

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

[View Online](#)

Aston, John, and Cathy Gordon. 2008. 'Minister's Lawyers Attack "torture" Case Judges The Independent'. The Independent.

<http://www.independent.co.uk/news/uk/home-news/ministers-lawyers-attack-torture-case-judges-1840649.html>.

Austin Lovegrove. 2007. 'Public Opinion, Sentencing and Lenience: An Empirical Study Involving Judges Consulting the Community'. Criminal Law Review, no. Oct: 769-81.

<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>.

Baum, L. 2010. 'Motivation and Judicial Behaviour: Expanding the Scope of Inquiry'. In The Psychology of Judicial Decision Making. Vol. American Psychology-Law Society series. New York: Oxford University Press.

https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customerId=4760&VE=true.

Baum, Lawrence. 2006. Judges and Their Audiences: A Perspective on Judicial Behavior. Princeton, N.J.: Princeton University Press.

Callaway, Ewen. 2008. 'Justice May Be Hard-Wired into the Human Brain'. New Scientist.

<http://www.newscientist.com/article/dn16256-justice-may-be-hardwired-into-the-human-brain.html#.Umk0Olv1D6U>.

Cameron, C., and C. Cummings. n.d. 'Diversity and Judicial Decision-Making: Evidence from Affirmative Action Cases in the Federal Courts of Appeal 1971-1999'.

Cheryl Thomas. 2008. 'Exposing the Myths of Jury Service'. Criminal Law Review, no. 6: 415-30.

<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>.

Court of Appeal (Civil Division). 2010a. Binyam Mohamed v Secretary of State for Foreign and Commonwealth Affairs EWCA Civ 65. R. (on the Application of Mohamed) v Secretary of State for Foreign and Commonwealth Affairs.

<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IDC00550016C211DF970C9D47B1B6D882&crumb-action=reset&entityID=https://shib-idp.ucl.ac.uk/shibboleth>.

———. 2010b. *Binyam Mohamed v Secretary of State for Foreign and Commonwealth Affairs*(Approved Judgment) EWCA Civ 158.

Court of Appeal (Criminal Division). 17AD. *R. v Hughes* (Michael) Court of Appeal (Criminal Division) | June 17, 2011 | 2011 WL 883594.

———. 2009. *R. v. Twomey*.

———. 2010. *R. v Thompson* (Benjamin)*R. v Crawford* (Jason)*R. v Gomulu* (Ahmed)*R. v Allen* (Christopher)*R. v Blake* (David)*R. v Kasunga* (Kamulete) Court of Appeal (Criminal Division) | July 14, 2010 | 2010 WL 2754137.

Dwoell, Katy. 2010. 'Dinah Rose QC Hailed for Actions That Led Her to Apologise in Torture Hearing'. *Lawyer* 24 (8).

<https://search-ebscohost-com.libproxy.ucl.ac.uk/login.aspx?direct=true&AuthType=ip,shib&db=bth&AN=49868416&site=ehost-live&scope=site&custid=s8454451>.

Epstein, Lee, and Jack Knight. 1998. 'A Strategic Account of Judicial Decision-Making'. In *The Choices Justices Make*. Washington, D.C.: CQ Press.

European Court of Human Rights (Grand Chamber). 16AD. *Taxquet v Belgium* (926/05).

Farber, D., and S. Sherry. 2010. 'Building a Better Judiciary'. In *The Psychology of Judicial Decision Making*. Vol. American Psychology-Law Society series. New York: Oxford University Press.

https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customerId=4760&VE=true.

Feeley, Malcolm, and Edward L. Rubin. 1998. *Judicial Policy-Making and the Modern State*. Vol. Cambridge criminology series. Cambridge: Cambridge University Press.

Genn, Hazel. 2008. 'The Attractiveness of Senior Judicial Appointment to Highly Qualified Practitioners: Report to the Judicial Executive Board'.

<http://copac.ac.uk/search?title=The%20attractiveness%20of%20senior%20judicial%20appointment%20to%20highly%20qualified%20practitioners&sort-order=rank&rn=1>.

Geyh, Charles G. 2012. 'The Dimensions of Judicial Impartiality'. *SSRN Electronic Journal*. <https://doi.org/10.2139/ssrn.2016522>.

Gibb, Frances. 2010. 'Judges Fear Prisons Will Burst under New Rules'. *The Times*.

