

LAWS3004: History of English Law: Dr Ian Williams

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Undergraduate list
(LAWSG148 is the related postgraduate list)

[1]

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

[2]

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

[3]

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

[4]

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

[5]

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

[6]

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

[7]

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

[8]

J. H. Baker, 'Personal Liberty under the common law of England, 1200-1600', in *The origins of modern freedom in the West*, vol. *The making of modern freedom*, Stanford, California: Stanford University Press, 1995, pp. 178-202.

[9]

J. Baker, '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*, vol. *Medieval law and its practice*; v. 13, Leiden: Brill, 2012, pp. 177-199 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=87ea9fac-9436-e711-80c9-005056af4099>

[10]

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

[11]

Barton, J.L., 'Remedies for chattels', in *Law, litigants and the legal profession*, vol. *Royal Historical Society studies in history series*, London: Royal Historical Society, 1983, pp. 30-38.

[12]

Barton, J.L., 'The rise of the fee simple', *Law quarterly review*, vol. 92, pp. 108-121, 1976.

[13]

J. Biancalana, 'Medieval uses', in *Itinera fiduciae: trust and Treuhand in historical perspective*, vol. *Comparative studies in continental and Anglo-American legal history* =, Berlin: Duncker & Humblot, 1998, pp. 111-152 [Online]. Available:
<https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>

[14]

J. Biancalana, 'Medieval uses', in *Itinera fiduciae: trust and Treuhand in historical perspective*, R. Helmholz and R. Zimmermann, Eds. Berlin: Duncker & Humblot, 1998, pp. 111-152 [Online]. Available:
<https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>

[15]

P. Birks, 'Negligence in the eighteenth century common law', in *Negligence: the comparative legal history of the law of torts*, vol. *Comparative studies in continental and Anglo-American legal history* =, Berlin: Duncker & Humblot, 2001, pp. 173-227.

[16]

Birks, Peter, 'Negligence in the eighteenth century common law', in *Negligence: the comparative legal history of the law of torts*, Berlin: Duncker & Humblot, 2001, pp. 173-227.

[17]

Blatcher, Marjorie, '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, 1961, pp. 188-212.

[18]

B. P., '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, vol. Studies in history, London: Royal Historical Society, 1978, pp. 29-40.

[19]

Brand, Paul, '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, 1992, pp. 14-32.

[20]

Brand, Paul, 'Formedon in the remainder before "De Donis"', Irish jurist, vol. 10, pp. 318-323, 1975.

[21]

Brand, P., 'The origins of English land law: Milsom and after', in The making of the common law, London: Hambledon, 1992, pp. 203-225.

[22]

P. Brand, '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, 2013, pp. 17-33 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=3a812ab5-7836-e711-80c9-005056af4099>

[23]

C. W. Brooks, '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, 2008, pp. 142-152 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=996a0e12-5a36-e711-80c9-005056af4099>

[24]

C. W. Brooks, '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, 2008, pp. 169; 180–177 ; 185.

[25]

Brooks, C.W., 'Litigation and society in England, 1200-1996', in *Lawyers, litigation, and English society since 1450*, London: Hambledon Press, 1998, pp. 63–128.

[26]

Bryson, W. Hamilton, '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, 1982, pp. 149–158.

[27]

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

[28]

Clanchy, M. T., editor, '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, 1978, pp. 26–61.

[29]

Clanchy, M.T., 'Magna Carta and the common pleas', in *Studies in medieval history presented to R. H. C. Davis*, London: Hambledon, 1985, pp. 219–232.

[30]

Jim Evans, 'Change in the doctrine of precedent during the nineteenth century', in *Precedent in law*, Oxford: Clarendon Press, 1987, pp. 35–72 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=db7b0df3-4c36-e711-80c9-005056af4099>

[31]

Gordley, J., 'The Anglo-American reception', in *The philosophical origins of modern contract doctrine*, vol. Clarendon law series, Oxford: Clarendon Press, 1991, pp. 134–160.

[32]

Gray, Charles M., 'The Elizabethan courts and the common law of copyhold', in *Copyhold, equity, and the common law*, vol. Harvard historical monographs, Cambridge: Harvard University Press, 1963, pp. 93–146.

[33]

Green, Judith A., 'The lion of justice', in *The government of England under Henry I*, vol. Cambridge studies in medieval life and thought ; Fourth series, Cambridge: Cambridge University Press, 1986, pp. 95–117.

[34]

R. D. Groot, 'The Early-Thirteen-Century Criminal Jury', in *Twelve good men and true: the criminal trial jury in England, 1200-1800*, Guildford: Princeton University Press, 1988, pp. 3–35.

