherlands.*

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## Responses to Sea Migration and the Rule of Law

Insights from Italy

Katia Bianchini

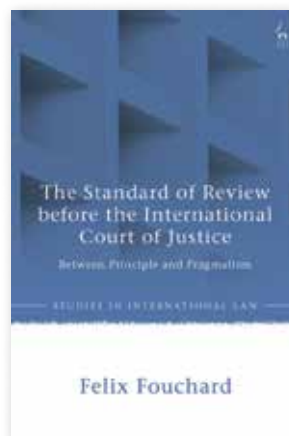
This book provides clarity on the complex challenges of sea migration by offering a rule of law reading of the question, drawing on both black letter law and empirical data.

This allows it to broaden the perspective of existing scholarship. It takes as its central case study the experience of Italy, exploring the legal issues in play

there and its institutional practices and policies. It goes on look at the wider EU experience, particularly at the problems common to southern EU states. The book allows lawyers, political scientists and policymakers to truly engage with the challenges sea migration poses today.

*Katia Bianchini is Researcher at the Max Planck Institute for Social Anthropology, Germany.*

Aug 2024 | 9781509978489 | 304pp | Hbk | RRP: £85



## The Standard of Review before the International Court of Justice

Between Principle and Pragmatism

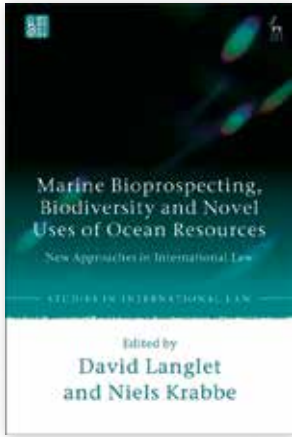
Felix Fouchard

This book examines how the International Court of Justice (ICJ) reviews State behaviour through the prism of the standard of review. It develops a rationale to support the ICJ's application of deferential standards of review as a judicial avoidance technique, based on strategic considerations. It then empirically assess all 31 decisions

of the Court in which the standard of review was at issue, showing how the Court determines that standard, and answering the question of whether it varies its review intensity strategically. The book will be beneficial to all scholars of the Court and those interested in judicial strategy.

*Felix Fouchard is Research Associate at the Chair for Public Law, International Law and European Union Law at the University of Münster, Germany.*

May 2024 | 9781509971305 | 336pp | Hbk | RRP: £85



## Marine Bioprospecting, Biodiversity and Novel Uses of Ocean Resources

New Approaches in International Law

*Edited by Niels Krabbe and David Langlet*

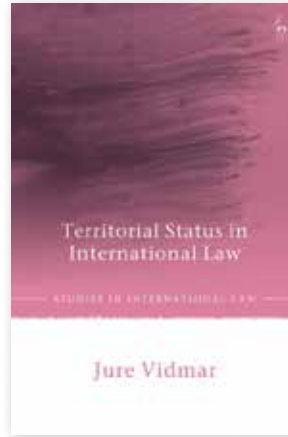
This open access book explores how developments in marine biodiversity and other resources challenge the foundations of the law of the sea and its domestic implementation. It does this by examining different perspectives and case studies. The contributors also examine international environmental

law, intellectual property rights, and contract law. The team of experts broaden the scholarly debate on marine genetic resources and provide a timely reflection on ongoing policy developments.

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*Niels Krabbe is Research Fellow at the University of Gothenburg School of Business, Law and Economics, Sweden. David Langlet is Professor of Law at the University of Uppsala, Sweden.*

Feb 2024 | 9781509968275 | 256pp | Hbk | RRP: £85



## Territorial Status in International Law

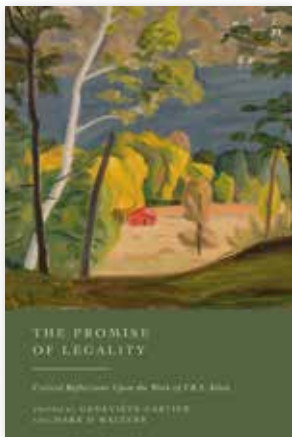
*Jure Vidmar*

This book develops a new theory of territorialism and international legal status of territories. It (i) defines the concept of territory, explaining how territories are created; (ii) redefines the concept of statehood, illustrating that statehood (rather than the statehood criteria) is territorial legal status established in the formal sources of international law; and (iii) grounds non-state territorial entities in the sources of international law to explain

their international legal status. This fresh new theoretical perspective has both scholarly and practical importance, providing a tool helping decision-makers and judges in the practical application of international law both internationally and domestically.

