

LAWSG132: Judges, Courts and Judicial Decision-Making: Cheryl Thomas

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@article{Aston_Gordon_2008, title={ Minister's lawyers attack 'torture' case judges The Independent}, url={http://www.independent.co.uk/news/uk/home-news/ministers-lawyers-attack-torture-case-judges-1840649.html}, journal={The Independent}, author={Aston, John and Gordon, Cathy}, year={2008} }

@article{Austin_Lovegrove_2007, title={ Public opinion, sentencing and lenience: an empirical study involving judges consulting the community}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I393E8AB1529F11DCB2ABCD1148869588/View/FullText.html?skipAnonymous=true}, number={Oct}, journal={Criminal Law Review}, author={Austin Lovegrove}, year={2007}, pages={769-781} }

@inbook{Baum_2010, address={ New York}, title={ Motivation and Judicial Behaviour: Expanding the Scope of Inquiry}, volume={ American Psychology-Law Society series}, url={https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customErld=4760&VE=true}, booktitle={ The psychology of judicial decision making}, publisher={ Oxford University Press}, author={ Baum, L.}, year={2010} }

@book{Baum, Lawrence_2006, address={ Princeton, N.J.}, title={Judges and their audiences: a perspective on judicial behavior}, publisher={Princeton University Press}, author={ Baum, Lawrence}, year={2006} }

@article{Callaway_2008, title={Justice may be hard-wired into the human brain}, url={http://www.newscientist.com/article/dn16256-justice-may-be-hardwired-into-the-human-brain.html#.UmkO0Iv1D6U}, journal={New Scientist}, author={ Callaway, Ewen}, year={2008} }

@article{Cameron_Cummings, title={ Diversity and Judicial Decision-Making: Evidence from Affirmative Action Cases in the Federal Courts of Appeal 1971-1999}, author={ Cameron, C. and Cummings, C.} }

@article{Cheryl_Thomas_2008, title={ Exposing the myths of jury service}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I11381A7114F711DD9CE4E82430A3B777/View/FullText.html?skipAnonymous=true}, number={6}, journal={Criminal Law Review}, author={Cheryl Thomas}, year={2008}, pages={415-430} }

@book{Court of Appeal (Civil Division)_2010a, title={Binyam Mohamed v Secretary of State for Foreign and Commonwealth Affairs EWCA Civ 65}, url={http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IDC00550016C211DF970C9D47B1B6D882&crumb-action=reset&entityID=https://shib-idp.ucl.ac.uk/shibboleth}, journal={R. (on the application of Mohamed) v Secretary of State for Foreign and Commonwealth Affairs}, author={Court of Appeal (Civil Division)}, year={2010}, month={Feb} }

@book{Court of Appeal (Civil Division)_2010b, title={Binyam Mohamed v Secretary of State for Foreign and Commonwealth Affairs(Approved Judgment) EWCA Civ 158}, url={http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I7ABDB6D0235511DFB9AA9F265CBD0413&entityID=https://shib-idp.ucl.ac.uk/shibboleth}, author={Court of Appeal (Civil Division)}, year={2010}, month={Feb} }

@book{Court of Appeal (Criminal Division)_17AD, title={R. v Hughes (Michael)}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I30DBAEE09D2111E09B45D883AEA2A88A/View/FullText.html?skipAnonymous=true}, journal={Court of Appeal (Criminal Division) | June 17, 2011 | 2011 WL 883594}, author={Court of Appeal (Criminal Division)}, year={17AD} }

@book{Court of Appeal (Criminal Division)_2009, title={R. v. Twomey}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I72178E105D4011DE87E28F67B42D8222/View/FullText.html?skipAnonymous=true}, author={Court of Appeal (Criminal Division)}, year={2009} }

@book{Court of Appeal (Criminal Division)_2010, title={R. v Thompson (Benjamin)R. v Crawford (Jason)R. v Gomulu (Ahmed)R. v Allen (Christopher)R. v Blake (David)R. v Kasunga (Kamulete)}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/IB1183210905F11DFA138B71712AA6103/View/FullText.html?skipAnonymous=true}, journal={Court of Appeal (Criminal Division) | July 14, 2010 | 2010 WL 2754137}, author={Court of Appeal (Criminal Division)}, year={2010} }