<http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?Ini=7Y08-2FX0-Y9M1-H0N5&csi=10939&oc=00240&perma=true>.

Gibb, Francis. 2010. 'Supreme Ambition, Jealousy and Outrage'. *The Times*.

<http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?Ini=7XPT-31W0-Y9M1-H0CN&csi=10939&oc=00240&perma=true>.

Guarnieri, Carlo, Pederzoli, Patrizia, Thomas, C. A., and European Secretariat for Scientific

Publications. 2002. *The Power of Judges: A Comparative Study of Courts and Democracy*. Vol. Oxford socio-legal studies. Oxford: Oxford University Press.
<http://dx.doi.org/10.1093/acprof:oso/9780198298359.001.0001>.

Guarnieri, Carlo, Patrizia Pederzoli, and C.A. Thomas. 2002. 'The Judicial System'. In *The Power of Judges: A Comparative Study of Courts and Democracy*. Vol. Oxford socio-legal studies. Oxford: Oxford University Press.
<http://dx.doi.org/10.1093/acprof:oso/9780198298359.001.0001>.

Hale, B. 2006. 'The Appointment and Removal of Judges: Independence and Diversity'. International Association of Women Judges.
<http://www.iawj.org/InternationalConferences.html>.

Hickinbottom, G. 2010. 'What Makes a Good Judge'. In *Judicial Appointments: Balancing Independence, Accountability and Legitimacy*. S.I.: s.n.
<http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Balancing&sort-order=rank&rn=1>.

Hirsch, Afua Robert Booth Ian Cobain, Robert Booth, and Ian Cobain. 2010. 'Government Fury after Judges Attack Security Services'. *The Guardian*.
<http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?Ini=7XXC-R5N1-2R54-201V&csi=138620&oc=00240&perma=true>.

House of Lords, and Select Committee on the Constitution. 2010. 'Judicial Appointments: 25th Report of Session'.
<http://www.parliament.uk/business/committees/committees-a-z/lords-select/constitution-committee/publications/>.

House of Lords Select Committee on the Constitution. n.d. 'Judicial Appointments Process - UK Parliament'.
<http://www.parliament.uk/business/committees/committees-a-z/lords-select/constitution-committee/inquiries/judicial-appointments-process/>.

Jacobson, Jessica. 2007. *Mitigation: The Role of Personal Factors in Sentencing*. London: Prison Reform Trust.
<http://copac.jisc.ac.uk/id/24551221?style=html&title=Mitigationthe%20role%20of%20personal%20factors%20in%20sentencing>.

Judge, Sir Igor. 2005. 'The Sentencing Decision'.

'Judges, Tribunals and Magistrates | 2012 | The Queen (on the Application of Tony Nicklinson) -v- Ministry of Justice'. n.d.
<http://www.judiciary.gov.uk/media/judgments/2012/tony-nicklinson-judgment-16082012>.

Judith, Resnik. 2005. 'Judicial Selection and Democratic Theory: Demand, Supply, and Life Tenure'. 26 *Cardozo Law Review* 597. http://digitalcommons.law.yale.edu/fss_papers/759/.

King's Bench Division. 1924. *R. v Sussex Justices Ex p. McCarthy*.

Klein, David E. and Mitchell, Gregory. 2010. *The Psychology of Judicial Decision Making*.

Vol. American Psychology-Law Society series. New York: Oxford University Press.
<https://doi.org.libproxy.ucl.ac.uk/10.1093/acprof:oso/9780195367584.001.0001>.

Knight, Jack. 2009. 'Are Empiricists Asking the Right Questions about Judicial Decisionmaking'. *Duke Law Journal* 58: 1531–56.
<http://scholarship.law.duke.edu/dlj/vol58/iss7/9/>.

Lord Chief Justice. n.d. 'Judges, Tribunals and Magistrates | 2010 | NI Judicial Studies Board Lecture, Belfast: Jury Trials'.
<http://www.judiciary.gov.uk/media/speeches/2010/speech-by-lcj-jsb-lecture-jury-trials>.

Maveety, Nancy. 2003. *The Pioneers of Judicial Behavior* [Electronic Resource]. Ann Arbor: University of Michigan Press.

'Multiple Constraint Satisfaction in Judging'. 2010. In *The Psychology of Judicial Decision Making*. Vol. American Psychology-Law Society series. New York: Oxford University Press.
https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customerId=4760&VE=true.