*Jure Vidmar is Chair of Public International Law at the Faculty of Law, Maastricht University, the Netherlands, and Member of the Permanent Court of Arbitration in The Hague.*

Jan 2024 | 9781509959488 | 264pp | Hbk | RRP: £85



## The Promise of Legality

Critical Reflections Upon the Work of T.R.S. Allan

*Edited by Geneviève Cartier and Mark D Walters*

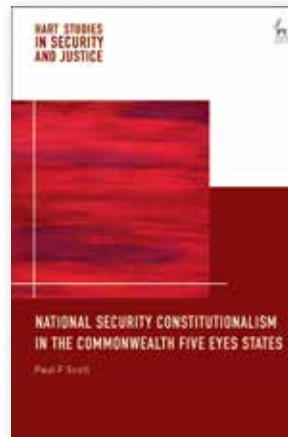
This book assembles critical contributions on the work of T.R.S. Allan, the Professor Emeritus of Jurisprudence and Public Law at the University of Cambridge whose leading work in legal and constitutional theory spans almost 45 years.

Allan's scholarship is powerful yet controversial, and it inspired 20 leading scholars from the UK, Canada, Australia

and New Zealand to engage with the central themes of his work. By doing so, the contributors help to make that work accessible to a new generation of scholars and students, and provide a timely framework for engaging in the most important challenges facing our democracies today.

*Geneviève Cartier is Professor of Public and Administrative Law at the University of Sherbrooke, Canada. Mark D Walters is Dean and Professor of Law at Queen's University, Canada.*

Dec 2024 | 9781509970957 | 512pp | Hbk | RRP: £90



## National Security Constitutionalism in the Commonwealth Five Eyes States

*Paul F Scott*

This book examines the constitutional treatment of national security in the United Kingdom, Canada, Australia, and New Zealand. These four states share their Commonwealth heritage and are also members, alongside the United States, of the Five-Eyes intelligence-sharing alliance. The book uses the tools of comparative constitutional law in order to shed light on the institutions

through which, and tools with which, these four states seek to protect their national security against the threats of both terrorism and hostile state activity.

*Paul F Scott is Senior Lecturer in Public Law at the University of Glasgow.*

Dec 2024 | 9781509971947 | 480pp | Hbk | RRP: £100



## Implementation of Sustainable Development in the Global South

Strategies, Innovations, and Challenges

*Edited by Sumaiya Khair, Shawkat Alam and Muhammad Ekramul Haque*

This book hinges on 3 inter-linked elements: sustainable development as a concept, sustainable development in the Global South, and implementation challenges.

The chapters examine the challenges of integrating sustainable development in national policy frameworks in the Global South; the role, interactions, and inter-dependence of different branches of international law in protecting human rights, promoting access to justice, ensuring environmental justice, guaranteeing social protection, and safeguarding rule of law for sustainable societies; implementation challenges; liabilities, breaches, trade-offs, and remedies; the emerging patterns and processes of development projects; critical reflections on what has been achieved; and costs and benefits of particular interventions.

