

# LAWS3004: History of English Law: Dr Ian Williams

[View Online](#)

Undergraduate list  
(LAWSG148 is the related postgraduate list)

---

A, H. (1981) 'Abbott of Lilleshull v William of Harecourt', in *The Roll of the Shropshire Eyre of 1256*. London: Selden Society, pp. 44–46. Available at:  
<https://contentstore.cla.co.uk/secure/link?id=562b517c-0c6b-e811-80cd-005056af4099>.

Adrian Johns (1998) 'John Streater and the knights of the galaxy', in *The nature of the book: print and knowledge in the making*. University of Chicago Press, pp. 266–323. Available at:  
<http://quod.lib.umich.edu/cgi/t/text/pageviewer-idx?c=acls;cc=acls;rgn=full%20text;idno=heb01007.0001.001;didno=heb01007.0001.001;view=image;seq=00000290;node=heb01007.0001.001%3A8>.

Baker, J. (2012) 'Deeds speak louder than words : covenants and the law of proof, 1290-1321', in *Laws, lawyers, and texts : studies in medieval legal history in honour of Paul Brand*. Leiden: Brill, pp. 177–199. Available at:  
<https://contentstore.cla.co.uk/secure/link?id=87ea9fac-9436-e711-80c9-005056af4099>.

Baker, J. H. (1977a) 'Introduction from the Reports of John Spelman', in *The reports of Sir John Spelman*. London: Selden Society, pp. 192-203 (plus page 140). Available at:  
<https://contentstore.cla.co.uk/secure/link?id=d0abaf91-2773-ee11-826a-0050f2f0d45d>.

Baker, J. H. (1977b) 'The use upon a use in equity 1558-1625', *The Law quarterly review*, 93, pp. 33–38.

Baker, J. H. (2000) 'The inns of court and legal doctrine', in *The common law tradition: lawyers, books, and the law*. London: Hambledon Press, pp. 37–51.

Baker, J.H. (1969) 'The common lawyers and the Chancery : 1616', *Irish jurist*, 4, pp. 368–392.

Baker, J.H. (1981a) 'Origins of the "doctrine" of consideration, 1535-1585', in *On the laws and customs of England: essays in honor of Samuel E. Thorne*. Chapel Hill: University of North Carolina Press, pp. 336–358.

Baker, J.H. (1981b) 'Origins of the "doctrine" of consideration, 1535-1585', in M.S. Arnold (ed.) *On the laws and customs of England: essays in honor of Samuel E. Thorne*. Chapel Hill: University of North Carolina Press, pp. 336–358.

Baker, J.H. (1986) 'Criminal Courts and Procedure, 1550-1800', in *The legal profession and the common law: historical essays*. London: Hambledon, pp. 259–301.

- Baker, J.H. (1995) 'Personal Liberty under the common law of England, 1200-1600', in *The origins of modern freedom in the West*. Stanford, California: Stanford University Press, pp. 178-202.
- Barton, J.L. (1976) 'The rise of the fee simple', *Law quarterly review*, 92, pp. 108-121.
- Barton, J.L. (1983) 'Remedies for chattels', in *Law, litigants and the legal profession*. London: Royal Historical Society, pp. 30-38.
- Biancalana, J. (1998a) 'Medieval uses', in *Itinera fiduciae: trust and Treuhand in historical perspective*. Berlin: Duncker & Humblot, pp. 111-152. Available at: <https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>.
- Biancalana, J. (1998b) 'Medieval uses', in R. Helmholz and R. Zimmermann (eds) *Itinera fiduciae: trust and Treuhand in historical perspective*. Berlin: Duncker & Humblot, pp. 111-152. Available at: <https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>.
- Birks, P. (2001) 'Negligence in the eighteenth century common law', in *Negligence: the comparative legal history of the law of torts*. Berlin: Duncker & Humblot, pp. 173-227.
- Birks, Peter (2001) 'Negligence in the eighteenth century common law', in *Negligence: the comparative legal history of the law of torts*. Berlin: Duncker & Humblot, pp. 173-227.
- Blatcher, Marjorie (1961) 'Touching the writ of Latitat: an act "of no great moment"', in *Elizabethan government and society: essays presented to Sir John Neale*. London: University of London, the Athlone Press, pp. 188-212.
- Brand, P. (1992) 'The origins of English land law: Milsom and after', in *The making of the common law*. London: Hambledon, pp. 203-225.
- Brand, P. (2013) 'Chancery, the justices and the making of new writs in thirteenth century England', in *Law and legal process: substantive law and procedure in English legal history*. Cambridge: Cambridge University Press, pp. 17-33. Available at: <https://contentstore.cla.co.uk/secure/link?id=3a812ab5-7836-e711-80c9-005056af4099>.
- Brand, Paul (1975) 'Formedon in the remainder before "De Donis"', *Irish jurist*, 10, pp. 318-323.
- Brand, Paul (1992) 'Creating a demand for lawyers: the transformation of the English court system, 1154-1307', in *The origins of the English legal profession*. Cambridge, Mass., USA: Blackwell, pp. 14-32.
- Brooks, C.W. (1998) 'Litigation and society in England, 1200-1996', in *Lawyers, litigation, and English society since 1450*. London: Hambledon Press, pp. 63-128.
- Brooks, Christopher W. (2008) 'The absoluta potestas of a sovereign and the liberty of the subject: law and political controversy in the 1620s', in *Law, politics and society in early modern England*. Cambridge: Cambridge University Press, pp. 169; 180-177 ; 185.
- Brooks, Christopher W (2008) 'The politics of jurisdiction II: multiple kingdoms and questions about royal authority', in *Law, politics and society in early modern England*.