@article{Dwoell_2010, title={Dinah Rose QC hailed for actions that led her to apologise in torture hearing}, volume={24}, url={https://search-ebscohost-com.libproxy.ucl.ac.uk/login.aspx?direct=true&AuthType=ip,shib&db=bth&AN=49868416&site=ehost-live&scope=site&pu;custid=s8454451}, number={8}, journal={Lawyer}, author={Dwoell, Katy}, year={2010} }

@inbook{Epstein_Knight_1998, address={Washington, D.C.}, title={A Strategic Account of Judicial Decision-Making}, booktitle={The Choices Justices Make}, publisher={CQ Press}, author={Epstein, Lee and Knight, Jack}, year={1998} }

@book{European Court of Human Rights (Grand Chamber)_16AD, title={Taxquet v Belgium (926/05)}, url={https://signon.thomsonreuters.com/federation/UKF?entityID=https://shib-idp.ucl.ac.uk/shibboleth&returnto=https://uk.practicallaw.thomsonreuters.com/Document/I6A0C1}

310836411E1BC298D03BAA33194/View/FullText.html?skipAnonymous=true} ,
author={European Court of Human Rights (Grand Chamber)} , year={16AD} }

@inbook{Farber_Sherry_2010, address={New York}, title={Building a Better Judiciary}, volume={American Psychology-Law Society series}, url={https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customErId=4760&VE=true}, booktitle={The psychology of judicial decision making}, publisher={Oxford University Press}, author={Farber, D. and Sherry, S.}, year={2010} }

@book{Feeley_Rubin_1998, address={Cambridge}, title={Judicial Policy-Making and the Modern State}, volume={Cambridge criminology series}, journal={Judicial Policy-Making and the Modern State}, publisher={Cambridge University Press}, author={Feeley, Malcolm and Rubin, Edward L.}, year={1998} }

@article{Genn_Hazel_2008, address={London?}, title={The attractiveness of senior judicial appointment to highly qualified practitioners: report to the Judicial Executive Board}, url={http://copac.ac.uk/search?title=The%20attractiveness%20of%20senior%20judicial%20appointment%20to%20highly%20qualified%20practitioners&sort-order=rank&rn=1}, publisher={Judicial Executive Board}, author={Genn, Hazel.}, year={2008} }

@article{Geyh_2012, title={The Dimensions of Judicial Impartiality}, DOI={10.2139/ssrn.2016522}, journal={SSRN Electronic Journal}, author={Geyh, Charles G.}, year={2012} }

@article{Gibb_2010a, title={Judges fear prisons will burst under new rules}, url={http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?lni=7Y08-2FX0-Y9M1-H0N5&csi=10939&oc=00240&perma=true}, journal={The Times}, author={Gibb, Frances}, year={2010} }

@article{Gibb_2010b, title={Supreme ambition, jealousy and outrage}, url={http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?lni=7XPT-31W0-Y9M1-H0CN&csi=10939&oc=00240&perma=true}, journal={The Times}, author={Gibb, Francis}, year={2010} }

@book{Guarnieri_Carlo_Pederzoli_Patrizia_Thomas_C_A_European_Secretariat_for_Scientific_Publications_2002, address={Oxford}, title={The power of judges: a comparative study of courts and democracy}, volume={Oxford socio-legal studies}, url={http://dx.doi.org/10.1093/acprof:oso/9780198298359.001.0001}, publisher={Oxford University Press}, author={Guarnieri, Carlo and Pederzoli, Patrizia and Thomas, C. A. and European Secretariat for Scientific Publications}, year={2002} }

@inbook{Guarnieri_Pederzoli_Thomas_2002, address={Oxford}, title={The Judicial System}, volume={Oxford socio-legal studies}, url={http://dx.doi.org/10.1093/acprof:oso/9780198298359.001.0001}, booktitle={The power of judges: a comparative study of courts and democracy}, publisher={Oxford University Press}, author={Guarnieri, Carlo and Pederzoli, Patrizia and Thomas, C.A.}, year={2002} }

@article{Hale_2006, title={The Appointment and Removal of Judges: Independence and Diversity}, url={http://www.iawj.org/InternationalConferences.html}, journal={International Association of Women Judges}, author={Hale, B.}, year={2006} }

@inbook{Hickinbottom_2010, address={S.l.}, title={What Makes a Good Judge}, url={http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Balancing&sort-order=rank&rn=1}, booktitle={Judicial appointments: balancing independence, accountability and legitimacy.}, publisher={s.n.}, author={Hickinbottom, G.}, year={2010} }