*Sumaiya Khair is Professor of Law at the University of Dhaka, Bangladesh. Shawkat Alam is Professor of Law and Director of International Engagement at Macquarie University, Australia. Muhammad Ekramul Haque is Professor of Constitutional Law and Comparative Constitutional Law at the University of Dhaka, Bangladesh.*

Nov 2024 | 9781509963751 | 480pp | Hbk | RRP: £85



## The EU's Human Rights Responsibility Gap

Deconstructing Human Rights Impunity of International Organisations

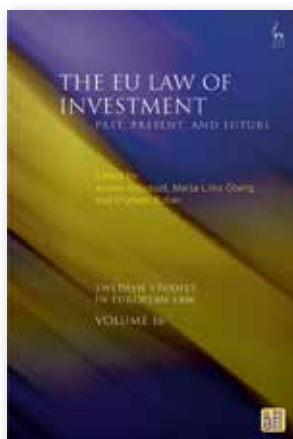
*Joyce De Coninck*

Can the EU be held legally responsible for contributions to unlawful human rights separately from its Member States? Rather than assess the EU's contribution to human rights violations, the book asks if such conduct can be legally contested before a court of law. It takes a two-part approach: firstly, it analyses the theoretical international

and EU human rights responsibility regime. Secondly, it applies this regime to four case studies looking at international border management. This allows it to establish a theory of 'relational human rights responsibility' in order to hold the EU responsible for its complicity in human rights harms.

*Joyce De Coninck is a post-doctoral researcher affiliated with Ghent University, Belgium, and a Scholar in Residence at the Center for Human Rights and Global Justice at New York University, USA.*

Nov 2024 | 9781509977352 | 288pp | Hbk | RRP: £85



## The EU Law of Investment

Past, Present, and Future

*Edited by Xavier Groussot, Marja-Liisa Öberg and Graham Butler*

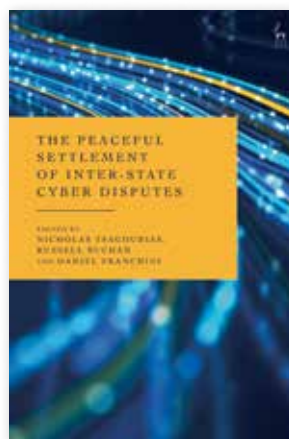
This open access book investigates, analyses, and discusses the emerging issues of investment and the EU legal order. Leading scholars, civil servants and practitioners assess the implications of Europe's shift to a protectionist stance on investment, taking a 4 part approach of framing investment, arbitration, sustainability, and future developments. The collection's expert

insights and ambitious scope ensures its appeal to investment lawyers both within and outside the European Union.

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*Xavier Groussot is Professor of Law at Lund University, Sweden. Marja-Liisa Öberg is Associate Professor of Law at Lund University, Sweden. Graham Butler is Associate Professor of Law at Aarhus University, Denmark.*

Nov 2024 | 9781509965854 | 368pp | Hbk | RRP: £85



## The Peaceful Settlement of Inter-State Cyber Disputes

*Edited by Nicholas Tsagourias, Russell Buchan and Daniel Franchini*

This book is one of the first studies of how international law can facilitate the peaceful settlement of inter-state cyber disputes.

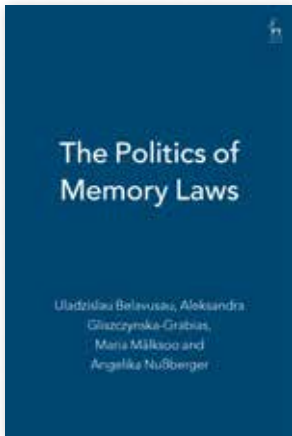
By employing theoretical and practical inquires and analysis, the book examines the legal parameters of cyber dispute settlement; explores critical questions about the role of dispute settlement institutions and methods

in the settlement of cyber disputes; and identifies and addresses related challenges.

The book provides immediate and critical understanding of the role of international law in the peaceful settlement of cyber disputes, as well as how international dispute settlement as discipline and practice can extend to this new field.

*Nicholas Tsagourias is Professor of International Law, Russell Buchan is Senior Lecturer in Law, and Daniel Franchini is Lecturer in Law, all at the University of Sheffield, UK.*

Oct 2024 | 9781509960910 | 288pp | Hbk | RRP: £90



## The Politics of Memory Laws

Russia, Ukraine and Beyond

*Edited by Uładzislau Belavusau, Aleksandra Gliszczynska-Grabias, Maria Mälksoo and Angelika Nußberger*

This volume explores the political utility and consequences of memory laws with a focus on how militant memory laws frame, underpin and generate international conflicts.