- Cambridge: Cambridge University Press, pp. 142–152. Available at:  
<https://contentstore.cla.co.uk/secure/link?id=996a0e12-5a36-e711-80c9-005056af4099>.
- Bryson, W. Hamilton (1982) 'The court of Exchequer comes of age', in *Tudor rule and revolution: essays for G.R. Elton and his American friends*. Cambridge: Cambridge University Press, pp. 149–158.
- Clanchy, M. T., editor (1978) 'Highway robbery and trial by battle in the Hampshire eyre of 1249', in *Medieval legal records: edited in memory of C. A. F. Meekings*. London: H.M. Stationery Off, pp. 26–61.
- Clanchy, M.T. (1985) 'Magna Carta and the common pleas', in *Studies in medieval history presented to R. H. C. Davis*. London: Hambledon, pp. 219–232.
- Gordley, J. (1991) 'The Anglo-American reception', in *The philosophical origins of modern contract doctrine*. Oxford: Clarendon Press, pp. 134–160.
- Gray, Charles M. (1963) 'The Elizabethan courts and the common law of copyhold', in *Copyhold, equity, and the common law*. Cambridge: Harvard University Press, pp. 93–146.
- Green, Judith A. (1986) 'The lion of justice', in *The government of England under Henry I*. Cambridge: Cambridge University Press, pp. 95–117.
- Groot, R.D. (1988) 'The Early-Thirteen-Century Criminal Jury', in *Twelve good men and true: the criminal trial jury in England, 1200-1800*. Guildford: Princeton University Press, pp. 3–35.
- Halliday, P. (2010) 'Habeas corpus: from England to empire (extracts)', in *Habeas corpus: from England to empire*. Cambridge, Mass: Belknap Press of Harvard University Press, pp. 11; 39 ; 153–13 ; 53 ; 160.
- Harding, Alan (1975) 'Plaints and bills in the history of english law, mainly in the period 1250-1350', in *Legal history studies 1972: papers presented to the Legal History Conference, Aberystwyth, 18-21 July 1972*. Cardiff: University of Wales Press, pp. 65–86.
- Helmholz, R. H. (1987) 'Damages in actions for slander at common law', *The Law Quarterly Review*, 103, pp. 624–638.
- Helmholz, R.H. (1985) 'Introduction', in *Select cases on defamation to 1600*. London: Selden Society, pp. xxvi–xlvi. Available at:  
<https://contentstore.cla.co.uk/secure/link?id=d6f356ff-206f-ee11-826a-0050f2f06092>.
- Helmholz, R.H. (1987) 'Assumpsit and fidei laesio', in *Canon law and the law of England*. London: Hambledon, pp. 263–289.
- Holdsworth, W S (1924) 'Appendix I: The opinion given by the judges in 1591 as to imprisonments by order of the council', in *A history of English law: Vol.5*. Methuen, pp. 495–497.
- Holdsworth, W. S. (1924) 'Defamation in the sixteenth and seventeenth centuries, Part 2', *The law quarterly review*, 40(4).