[35]

P. Halliday, 'Habeas corpus: from England to empire (extracts)', in *Habeas corpus: from England to empire*, Cambridge, Mass: Belknap Press of Harvard University Press, 2010, pp. 11; 39 ; 153–13 ; 53 ; 160.

[36]

Harding, Alan, '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, 1975, pp. 65–86.

[37]

Helmholz, R.H., 'Assumpsit and fidei laesio', in *Canon law and the law of England*, vol.

[History series], London: Hambledon, 1987, pp. 263–289.

[38]

Helmholz, R. H., 'Damages in actions for slander at common law', *The Law Quarterly Review*, vol. 103, pp. 624–638, 1987.

[39]

R. H. Helmholz, 'Introduction', in *Select cases on defamation to 1600*, vol. Publications of the Selden Society, London: Selden Society, 1985, pp. xxvi–xlvii [Online]. Available: <https://contentstore.cla.co.uk/secure/link?id=d6f356ff-206f-ee11-826a-0050f2f06092>

[40]

W. S. Holdsworth, '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, 1924, pp. 495–497.

[41]

W. S. Holdsworth, 'Defamation in the sixteenth and seventeenth centuries, Part 2', *The law quarterly review*, vol. 40, no. 4, 1924.

[42]

Hudson, J., 'Anglo-Norman land law and the origins of property', in *The government of England under Henry I*, vol. Cambridge studies in medieval life and thought ; Fourth series, Cambridge: Cambridge University Press, 1986, pp. 198–222.

[43]

Ibbetson, D.J., '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, 2001 [Online]. Available: <https://contentstore.cla.co.uk/secure/link?id=4fbbec48-0b6b-e811-80cd-005056af4099>

[44]

D. J. Ibbetson, 'Consideration and the theory of contract in sixteenth century common law', in *Towards a general law of contract*, vol. *Comparative studies in continental and Anglo-American legal history*, Berlin: Duncker & Humblot, 1990, pp. 67–123.

[45]

D. J. Ibbetson, 'Consideration and the theory of contract in sixteenth century common law', in *Towards a general law of contract*, Berlin: Duncker & Humblot, 1990, pp. 67–123.

[46]

Ibbetson, D., 'Legal printing and legal doctrine', *Irish jurist*, vol. 35, pp. 345–354.

[47]

D. J. Ibbetson and W. Swain, 'Third party beneficiaries in English law : from *Dutton v. Poole* to *Tweddle v. Atkinson*', in *Ius quaesitum tertio*, vol. *Comparative studies in continental and Anglo-American legal history* =, Berlin: Duncker & Humblot, 2008, pp. 191–213.

[48]

Adrian Johns, 'John Streater and the knights of the galaxy', in *The nature of the book: print and knowledge in the making*, University of Chicago Press, 1998, pp. 266–323 [Online].

Available:

<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>

[49]

Jones, N. G., '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, 1997, pp. 99–113.

[50]

K. L.A, '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, vol. *Cambridge studies in English legal*

history, Cambridge: Cambridge University Press, 1977, pp. 155–181.

[51]

M. Lobban, 'Introduction', in *The Oxford history of the laws of England: Vol. 11, 12, 13: 1820-1914*, vol. *Oxford history of the laws of England*, Oxford: Oxford University Press, 2010, pp. 297–328.

[52]

M. Lobban, '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, 2002, pp. 173–215.

[53]

Macqueen, H. L., 'Introduction', *Common law and feudal society in medieval Scotland*, pp. 1–32, 1993.

[54]

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

[55]

Milsom, S.F.C., 'Formedon before De Donis', *Law quarterly review*, vol. 72, pp. 391–397, 1956.

[56]

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

[57]

Milsom, S.F.C., 'Sale of goods in the fifteenth century', *Law quarterly review*, vol. 77, pp. 257–284, 1961.

[58]

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

[59]

M. C. Mirow, '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, 1999, pp. 227–254.

[60]

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

[61]

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

[62]

Prest, Wilfrid, '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, 1993, pp. 113–123.

[63]

M. J. Prichard, '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, 1976, pp. 3–33.

[64]

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

[65]

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

[66]

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

[67]

Swain, W., '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, 2007, pp. 163–180.

[68]

Warren Swain, 'Classical Contract Law and its limits', in *The law of contract 1670-1870*, vol. *Cambridge studies in English legal history*, Cambridge, United Kingdom: Cambridge University Press, 2015, pp. 201–230 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=4acad8bc-7836-e711-80c9-005056af4099>

[69]

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

[70]

I. Williams, '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, 2012, pp. 51–66.