Proceeding from Russia's ongoing aggression against Ukraine, this

examination plots how memory wars have preceded, partially led to and encouraged the outbreak of the war itself via Russian propaganda. It also offers a broader perspective looking at developments in neighbouring countries such as Poland and Hungary. Bringing together scholars with diverse national and scholarly perspectives, this book provides both analysis and conceptual reflection for scholars assessing the politics of memory laws with a comparative perspective.

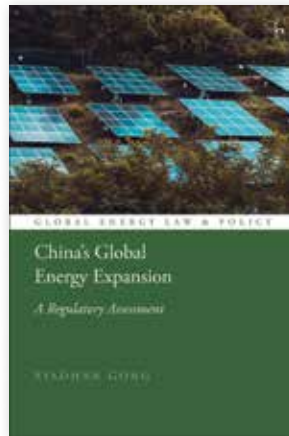
*Uładzislau Belavusau is Senior Researcher in European Law at the T.M.C. Asser Institute, University of Amsterdam, the Netherlands.*

*Aleksandra Gliszczynska-Grabias is Assistant Professor at the Institute of Law Studies of the Polish Academy of Sciences, Poland.*

*Maria Mälksoo is Associate Professor at the Centre for Military Studies, Department of Political Science, University of Copenhagen, Denmark.*

*Angelika Nußberger is Professor at Cologne University, Germany.*

Oct 2024 | 9781509975303 | 352pp | Hbk | RRP: £85



## China's Global Energy Expansion

A Regulatory Assessment

*Xiaohan Gong*

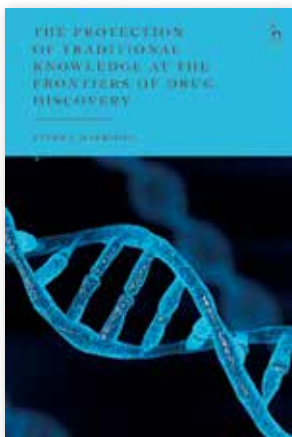
Should Chinese energy investments be excluded from the liberal economic system only based on geopolitical assessments? This book helps readers to open the 'black box' of Chinese energy investments from a regulatory perspective.

Host states in which Chinese energy companies make investments have increasingly opposed Chinese energy investments in their national security

reviews based on concerns that these investments have strategic objectives. The book analyses China's investment-related law, regulations, and energy policies to examine how overseas energy investment-making is governed. It also explores the role of the Chinese government in energy investment promotion and protection.

*Xiaohan Gong is Postdoctoral Research Associate at the Institute for Advanced Sustainability Studies in Potsdam, Germany, and Postdoctoral Research Fellow at the Chinese University of Hong Kong, Hong Kong SAR.*

Oct 2024 | 9781509966196 | 304pp | Hbk | RRP: £90



## The Protection of Traditional Knowledge at the Frontiers of Drug Discovery

*Peter S Harrison*

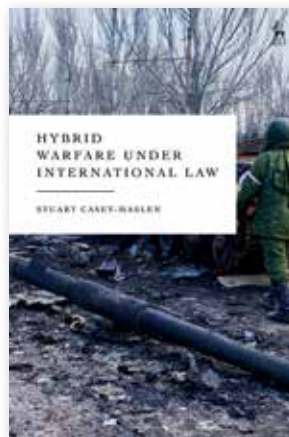
This book concerns the often fractious interface between drug discovery and commercialisation, environmental degradation, the biodiversity crisis, the exploitation of indigenous peoples and the destruction of their culture, the right to health, inequalities of power, and the ability of the law to protect knowledge.

This book is aimed at all those with

an interest in the control of indigenous genetic knowledge and the protection of indigenous culture, whether academics, anthropologists or pharmaceutical researchers, and those seeking to make indigenous rights work, as activists, legislators or practising lawyers.