Norton-Taylor, Richard. 2009. 'Judges "irresponsible" for Wanting CIA Torture Files Disclosed'. *The Guardian*.
<http://www.lexisnexis.com/uk/nexis/docview/getDocForCuiReq?Ini=7X9Y-P7V1-2R54-209J&csi=138620&oc=00240&perma=true>.

Powell, HJ. n.d. 'A RESPONSE TO PROFESSOR KNIGHT, ARE EMPIRICISTS ASKING THE RIGHT QUESTIONS ABOUT JUDICIAL DECISIONMAKING?'
<http://scholarship.law.duke.edu/dlj/vol58/iss7/>.

Prashar, U. 2010. 'Translating Aspirations into Reality: Establishing the Judicial Appointments Commission'. In *Judicial Appointments: Balancing Independence, Accountability and Legitimacy*. S.l.: s.n.
<http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Independence%252C%2520Accountability%2520and%2520Legitimacy&sort-order=rank&rn=1>.

Review by: Anne Bloom. 2001. 'The "Post-Attitudinal Moment": Judicial Policymaking through the Lens of New Institutionalism'. *Law & Society Review* 35 (1): 219–30.
<http://www.jstor.org/stable/3185391>.

Roberts, J. V. 2011. 'Sentencing Guidelines and Judicial Discretion: Evolution of the Duty of Courts to Comply in England and Wales'. *British Journal of Criminology* 51 (6): 997–1013.
<https://doi.org/10.1093/bjc/azr044>.

Schauer, F. 2010. 'Is There a Psychology of Judging?' In *The Psychology of Judicial Decision Making*. Vol. American Psychology-Law Society series. New York: Oxford University Press.
https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customerId=4760&VE=true.

Sedley, Stephen. 2011. 'When Should a Judge Not Be a Judge?' *London Review of Books*, January. <http://www.lrb.co.uk/contributors/stephen-sedley>.

Sedley, Stephen. 2012. 'Judicial Politics'. London Review of Books 34 (4).
<http://www.lrb.co.uk/contributors/stephen-sedley>.

Sentencing Guidelines in England and Wales: An Evolutionary Approach. 2008. London: Sentencing Commission Working Group.
<http://copac.jisc.ac.uk/id/1878814?style=html&title=Sentencing%20guidelines%20in%20England%20and%20Walesan%20evolutionary>.

Sheldon Goldman. 1975. 'Voting Behavior on the United States Courts of Appeals Revisited'. The American Political Science Review 69 (2): 491–506.
<http://www.jstor.org/stable/1959082>.

Sumption, J. 2010. 'The Constitutional Reform Act 2005'. In Judicial Appointments: Balancing Independence, Accountability and Legitimacy. S.I.: s.n.
<http://copac.ac.uk/search?title=Judicial%2520Appointments%253A%2520Independence%2520Accountability%2520and%2520Legitimacy&sort-order=rank&rn=1>.

Sunstein, Cass R. 2003. 'Are Judges Conformists Too?' In Why Societies Need Dissent. Vol. Oliver Wendell Holmes lectures. Cambridge, Mass: Harvard University Press.
<https://www-jstor-org.libproxy.ucl.ac.uk/stable/j.ctv1pncntj.12>.

Sutton Trust. n.d. 'Research - Sutton Trust'.
<http://www.suttontrust.com/our-work/research/item/law-educational-backgrounds/>.

Thomas, C. 2006. 'Review of Judicial Diversity in the UK and Other Jurisdictions: Parts 1 and 2'. <http://www.ucl.ac.uk/laws/judicial-institute/publications.html>.

Thomas, Cheryl. 2010. Are Juries Fair. London%20%3A: Ministry%20of%20Justice%2C.
<http://copac.ac.uk/search?title=Are%20juries%20fair&sort-order=rank&rn=1>.

Vidmar, N. 2000. 'A Historical and Comparative Perspective on the Common Law Jury'. In World Jury Systems. Vol. Oxford socio-legal studies. Oxford: Oxford University Press.
<https://doi-org.libproxy.ucl.ac.uk/10.1093/acprof:oso/9780198298564.001.0001>.

Wistrich, A. 2010. 'Defining Good Judging'. In The Psychology of Judicial Decision Making. Vol. American Psychology-Law Society series. New York: Oxford University Press.
https://ucl.primo.exlibrisgroup.com/view/action/uresolver.do?operation=resolveService&package_service_id=14455024690004761&institutionId=4761&customerId=4760&VE=true.