@article{Hirsch_Booth_Cobain_2010, title={Government fury after judges attack security services}, url={http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?lni=7XXC-R5N1-2R54-201V&csi=138620&oc=00240&perma=true}, journal={The Guardian}, author={Hirsch, Afua Robert Booth Ian Cobain and Booth, Robert and Cobain, Ian}, year={2010} }

@misc{2010, title={Judicial Appointments: 25th Report of Session}, url={http://www.parliament.uk/business/committees/committees-a-z/lords-select/constitution-committee/publications/}, author={House of Lords and Select Committee on the Constitution}, year={2010}, month={Dec} }

@misc{ title={Judicial Appointments Process - UK Parliament}, url={http://www.parliament.uk/business/committees/committees-a-z/lords-select/constitution-committee/inquiries/judicial-appointments-process/}, author={House of Lords Select Committee on the Constitution} }

@book{Jacobson, Jessica_2007, address={London}, title={ Mitigation: the role of personal factors in sentencing}, url={http://copac.jisc.ac.uk/id/24551221?style=html&title=Mitigationthe%20role%20of%20personal%20factors%20in%20sentencing}, publisher={Prison Reform Trust}, author={Jacobson, Jessica}, year={2007} }

@article{Judge_2005, title={The Sentencing Decision}, author={Judge, Sir Igor}, year={2005} }

@article{Judith_2005, title={Judicial Selection and Democratic Theory: Demand, Supply, and Life Tenure}, url={http://digitalcommons.law.yale.edu/fss_papers/759/}, journal={26 Cardozo Law Review 597}, author={Judith, Resnik}, year={2005} }

@book{ King's Bench Division_1924, title={ R. v Sussex Justices Ex p. McCarthy}, url={http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=I6D7D1670E42811DA8FC2A0F0355337E9&crumb-action=reset&entityID=https://shib-idp.ucl.ac.uk/shibboleth}, author={King's Bench Division}, year={1924} }

@book{ Klein, David E._Mitchell, Gregory_2010, address={ New York}, title={The psychology of judicial decision making}, volume={American Psychology-Law Society series}, url={https://doi-org.libproxy.ucl.ac.uk/10.1093/acprof:oso/9780195367584.001.0001}, publisher={Oxford University Press}, author={Klein, David E. and Mitchell, Gregory}, year={2010} }

@article{Knight_2009, title={Are Empiricists Asking the Right Questions about Judicial Decisionmaking}, volume={58}, url={http://scholarship.law.duke.edu/dlj/vol58/iss7/9/}, journal={Duke law journal}, author={Knight, Jack}, year={2009}, pages={1531-1556} }

@misc{ title={Judges, Tribunals and Magistrates | 2010 | NI Judicial Studies Board Lecture, Belfast: Jury trials}, url={http://www.judiciary.gov.uk/media/speeches/2010/speech-by-lcj-jsb-lecture-jury-trials}, author={Lord Chief Justice} }

@book{Maveety_2003, address={Ann Arbor}, title={The pioneers of judicial behavior [electronic resource]}, publisher={University of Michigan Press}, author={Maveety, Nancy}, year={2003} }

@article{Norton-Taylor_2009, title={Judges 'irresponsible' for wanting CIA torture files disclosed}, url={http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?lni=7X9Y-P7V1-2R54-209J&csi=138620&oc=00240&perma=true}, journal={The Guardian}, author={Norton-Taylor, Richard}, year={2009} }

@article{Powell, HJ, title={A RESPONSE TO PROFESSOR KNIGHT, ARE EMPIRICISTS ASKING THE RIGHT QUESTIONS ABOUT JUDICIAL DECISIONMAKING?}, url={http://scholarship.law.duke.edu/dlj/vol58/iss7/}, author={Powell, HJ} }

@inbook{Prashar_2010, address={S.I.}, title={Translating Aspirations into Reality: Establishing the Judicial Appointments Commission}, url={http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Independence%252C%2520Accountability%2520and%2520Legitimacy&sort-order=rank&rn=1}, booktitle={Judicial appointments: balancing independence, accountability and legitimacy}, publisher={s.n.}, author={Prashar, U.}, year={2010} }

@article{Review by: Anne Bloom_2001, title={The 'Post-Attitudinal Moment': Judicial Policymaking through the Lens of New Institutionalism}, volume={35}, url={http://www.jstor.org/stable/3185391}, number={1}, journal={Law & Society Review}, publisher={Wiley}, author={Review by: Anne Bloom}, year={2001}, pages={219-230} }