*Peter S Harrison is Lecturer in Law at the University of York, UK.*

Sep 2024 | 9781509937530 | 384pp | Hbk | RRP: £85



## Hybrid Warfare under International Law

*Stuart Casey-Maslen*

This book addresses the regulation of hybrid warfare under relevant branches of international law, beginning with the law on inter-State use of force (jus ad bellum). It assesses the extent to which forms of hybrid warfare comply with or violate international humanitarian law/the law of armed conflict. It then looks at law enforcement action in response to hybrid warfare, both on land and on the high seas, and goes on to tackle the constraints applied to hybrid

warfare under international human rights law. The final 2 chapters look at accountability for the conduct of hybrid warfare.

*Stuart Casey-Maslen is Extraordinary Professor of International Law at the University of Pretoria, South Africa.*

Sep 2024 | 9781509979578 | 288pp | Hbk | RRP: £85



## Unjust Enrichment and Countervailing Obligations

*KV Krishnaprasad*

This book explores the relationship between the English law of unjust enrichment and legal obligations arising from other branches of the law.

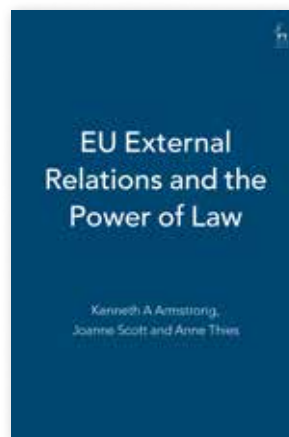
It examines the question, primarily, by considering how English courts resolve conflicts between restitution claims and countervailing legal entitlements. This is much needed given recent cases such as *IEG v Zurich Insurance* and *Avonwick Holdings Ltd v Azitio Holdings Ltd* clearly showing the differing positions

taken by English courts on the question.

By applying insights from the theory of unjust enrichment to Anglo-Australian case law, this study gives a welcome cogent explanation of a complex question.

*KV Krishnaprasad* is Barrister at One Essex Court, UK.

Sep 2024 | 9781509966394 | 288pp | Hbk | RRP: £85



## EU External Relations and the Power of Law

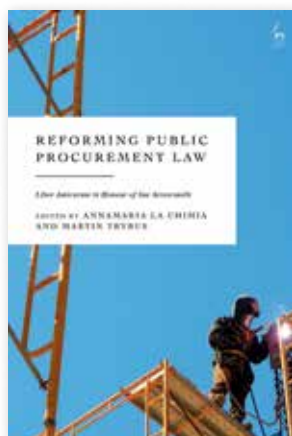
*Edited by Kenneth A Armstrong, Joanne Scott and Anne Thies*

How powerful are EU external relations? For a long time, the law in this field was seen merely as an adjunct to constitutional law and the law of internal markets. However, in the last 20 years it has become a key tenet of the European Union, as globalisation and cross-border challenges have taken hold. Few have done more to shape the field's evolution than Marise Cremona, and this collection pays tribute to her immense

contribution. In addition to assessing the power of the EU on the global stage, the book explores how its institutions and indeed people navigate transnational and global relations.

*Kenneth A Armstrong* is Professor of European Law at the University of Cambridge, UK. *Joanne Scott* is Professor of Law at the European Institute, Florence, Italy. *Anne Thies* is Associate Professor of Law at the University of Reading, UK.

