

LAW BOOK NEWS INTERNATIONAL

OCTOBER 2011

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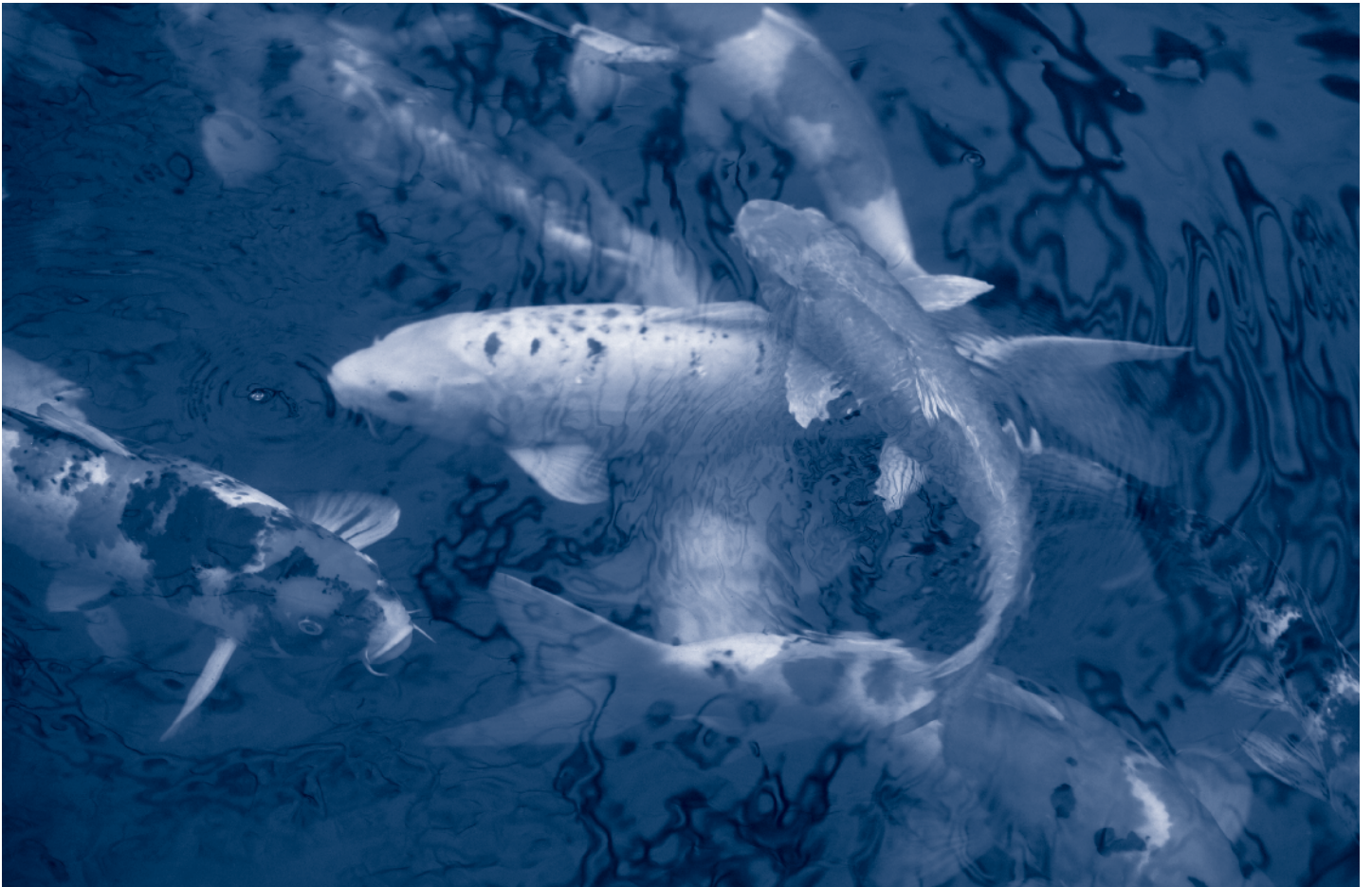
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FEATURE TITLE

HEWITT ON JOINT VENTURES, 5TH EDITION

General Editor: Ian Hewitt

Joint Ventures examines a range of transactions where two or more existing companies or firms agree to establish a common enterprise or business-related activity in which they intend jointly and directly to participate.