@article{Roberts_2011, title={Sentencing Guidelines and Judicial Discretion: Evolution of the Duty of Courts to Comply in England and Wales}, volume={51}, DOI={10.1093/bjc/azr044}, number={6}, journal={British Journal of Criminology}, author={Roberts, J. V.}, year={2011}, month={Nov}, pages={997-1013} }

@inbook{Schauer_2010, address={New York}, title={Is There a Psychology of Judging?}, volume={American Psychology-Law Society series}, url={https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&custom erId=4760&VE=true}, booktitle={The psychology of judicial decision making}, publisher={Oxford University Press}, author={Schauer, F.}, year={2010} }

@article{Sedley, Stephen_2011, title={When should a judge not be a judge?}, url={http://www.lrb.co.uk/contributors/stephen-sedley}, journal={London Review of

Books}, author={Sedley, Stephen}, year={2011}, month={Jan} }

@article{Sedley_2012, title={Judicial Politics}, volume={34}, url={http://www.lrb.co.uk/contributors/stephen-sedley}, number={4}, journal={London Review of Books}, author={Sedley, Stephen}, year={2012}, month={Feb} }

@article{Sheldon Goldman_1975, title={Voting Behavior on the United States Courts of Appeals Revisited}, volume={69}, url={http://www.jstor.org/stable/1959082}, number={2}, journal={The American Political Science Review}, publisher={American Political Science Association}, author={Sheldon Goldman}, year={1975}, pages={491-506} }

@inbook{Sumption_2010, address={S.I.}, title={The Constitutional Reform Act 2005}, url={http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Independence%252C%2520Accountability%2520and%2520Legitimacy&sort-order=rank&rn=1}, booktitle={Judicial appointments: balancing independence, accountability and legitimacy}, publisher={s.n.}, author={Sumption, J.}, year={2010} }

@inbook{Sunstein_2003, address={Cambridge, Mass}, title={Are Judges Conformists Too?}, volume={Oliver Wendell Holmes lectures}, url={https://www-jstor-org.libproxy.ucl.ac.uk/stable/j.ctv1pncntj.12}, booktitle={Why societies need dissent}, publisher={Harvard University Press}, author={Sunstein, Cass R.}, year={2003} }

@misc{ title={Research - Sutton Trust}, url={http://www.suttontrust.com/our-work/research/item/law-educational-backgrounds/}, author={Sutton Trust} }

@article{Thomas_2006, title={Review of Judicial Diversity in the UK and Other Jurisdictions: parts 1 and 2}, url={http://www.ucl.ac.uk/laws/judicial-institute/publications.html}, author={Thomas, C.}, year={2006} }

@book{Thomas_2010, address={London%20%3A}, title={Are juries fair}, url={http://copac.ac.uk/search?title=Are%20juries%20fair&sort-order=rank&rn=1}, publisher={Ministry%20of%20Justice%2C}, author={Thomas, Cheryl}, year={2010} }

@inbook{Vidmar_2000, address={Oxford}, title={A Historical and Comparative Perspective on the Common Law Jury}, volume={Oxford socio-legal studies}, url={https://doi-org.libproxy.ucl.ac.uk/10.1093/acprof:oso/9780198298564.001.0001}, booktitle={World jury systems}, publisher={Oxford University Press}, author={Vidmar, N.}, year={2000} }

@inbook{Wistrich_2010, address={New York}, title={Defining Good Judging}, volume={American Psychology-Law Society series}, url={https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customErld=4760&VE=true}, booktitle={The psychology of judicial decision making}, publisher={Oxford University Press}, author={Wistrich, A.}, year={2010} }

@book{Sentencing guidelines in England and Wales: an evolutionary approach_2008,

address={London},
url={http://copac.jisc.ac.uk/id/1878814?style=html&title=Sentencing%20guidelines%20in%20England%20and%20Walesan%20evolutionary}, publisher={Sentencing Commission Working Group}, year={2008} }

@inbook{ Multiple Constraint Satisfaction in Judging_2010, address={New York},
volume={American Psychology-Law Society series},
url={https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&custom erId=4760&VE=true}, booktitle={The psychology of judicial decision making},
publisher={Oxford University Press}, year={2010} }

@misc{Judges, Tribunals and Magistrates | 2012 | The Queen (on the application of Tony Nicklinson) -v- Ministry of Justice,
url={http://www.judiciary.gov.uk/media/judgments/2012/tony-nicklinson-judgment-16082012} }