Aug 2024 | 9781509940950 | 352pp | Hbk | RRP: £85



## Reforming Public Procurement Law

*Liber Amicorum in Honour of Sue Arrowsmith*

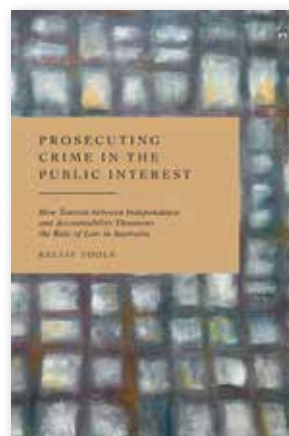
*Edited by Annamaria La Chimia and Martin Trybus*

This book honours the contribution of Sue Arrowsmith as the leading scholar in the field of public procurement law. Divided into 3 main parts – the UK, the EU, and the world – it focuses on central reform themes that have characterised the evolution of public procurement law and policy in the past decades. The chapters are written by experts from

Africa, Asia, the Americas, and Europe with backgrounds in academia, legal practice, and international organisations. The reader is provided with a diverse set of insights into the objectives, approaches, priorities, and future direction of public procurement reform.

*Annamaria La Chimia* is Professor of Law and Development and Director of the Public Procurement Research Group, University of Nottingham, UK. *Martin Trybus* is Professor of European Law and Policy and Director of the Institute of European Law at the University of Birmingham, UK.

Aug 2024 | 9781509967971 | 416pp | Hbk | RRP: £95



## Prosecuting Crime in the Public Interest

*How Tension between Independence and Accountability Threatens the Rule of Law in Australia*

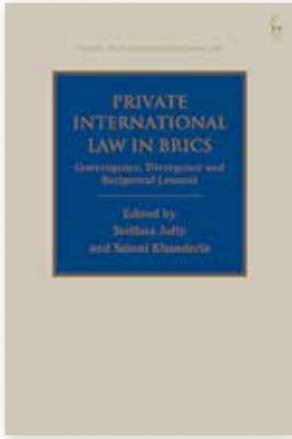
*Kellie Toole*

This book provides the first detailed analysis of the decision to prosecute made by the statutory Australian Offices of Director of Prosecution. It examines the system of prosecution as part of the executive branch of government, and the role and challenges of the individual prosecutors who make decisions within

the system. It explores the tension between prosecutorial independence and prosecutorial accountability, and the paradox that political involvement in prosecutions is necessary for accountability and to uphold the public interest, but can compromise independence.

*Kellie Toole* is Lecturer at Adelaide Law School, University of Adelaide, Australia.

Jul 2024 | 9781509973200 | 288pp | Hbk | RRP: £85



## Private International Law in BRICS

Convergence, Divergence and Reciprocal Lessons

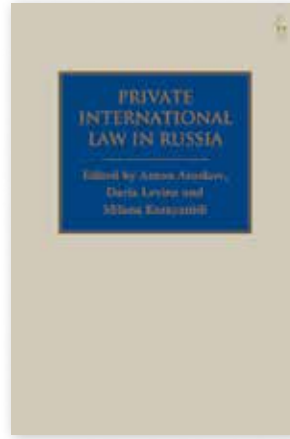
*Edited by Stellina Jolly and Saloni Khanderia*

This book provides a thematic understanding of the cornerstones of private international law in each of the BRICS countries: namely, (1) the procedure to initiate claims in civil and commercial matters, (2) the law that would govern such matters in litigation and arbitration, and (3) the mechanism to recognise and enforce

foreign judgments and arbitral awards. The book is a useful comparative resource for the governments of the BRICS countries, legislators, traders, academics, researchers, and students looking for an in-depth discussion of the reciprocal lessons that these countries may have to offer one another on these issues.

*Stellina Jolly* is Associate Professor at the Faculty of Legal Studies, South Asian University, India. *Saloni Khanderia* is Professor of Private Law and Private International Law at Jindal Global Law School, India.

Jul 2024 | 9781509966141 | 784pp | Hbk | RRP: £120



## Private International Law in Russia

*Edited by Anton Asoskov, Daria Levina, and Milana Karayanidi*

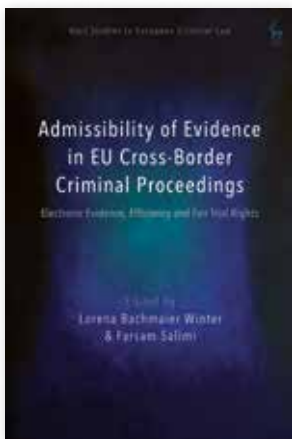
This book provides a comprehensive overview of private international law (PIL) in Russia.