The new 5th edition of **Joint Ventures** offers you an in-depth examination of all aspects of joint ventures and a range of collaborative relationships. It identifies the principal issues raised by an array of transactions, sets out the relevant legal background and suggests ways of dealing with issues that may arise.

The new edition:

- Discusses the growth of joint ventures and alliances in the changing business and economic climate
- Examines duties of nominee directors under the *Companies Act 2006* and the new statutory derivative action now in force
- Includes the special features of joint venture agreements involving the public sector
- Addresses changes required to the Model Articles of Association under the *Companies Act 2006*
- Features the use of limited liability partnerships (LLP) in joint ventures
- Offers increased attention to “strategic” contractual alliances
- Provides a guide to the possible introduction of the European Private Company (EPC) as a structure for joint ventures
- Covers the *Bribery Act 2010* to ensure you are aware of the anti-bribery and corruption measures that need to be addressed when conducting an international joint venture
- Addresses the British Standards Institution’s framework specification, BS11000 on Collaborative Business Relationships, introduced in 2010 and issues surrounding the governance of joint ventures and alliances
- Discusses the increased use of mediation in dispute settlement
- Includes expanded coverage to the international dimensions of this edition with the introduction of Switzerland and updated sections on Brazil, Russia, India and China
- Offers additional precedents, such as the International Trade Centre (ITC) Model Contract for International Corporate Joint Venture aimed at small and medium enterprises



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Commonwealth, North America
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Sweet & Maxwell

NEW TITLES

CIVIL PRACTICE AND PROCEDURE

AUSTRALIAN CIVIL PROCEDURE, 9TH EDITION

Cairns

Now in its ninth edition, **Australian Civil Procedure** maintains its standing as Australia's most authoritative work in its field. With its detailed analysis of the law and its scholarly discussion of issues, this work provides a comprehensive treatment of the civil justice system in Australia.

The ninth edition brings the statutory and rule-based frameworks in all Australian jurisdictions entirely up to date. Additions and alterations incorporated into this edition include:

- Integration of the Federal Court Rules 2011 into the general text, highlighting the changes they introduce.
- Consideration of the court's continuing role in the pre-trial preparation and management of litigation, especially following the High Court decision in *Aon Risk Services Australia Ltd. v. Australian National University*.
- Discussion of the emerging importance of attempting settlement negotiations before suing in a court.
- Inclusion of recent developments in summary judgments, following the High Court decision in *Spencer v. Commonwealth*.
- Revision of the inter-relationship of federal and State jurisdiction and its consequences for the jurisdiction of State courts.
- Reconsideration of how to amend pleadings and of court processes.
- Review of legal professional privilege, including litigation privilege.
- Expanded discussion of trial processes, including reference to a special referee, procedural fairness at trial and unrepresented litigants.
- An update of costs, including cost capping and security for costs.

The work is essential reading for students and practitioners navigating the Australian civil justice system.

ORDER # L31362-E9-60193 \$270 AUD

Jurisdiction: Australia
Hardcover September 2011 9780455229362
Lawbook Co.

COPYRIGHT LITIGATION HANDBOOK, 2011 EDITION

Raymond J. Dowd

This publication is a desktop practice guide for litigators, handily sized for portability. Featuring practical, detailed guidance from an experienced federal trial lawyer, it walks attorneys step-by-step from the moment a prospective client calls, through the calculation of costs and attorney's fees. It is packed with sample forms, pleadings, motions, checklists, and practice tips; and includes up-to-date citations. The Appendix includes the full text of three essential documents for the copyright litigator: the *Copyright Act*, the Federal Rules of Civil Procedure, and the Federal Rules of Evidence. A valuable resource combining real-life tactics, legal analysis, and primary law.