- Hudson, J. (1986) 'Anglo-Norman land law and the origins of property', in *The government of England under Henry I*. Cambridge: Cambridge University Press, pp. 198–222.
- Ibbetson, D. (no date) 'Legal printing and legal doctrine', *Irish jurist*, 35, pp. 345–354.
- Ibbetson, D.J. (1990a) 'Consideration and the theory of contract in sixteenth century common law', in *Towards a general law of contract*. Berlin: Duncker & Humblot, pp. 67–123.
- Ibbetson, D.J. (1990b) 'Consideration and the theory of contract in sixteenth century common law', in *Towards a general law of contract*. Berlin: Duncker & Humblot, pp. 67–123.
- Ibbetson, D.J. (2001) 'Common law and *ius commune*', in *Common law and 'ius commune': Selden Society lecture delivered in the Old Hall of Lincoln's Inn July 20th, 2000*. London: Selden Society. Available at: <https://contentstore.cla.co.uk/secure/link?id=4fbbee48-0b6b-e811-80cd-005056af4099>.
- Ibbetson, D.J. and Swain, W. (2008) 'Third party beneficiaries in English law : from *Dutton v. Poole* to *Tweddle v. Atkinson*', in *Ius quaesitum tertio*. Berlin: Duncker & Humblot, pp. 191–213.
- Jim Evans (1987) 'Change in the doctrine of precedent during the nineteenth century', in *Precedent in law*. Oxford: Clarendon Press, pp. 35–72. Available at: <https://contentstore.cla.co.uk/secure/link?id=db7b0df3-4c36-e711-80c9-005056af4099>.
- Jones, N. G. (1997) 'The influence of revenue considerations upon the remedial practice of chancery in trust cases, 1536-1660', in *Communities and courts in Britain, 1150-1900*. London: Hambledon Press, pp. 99–113.
- L.A, K. (1977) 'Les Enfants Terribles: Coke, Ellesmere, and the Supremacy of the Chancellor's Decree', in *Law and politics in Jacobean England / [by Louis A. Knafla]. The tracts of Lord Chancellor Ellesmere / [edited by] Louis A. Knafla*. Cambridge: Cambridge University Press, pp. 155–181.
- Lobban, M. (2002) 'The strange life of the English civil jury, 1837-1914', in 'The dearest birth right of the people of England': the jury in the history of the common law. Oxford: Hart, pp. 173–215.
- Lobban, M. (2010) 'Introduction', in *The Oxford history of the laws of England: Vol. 11, 12, 13: 1820-1914*. Oxford: Oxford University Press, pp. 297–328.
- Macqueen, H. L. (1993) 'Introduction', *Common law and feudal society in medieval Scotland*, pp. 1–32.
- Milsom, S.F.C. (1956) 'Formedon before *De Donis*', *Law quarterly review*, 72, pp. 391–397.
- Milsom, S.F.C. (1961) 'Sale of goods in the fifteenth century', *Law quarterly review*, 77, pp. 257–284.

Milsom, S.F.C. (1968) 'Introduction ', in *The history of English law before the time of Edward I*. 2d. ed. Cambridge: University Press, pp. xxiii–lxxiii.

Milsom, S.F.C. (1976) 'Disciplinary jurisdiction', in *The legal framework of English feudalism*. Cambridge: Cambridge University Press, pp. 1–35.

Milsom, S.F.C. (1985) 'Trespass from Henry III to Edward III', in *Studies in the history of the common law*. London: Hambledon, pp. 1–90.

Mirow, M.C. (1999) 'The Ascent of the Readings: some evidence from readings on wills', in *Learning the law: teaching and the transmission of law in England, 1150-1900*. London: Hambledon Press, pp. 227–254.

Mitchell, P. (2005) 'Qualified Privilege', in *The making of the modern law of defamation*. Oxford: Hart, pp. 145–167.

P, B. (1978) 'The Control of mortmain alienation in England, 1200-1300', in *Legal records and the historian: papers presented to the Cambridge Legal History Conference, 7-10 July, 1975, and in Lincoln's Inn Old Hall on 3 July 1974*. London: Royal Historical Society, pp. 29–40.

P, T. (2007) 'Interchange and Exchange between the City and the Common Law', in *Law courts and lawyers in the city of London 1300-1550*. Cambridge: Cambridge University Press, pp. 350–372.

Plucknett and Barton (1974) 'Introduction to St German's Doctor and Student', in *Doctor and student*. London: Selden Society, pp. xi–lxvii.

Prest, Wilfrid (1993) 'Law reform in eighteenth-century England', in *The life of the law: proceedings of the tenth British Legal History Conference, Oxford, 1991*. London: Hambledon Press, pp. 113–123.

Prichard, M.J. (1976) 'Scott v. Shepherd (1773) and the emergence of the tort of negligence', in *Scott v. Shepherd (1773) and the emergence of the tort of negligence*. London: Selden Society, pp. 3–33.

Simpson, A. W. B. (1975) 'Innovation in nineteenth century contract law', *The Law quarterly review*, 91, pp. 247–278.

Simpson, A.W.B. (1966) 'The penal bond with conditional defeasance', *Law quarterly review*, 82, pp. 392–422.

Simpson, A.W.B. (1995) 'Politics and law in Elizabethan England: Shelley's case (1581)', in *Leading cases in the common law*. Oxford: Clarendon, pp. 13–44.

Swain, W. (2007) 'The will theory of contract in the nineteenth century: its influence and its limitations', in *Law in the city: proceedings of the seventeenth British Legal History Conference, London, 2005*. Dublin: Four Courts Press, pp. 163–180.

van Caenegem, R. C. (1988) 'Royal writs and writ procedure', in *The birth of the English common law*. 2nd ed. Cambridge: Cambridge University Press, pp. 29–61.

Warren Swain (2015) 'Classical Contract Law and its limits', in *The law of contract 1670-1870*. Cambridge, United Kingdom: Cambridge University Press, pp. 201–230.

Available at:

<https://contentstore.cla.co.uk//secure/link?id=4acad8bc-7836-e711-80c9-005056af4099>.

Williams, I. (2012) 'Early-modern judges and the practice of precedent', in *Judges and judging in the history of the common law and civil law: from antiquity to modern times*. Cambridge: Cambridge University Press, pp. 51–66.