It examines the conflict of law and jurisdictional rules set out in statutory provisions, case law, and doctrinal writings. Topics covered include sources of PIL (international conventions and treaties); party autonomy and the choice of law by the parties; determination

of applicable law in the absence of choice by the parties; public policy exceptions and overriding mandatory provisions; and many more. This important work introduces private international lawyers to the Janus-like system of law that is Russian PIL: modelled on European frameworks but characterised by its Soviet past.

*Anton Asoskov* is Professor in the Department of Civil Law at the Faculty of Law of the Lomonosov Moscow State University and Professor in the Department of Private International Law of the Alexeev Research Centre of Private Law in Moscow, Russia. *Daria Levina* is a PhD researcher at the European University Institute in Florence, Italy. She holds an LLM from Harvard Law School and a PhD from Lomonosov Moscow State University. *Milana Karayanidi* is a special legal consultant at Orrick, Herrington & Sutcliffe LLP in Washington D.C., USA.

Jun 2024 | 9781509964314 | 272pp | Hbk | RRP: £85



## Admissibility of Evidence in EU Cross-Border Criminal Proceedings

Electronic Evidence, Efficiency and Fair Trial Rights

*Edited by Lorena Bachmaier Winter and Farsam Salimi*

This book provides a systematic and analytical account of the problems facing transnational criminal justice. It details issues arising in the transnational prosecution of crimes; assesses existing obstacles on admissibility of evidence; assesses the impact that the impediment of free circulation of

evidence has on fundamental rights of the defendants facing criminal trial; and drafts a proposal for the future of regulation.

The book offers essential insights on how to outline the main general rules that could be adopted at EU level, balancing the need for efficiency in prosecution and the protection of human rights.

*Lorena Bachmaier Winter* is Professor of Procedural Law at the Complutense University of Madrid, Spain. *Farsam Salimi* is Professor of Criminal Law at the University of Vienna, Austria.

Jun 2024 | 9781509971992 | 336pp | Hbk | RRP: £85



## EU Trade and Investment Treaty-Making Post-Lisbon

Moving Beyond Mixity

*Gesa Kübek*

A thorough legal analysis of the practice of mixity since the Lisbon Treaty, providing the perspectives of international, EU, and national law.

The book presents a detailed understanding of mixity, the common commercial policy, and the recent case law of the EU Court of Justice. It assesses recent practice and current challenges, such as the non-ratification of mixed agreements, Brexit, ensuring

parliamentary participation in EU treaty-making, and the new architecture for concluding EU trade and investment agreements. The author argues that in the field of trade and investment, mixity is no longer a purely procedural question but a substantive choice.

*Gesa Kübek* is Assistant Professor in European Law, Groningen University, the Netherlands.

May 2024 | 9781509964635 | 320pp | Hbk | RRP: £90



## The Foundations of European Transnational Private Law

Edited by Anna Beckers, Hans-W Micklitz, Rodrigo Vallejo and Pia Letto-Vanamo

This collection identifies and assesses the role of EU private law, beyond the EU marketplace, but within the transnational market. It explores the implications the external reach of EU private law is having at both a substantive and normative level. Its team of experts do this by relating the

external dimension of European regulatory private law to 2 discussion points: its concrete contribution of different sectors of transnational markets; and its relevance to contemporary legal conceptions of transnational law and ordering. This allows the book to set out the role of European private law in the global political economy.

*Anna Beckers* is Assistant Professor at the Faculty of Law, Maastricht University, the Netherlands. *Hans-W Micklitz* is Professor of Economic Law at the European University Institute, Italy. *Rodrigo Vallejo* is Assistant Professor in Private Law at the University of Amsterdam, the Netherlands. *Pia Letto-Vanamo* is Research Director and Professor at the Faculty of Law, University of Helsinki, Finland.