- Checklists and practice tips
- Many forms including letters to clients, motions and pleadings, complaints, jury instructions, and more
- Using cease-and-desist letters and declaratory judgment actions to obtain interim relief before the end of trial
- Working with the U.S. Copyright Office to obtain registration and deposit documents

ORDER # A86991-FS-60193 \$265 USD

Jurisdiction: USA
Softcover September 2011 9780314601902
West

FUNDAMENTALS OF LITIGATION PRACTICE, 2011 EDITION

David F. Herr, Roger S. Haydock,
and Jeffrey W. Stempel

The unique feature added to this work is a brief "StartSmart" synopsis at the beginning of each chapter, intending to be the place to start for a new lawyer or for a more experienced lawyer who hasn't addressed the issue recently. The balance of each chapter provides more detailed and comprehensive coverage of procedure, tactics, and techniques. Coverage includes, in 35 chapters, investigation and litigation strategy, as well as every aspect of litigation: investigation, pleading, discovery, motion practice, trial, and appeal; settlement is also discussed throughout. This book devotes more attention to the litigation processes that take place before trial.

- Contains not only detailed procedure but also detailed litigation tactics and techniques
- Features authors who build upon more than 90 years of combined experience as practitioners, law professors, and neutrals.
- Helps lawyers easily, efficiently, and effectively solve common litigation problems without costly wheel-spinning.
- Includes a table of contents that sets out roughly the chronological life of a "typical" lawsuit
- Provides an overview of the law governing a particular problem and guides the process of obtaining further information

ORDER # A89710-FS-60193 \$120.50 USD

Jurisdiction: USA
Softcover August 2011 9780314605061
West

HONG KONG CIVIL PROCEDURE 2012 – THE HONG KONG WHITE BOOK

Editor-In-Chief: The Hon. Mr. Justice Chan, Permanent
Judge, Court of Final Appeal

General Editor: Mr. Martin Rogers and Clifford Chance

The Hong Kong White Book continues to provide the most comprehensive coverage of matters relevant to civil procedure and serves as the authoritative, court accepted reference source for understanding procedural rules and positing a point of law.

However, most importantly, it has been 24 months since the implementation of the Civil Justice Reform and there is now a body of CJR law which has been fully integrated into daily practice. With this in mind, we've asked a select review committee to refine the commentary, creating a tighter format ensuring CJR has been integrated in the most relevant ways.

In addition, there are many exciting developments in other areas such as Arbitration that are being integrated into the 2012 service.

The Court Book For Any Civil Litigator

We recognize this status brings with it a responsibility in providing not just the most trusted content, but also the level of first class service that goes along with it.

The **2012 Hong Kong White Book** service has been designed to keep readers abreast of the changes with four volumes, two supplements and at least three e-newsletters covering all areas of procedural practice from tribunals all the way to the Court of Final Appeal.

Two special releases are scheduled to ensure that civil practitioners will always have the most up-to-date information on changes as soon as they need them:

- Special Release (April 2011) CJR Cases from April 2, 2009 – February 2011
- Special Release (June 2011) Arbitration Ordinance

Commentary Revised and Refined By A Select Committee

Understanding the role **The Hong Kong White Book** plays in both the courts and the life of every civil practitioner, we are committed to making improvements year-on-year. With CJR in force for the past 24 months, the court insists and expects, familiarity with all the new provisions. Therefore we have undertaken a thorough review of the service. Led by Mr. Justice Chan PJ and Mr. Martin Rogers, a team of reviewers including Judges and practitioners, are ensuring that CJR is properly interwoven into all aspects of **The Hong Kong White Book**. This will bring greater and more varied expertise to bear on the commentary; expanding the commentary where required; and adding in relevant content from other jurisdictions. The outcome of this review process is certain to make **The 2012 Hong Kong White Book** a tighter, stronger and even more essential resource than ever before.

