

LAWSG148: The Historical Development of the Common Law

View Online



Postgraduate list
(LAWS3004 is the related undergraduate list)

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

Baker J, 'Deeds Speak Louder than Words : Covenants and the Law of Proof, 1290-1321', *Laws, lawyers, and texts : studies in medieval legal history in honour of Paul Brand*, vol *Medieval law and its practice*; v. 13 (Brill 2012)
<<https://contentstore.cla.co.uk/secure/link?id=65a500c1-c264-e811-80cd-005056af4099>>

Baker, J. H., 'Introduction from the Reports of John Spelman', *The reports of Sir John Spelman*, vol Publications of the Selden Society (Selden Society 1977)
<<https://contentstore.cla.co.uk/secure/link?id=43ddf4aa-0d6b-e811-80cd-005056af4099>>

—, 'The Use upon a Use in Equity 1558-1625' (1977) 93 *The Law quarterly review* 33

—, 'The Inns of Court and Legal Doctrine', *The common law tradition: lawyers, books, and the law* (Hambledon Press 2000)

Baker, J.H., 'The Common Lawyers and the Chancery : 1616' (1969) 4 *Irish jurist* 368

Baker JH, 'Origins of the "Doctrine" of Consideration, 1535-1585', *On the laws and customs of England: essays in honor of Samuel E. Thorne*, vol *Studies in legal history* (University of North Carolina Press 1981)

—, 'Origins of the "Doctrine" of Consideration, 1535-1585' in Morris S Arnold (ed), *On the laws and customs of England: essays in honor of Samuel E. Thorne* (University of North Carolina Press 1981)

Baker JH, 'Criminal Courts and Procedure, 1550-1800', *The legal profession and the common law: historical essays*, vol *History series* (Hambledon 1986)

Barton, J.L., 'The Rise of the Fee Simple' (1976) 92 *Law quarterly review* 108

—, 'Remedies for Chattels', *Law, litigants and the legal profession*, vol *Royal Historical Society studies in history series* (Royal Historical Society 1983)

Biancalana J, 'Medieval Uses', *Itinera fiduciae: trust and Treuhand in historical perspective*,

vol Comparative studies in continental and Anglo-American legal history = (Duncker & Humblot 1998)
<<https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>>

—, 'Medieval Uses' in Richard Helmholz and Reinhard Zimmermann (eds), *Itinera fiducia: trust and Treuhand in historical perspective* (Duncker & Humblot 1998)
<<https://contentstore.cla.co.uk/secure/link?id=e1820c2e-fe6c-ee11-826a-0050f2f06092>>

Birks P, 'Negligence in the Eighteenth Century Common Law', *Negligence: the comparative legal history of the law of torts*, vol Comparative studies in continental and Anglo-American legal history = (Duncker & Humblot 2001)

Birks, Peter, 'Negligence in the Eighteenth Century Common Law', *Negligence: the comparative legal history of the law of torts* (Duncker & Humblot 2001)

Blatcher, Marjorie, 'Touching the Writ of Latitat: An Act "of No Great Moment"', *Elizabethan government and society: essays presented to Sir John Neale* (University of London, the Athlone Press 1961)

Brand, P., 'The Origins of English Land Law: Milsom and After', *The making of the common law* (Hambledon 1992)

Brand, Paul, 'Formedon in the Remainder before "De Donis"' (1975) 10 *Irish jurist* 318

—, 'Creating a Demand for Lawyers: The Transformation of the English Court System, 1154-1307', *The origins of the English legal profession* (Blackwell 1992)

Brooks, C.W., 'Litigation and Society in England, 1200-1996', *Lawyers, litigation, and English society since 1450* (Hambledon Press 1998)

Bryson, W. Hamilton, 'The Court of Exchequer Comes of Age', *Tudor rule and revolution: essays for G.R. Elton and his American friends* (Cambridge University Press 1982)

Clanchy, M. T., editor, 'Highway Robbery and Trial by Battle in the Hampshire Eyre of 1249', *Medieval legal records: edited in memory of C. A. F. Meekings* (HM Stationery Off 1978)

Clanchy, M.T., 'Magna Carta and the Common Pleas', *Studies in medieval history presented to R. H. C. Davis* (Hambledon 1985)

Gordley, J., 'The Anglo-American Reception', *The philosophical origins of modern contract doctrine*, vol Clarendon law series (Clarendon Press 1991)

Gray, Charles M., 'The Elizabethan Courts and the Common Law of Copyhold', *Copyhold, equity, and the common law*, vol Harvard historical monographs (Harvard University Press 1963)

Green, Judith A., 'The Lion of Justice', *The government of England under Henry I*, vol Cambridge studies in medieval life and thought ; Fourth series (Cambridge University Press

1986)

Harding, Alan, 'Plaints and Bills in the History of English Law, Mainly in the Period 1250-1350', *Legal history studies 1972: papers presented to the Legal History Conference, Aberystwyth, 18-21 July 1972* (University of Wales Press 1975)