May 2024 | 9781509962921 | 416pp | Hbk | RRP: £95



## Law at the Cutting Edge

Essays in Honour of Dame Sarah Worthington

Edited by Sinead Agnew and Marcus Smith

This collection celebrates the immense contribution of Sarah Worthington to the field of private law. Defining the subject broadly, experts from the judiciary and the academy address contemporary challenges arising in the fields of agency, company law and insolvency, contract

law, equity, the law of money, personal property, restitution and unjust enrichment. The breadth of the contributors' expertise and their willingness to offer innovative and insightful solutions to difficult problems perfectly mirror Sarah Worthington's rigorous and inspirational approach to private law scholarship.

*Sinead Agnew* is Catherine Seville Associate Professor of Law at the University of Cambridge and a Fellow of Newnham College, UK. *Marcus Smith* is the President of the Competition Appeal Tribunal, and a Justice of the High Court of England and Wales, UK.

Apr 2024 | 9781509965151 | 320pp | Hbk | RRP: £100



## From Theory to Practice in Private International Law

Gedächtnisschrift for Professor Jonathan Fitchen

Edited by Justin Borg-Barthet, Katarina Trimmings, Burcu Yüksel Ripley and Patricia Zivkovic

This book, compiled in honour of the work and life of Professor Jonathan Fitchen, brings together preeminent scholars from across the private international law world to address the discipline across a wide spectrum and offers substantial new insights into our understanding of private international law – from theory to practice.

The contributions in the book analyse a variety of conceptual and substantive problems in private international law and consider developments in the discipline, from conceptual analyses of the evolving nature and scope of private international law to substantive problems across longstanding issues on which there is insufficient scholarly analysis.

*Justin Borg-Barthet* and *Katarina Trimmings* are Professors of Law, *Burcu Yüksel Ripley* is Senior Lecturer and *Patricia Zivkovic* is Lecturer, all at the School of Law, University of Aberdeen, UK.

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## Buyers' Remedies in International Sales Law

A Comparative Study

Reza Beheshti

An authoritative, in-depth examination of

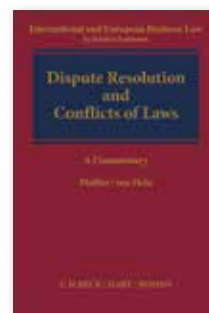
remedies in international sales of manufactured goods, this book provides a detailed analysis of the remedies available to a commercial buyer.

The book concentrates on 4 prominent legal regimes, namely the UK sales law, the United Nations Convention on Contracts for the International Sale of Goods 1980 (CISG), the American Uniform Commercial Code (UCC), and the UNIDROIT Principles of International Commercial Contracts 2016 (UPICC).

Providing access to, and analysis of, cases and arbitral decisions from all over the world, the book scrutinises the strengths and weaknesses of buyers' remedies through comparative and normative examination.

*Reza Beheshti* is Assistant Professor in International Commercial Law at the University of Nottingham, UK.

Feb 2024 | 9781509940462 | 248pp | Hbk | RRP: £85



## Dispute Resolution and Conflict of Laws

Edited by Thomas Pfeiffer and Jan von Hein

This new commentary analyses article-by-article European

conflict of law regulations. It looks specifically at: Rome I and Rome II; Brussels Ibis Regulation; Service Regulation; Taking of Evidence Regulation; Enforcement Order Regulation; and European Insolvency Regulation. It also offers the international perspective, exploring the New York Convention and UNCITRAL-ML. It focuses particularly on the revisions to the Brussels I Regulation and the European Insolvency Regulation, and on the relationship between conflict of laws rules and Member States' national law. Finally, it takes account of disputes before national courts.

Authoritative, and rigorous, this is required reading for international private lawyers.

*Thomas Pfeiffer* is Professor of Law at Heidelberg University and Director of the Institute for Private International Law, Comparative Law and International Business Law, Germany. *Jan von Hein* is Professor at the University of Freiburg and Director of the Institute for Comparative and Private International Law, Department III, Germany.

Jun 2024 | 9781509924158 | 1008pp | Hbk | RRP: £295

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