Comprehensive and Revamped Arbitration Section

The rapid pace of development continues with Hong Kong reaffirming its position as an international centre for dispute resolution. **The 2012 Hong Kong White Book** service includes a complete and revamped arbitration section that includes the new Arbitration Ordinance.

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Jurisdiction: Hong Kong
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O'HARE & BROWNE: CIVIL LITIGATION, 15TH EDITION

John O'Hare

- Provides a practical and comprehensive guide covering all areas of civil litigation in the High Court and County Court
- Explains how the Civil Procedure Rules work in practice
- Guides you through the procedure involved in any civil matter
- Covers all stages of litigation in a logical sequence from pre-action to enforcement and appeals
- Provides tactical and strategic advice, and recommends systems you can put in place
- Includes examples to help clarify what you need to do
- Deals with costs and funding
- Provides references to court forms and relevant rules
- Refers to the Civil Procedure Rules and The White Book
- Fully up to date with the latest legislative developments
- Written in an accessible narrative style

Relevant New Legislation and Changes

- Civil Procedure (Amendment) Rules 2011; Civil Procedure (Amendments Nos. 2, 3 and 4) Rules 2010
- Pre-Action Protocol for Low Value Personal Injury Claims in Road Traffic Accidents
- *Third Parties (Rights Against Insurers) Act 2010*
- Group Litigation Orders
- Disclosure of Electronic Documents: new PD 31B
- Recent case law developments include:
 - Part 36: the retreat from *Carver*: *Gibbon v. Manchester City Council* [2010]
 - Guidance on making an appeal to the Court of Appeal
 - Removal of expert witness immunity from suit
 - Withdrawing an admission
 - Changing experts
 - How to avoid being "ambushed" at trial
 - Relief from sanctions
 - Periodical Payment Orders
 - Amending statements of case

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Jurisdiction: England & Wales
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REGULATION, LITIGATION & ENFORCEMENT

Legg

While litigation is often considered a last resort for achieving regulatory objectives, its use can have significant impacts on the regulator and regulated entity, and a consequential impact on industry, government and the public.

Regulation, Litigation, Enforcement

examines the procedural aspects of litigation in the regulatory context from the perspective of theory, policy and practice. It considers litigation issues common to all regulatory schemes, such as investigation and information gathering powers, and criminal law aspects of regulatory litigation. The different regulatory regimes are considered together so that they can be compared and contrasted.

Regulation, Litigation, Enforcement reviews the need for regulation, forms of regulation and techniques of regulation. Pre-litigation steps are covered; coercive investigatory powers examined; and the limitations imposed by privilege discussed.

Chapter coverage includes:

- Directors' and Officers' insurance in the regulatory litigation context
- the law on whistle blowers and immunity
- pleadings, including the specific issue of challenging Australian Competition and Consumer Commission pleadings in cartel cases
- enforcement of the continuous disclosure regime under the *Corporations Act 2001* (Cth) and the Australian Securities Exchange listing rules
- the interaction between public and private enforcement, looking at how the Australian Securities and Investments Commission and shareholder class actions interact
- tax litigation
- settling civil penalty litigation brought by the Australian Competition and Consumer Commission
- criminal proceedings
- the criminalization of cartels.

Regulatory litigation has unique challenges because it usually involves the government as the plaintiff or prosecutor and the stakes are often high. Such complex subject-matter deserves analysis as an inter-related whole, which is the aim of this work.

Legal practitioners engaged in regulatory enforcement/litigation will find this work extremely useful. It will assist practitioners who are new to the area to understand the basics such as investigatory powers and pleadings, but it is also highly useful for experienced practitioners who have to address novel

issues such as criminalization and the rise of class actions. In-house lawyers, company secretaries and compliance professionals that have a regulatory interface, as well employees of regulators such as ASIC and ACCC, and students of litigation and/or regulation, will all benefit from this unique work.