Helmholz, R. H., 'Damages in Actions for Slander at Common Law' (1987) 103 *The Law Quarterly Review*

Helmholz, R.H., 'Assumpsit and Fidei Laesio', *Canon law and the law of England*, vol [History series] (Hambledon 1987)

Holdsworth WS, 'Defamation in the Sixteenth and Seventeenth Centuries, Part 2' (1924) 40 *The law quarterly review*

Hudson, J., 'Anglo-Norman Land Law and the Origins of Property', *The government of England under Henry I*, vol *Cambridge studies in medieval life and thought ; Fourth series* (Cambridge University Press 1986)

Ibbetson, D., 'Legal Printing and Legal Doctrine' 35 *Irish jurist* 345

Ibbetson DJ, 'Consideration and the Theory of Contract in Sixteenth Century Common Law', *Towards a general law of contract*, vol *Comparative studies in continental and Anglo-American legal history* (Duncker & Humblot 1990)

—, 'Consideration and the Theory of Contract in Sixteenth Century Common Law', *Towards a general law of contract* (Duncker & Humblot 1990)

Ibbetson, D.J., 'Common Law and *Ius Commune*', *Common law and 'ius commune': Selden Society lecture delivered in the Old Hall of Lincoln's Inn July 20th, 2000* (Selden Society 2001)

<<https://contentstore.cla.co.uk/secure/link?id=4fbbee48-0b6b-e811-80cd-005056af4099>>

Ibbetson DJ and Swain W, 'Third Party Beneficiaries in English Law : From *Dutton v. Poole* to *Tweddle v. Atkinson*', *Ius quaesitum tertio*, vol *Comparative studies in continental and Anglo-American legal history* = (Duncker & Humblot 2008)

Johns, Adrian, 'The Nature of the Book, Chapter 4 (Pages 266-323)', *The nature of the book: print and knowledge in the making* (University of Chicago Press 1998)

Jones, N. G., 'The Influence of Revenue Considerations upon the Remedial Practice of Chancery in Trust Cases, 1536-1660', *Communities and courts in Britain, 1150-1900* (Hambledon Press 1997)

Knafla LA, 'Les Enfants Terribles: Coke, Ellesmere, and the Supremacy of the Chancellor's Decree', *Law and Politics in Jacobean England* (Cambridge University Press 1977)
<https://www.cambridge.org/core/product/identifier/CBO9780511896415A018/type/book_part>

Macqueen, H. L., 'Introduction' [1993] *Common law and feudal society in medieval*

Scotland 1

Milsom, S.F.C., 'Formedon before De Donis' (1956) 72 Law quarterly review 391

—, 'Sale of Goods in the Fifteenth Century' (1961) 77 Law quarterly review 257

—, 'Introduction', The history of English law before the time of Edward I (2d. ed, University Press 1968)

—, 'Disciplinary Jurisdiction', The legal framework of English feudalism, vol Cambridge studies in English legal history (Cambridge University Press 1976)

—, 'Trespass from Henry III to Edward III', Studies in the history of the common law, vol [History series] (Hambledon 1985)

Mirow MC, 'The Ascent of the Readings: Some Evidence from Readings on Wills', Learning the law: teaching and the transmission of law in England, 1150-1900 (Hambledon Press 1999)

P. B., 'The Control of Mortmain Alienation in England, 1200-1300', 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 (Royal Historical Society 1978)

Plucknett and Barton, 'Introduction to St German's Doctor and Student', Doctor and student, vol Selden Society. Publications (Selden Society 1974)

Prest, Wilfrid, 'Law Reform in Eighteenth-Century England', The life of the law: proceedings of the tenth British Legal History Conference, Oxford, 1991 (Hambledon Press 1993)

Simpson, A. W. B., 'Innovation in Nineteenth Century Contract Law' (1975) 91 The Law quarterly review 247

Simpson, A.W.B., 'The Penal Bond with Conditional Defeasance' (1966) 82 Law quarterly review 392

Simpson AWB, 'Politics and Law in Elizabethan England: Shelley's Case (1581)', Leading Cases in the Common Law (Oxford University Press 1996)
<<http://www.oxfordscholarship.com/view/10.1093/acprof:oso/9780198262992.001.0001/acprof-9780198262992-chapter-2>>

Swain, W., 'The Will Theory of Contract in the Nineteenth Century: Its Influence and Its Limitations', Law in the city: proceedings of the seventeenth British Legal History Conference, London, 2005 (Four Courts Press 2007)

Tucker P, 'Interchange and Exchange between the City and the Common Law', Law Courts and Lawyers in the City of London, 1300-1550 (Cambridge University Press 2007)
<https://www.cambridge.org/core/product/identifier/CBO9780511585845A018/type/book_part>

van Caenegem, R. C., 'Royal Writs and Writ Procedure', The birth of the English common

law (2nd ed, Cambridge University Press 1988)

Warren Swain, 'Classical Contract Law and Its Limits', The law of contract 1670-1870, vol
Cambridge studies in English legal history (Cambridge University Press 2015)

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