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COMMERCIAL

EU COMPETITION LAW HANDBOOK 2012

General Editors: Professor Marc van der Woude and Christopher Jones

The **EU Competition Law Handbook** is a unique citator of European Commission decisions, EU Court judgments and national competition cases, helping you to quickly and easily identify cases and legislation relevant to any question of EU competition law.

With the content cross-referenced in a number of useful ways, such as by subject matter, and incorporating decisions and developments up to June 2011, this new edition is an essential research tool for any competition lawyer.

- Includes detailed tables of Commission Decisions, Merger Decisions, Joint Venture Decisions, General Court Judgments, European Court Judgments and National Decisions
- Provides coverage of leading national competition cases from member states
- Divided into three sections:
- Two distinct books addressing General Competition Rules and Mergers and Acquisitions
- One book providing extensive reference tables for the location of full text judgments and English case summaries online
- Brings you access to the latest decisions and developments up to June 2011
- Enables you to find quickly the relevant cases by subject matter and points you directly to the relevant paragraphs discussing a particular issue.
- A unique reference tool that provides you with insights into the most important cases in the EU Member States

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PRACTICAL COMPANY LAW AND CORPORATE TRANSACTIONS, 3RD EDITION

Mark Stamp, Matthew Elliott, Tom Jagers, Daniel Simons, Tom Watkins, Jeremy Kutner, James Offord, and Jo Windsor

Features and Benefits

- A complete guide to the principles, practice and procedure for all aspects of corporate transactions
- Fully updated to cover all aspects of the *Companies Act 2006*, FSA and City Code-related developments, the new UK Corporate Governance Code and the Stewardship Code
- Provides a user-friendly single volume company law resource
- In-depth analysis of takeovers and mergers, private company and business sales, acquisitions and demergers
- Includes a wealth of worked examples, case studies and flow charts, all cross-referenced to the main text

Relevant New Legislation and Cases

- Fully updated to cover all aspects of the *Companies Act 2006*, FSA and City Code-related developments, the new UK Corporate Governance Code and the Stewardship Code, and the restructuring of financial services regulation in the U.K.

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UNIFORM COMMERCIAL CODE, 2011-2012 EDITION

NATL CONF. OF COMMISSIONERS ON UNIFORM STATE LAWS

This edition contains the complete official **Uniform Commercial Code (UCC)** text with official comments. Arranged in chronological order by code articles for fast, easy access. Intended for use as quick reference.

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ORDER # A86364-FS-60193 \$123 USD

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Softcover September 2011 9780314936349
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SALE OF SHARES AND BUSINESSES, 3RD EDITION

LAW, PRACTICE AND AGREEMENTS

Andrew Stilton

The new 3rd edition:

- Offers expert guidance on every part of the sale of a business so you can make sure everything is covered and nothing is missed out
- Helps you draw up agreements for every type of business client using examples drawn from all sizes of transactions from the sales of small businesses to multi-million pound deals
- Covers both buyer and seller view points
- Goes through both the sale of shares and the sale of assets so that you always have the right advice and document templates to hand
- Carries you through the process from pre-acquisition or disposal of a company so you're fully prepared for any negotiations
- Outlines the key principles of undertaking a business transaction from due diligence, warranties and indemnities
- Includes coverage of specialist areas such as pensions, tax and employment law issues
- Ensures any agreements drafted are in line with the latest changes and developments in company and commercial law
- Discusses recent changes and updates to the *Companies Act 2006*, *Corporation Tax Act 2010* and *TIOPA 2010*
- Includes a CD-ROM full of all related precedents to enable you to draft the documents you need easily

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Jurisdiction: United Kingdom, European Union, Commonwealth
Hardcover + CD-ROM October 2011 9780414045163
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CONTRACTS

CONTRACT LAW IN HONG KONG

Mr. Lee Mason

Contract law in Hong Kong has become substantially localized in recent years. There have been many important local cases, including seminal judgments in key areas such as undue influence. Hong Kong's legislation has unique aspects, such as the Unconscionable Contracts Ordinance. What's more, the application of contract law has to be understood in the context of a Hong Kong setting. **Contract Law in Hong Kong** is therefore a very welcome and timely publication. Written by an expert, Mr. Lee Mason, it is comprehensive in scope, emphasizes the large body of local law, and is written in a clear style that "demystifies" intricate areas of law.

Demystifies complex principles

- Explains the underlying principles of contract law
- Elucidates some of the more intricate aspects of contract law

Focuses on local law and application in particular

- Provides a clear and comprehensive account of the modern law of contract, written in the context of Hong Kong setting
- High relevance to Hong Kong's contract law practice

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Sweet & Maxwell Hong Kong
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MISREPRESENTATION, MISTAKE AND NON-DISCLOSURE, 3RD EDITION

Professor John Cartwright

Misrepresentation, Mistake and Non-Disclosure:

- Fully explains the role of misrepresentation in contract law
- Further expands on the role of mistake and non-disclosure in a contractual dispute
- Provides a clear explanation into the definitions and differences between misrepresentation, mistake and non-disclosure
- Structured around remedies available for misrepresentation, mistake and non-disclosure to give practical focus for practitioners
- Fully updated in relation to both case law and statutory developments, including discussions of areas where points are still unclear or may be further reviewed by the courts or subject to statutory reform

The new 3rd Edition:

- Includes the Consumer Credit (EU Directive) Regulations 2010 and Consumer Credit (Disclosure of Information) Regulations 2010 which extend duties to provide information in consumer credit contracts
- Offers expert commentary on the Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010 which extend the scope of information duties in holiday contracts
- Includes the Business Protection from Misleading Marketing Regulations 2008 and the Consumer Protection from Unfair Trading Regulations 2008
- Includes the amendment of statutory liability for misrepresentation in the *Financial Services and Markets Act 2000* by the *Companies Act 2006* and the *Financial Services and Markets Act 2000* (Liability of Issuers) Regulations 2010

- Provides expert insight into the Law Commission's review of insurance law, including the Consumer Insurance (Disclosure and Representations) Bill 2011 on the basis that it is likely to be enacted shortly after publication of the book and will reform radically the remedies for misrepresentation and non-disclosure in consumer insurance contracts

And updated case law on:

- The Court of Appeal's decision in *Conlon v. Simms* (2008) on the duties of disclosure in forming a partnership and on liability in tort for breach of a duty of disclosure
- The acceptance and development in a number of cases, at first instance and in the Court of Appeal, of the approach suggested in *Peekay Intermark Ltd. v. Australia and New Zealand Banking Group Ltd.* (2006) to 'non-reliance' clauses and 'no representation' clauses and cases generally considering the problem of excluding liability for misrepresentation
- The House of Lords' decision in *Chartbrook Ltd. v. Persimmon Homes Ltd.* (2009) on interpretation and rectification for mistake
- Continuing debate (both in the English courts and elsewhere in the Commonwealth) about the Great Peace case on mistake and on the scope of mistake in general; and its application in relation to unilateral mistake in *Statoil ASA v. Louis Drefus Energy Services LP* (2008)
- A number of cases exploring the scope of damages recoverable in the tort of deceit, such as *4 Eng Ltd. v. Harper* (2009) and *Parabola Investments Ltd. v. Browallia Cal Ltd.* (2011) on recovery of loss of profits and loss of chance

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ORDER # L17460-E3-60193 £195 GBP

Jurisdiction: England & Wales, Commonwealth
Hardcover October 2011 9780414049550
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THE INTERPRETATION OF CONTRACTS IN AUSTRALIA

The Hon. Mr. Justice Kim Lewison and David Hughes

The Interpretation of Contracts in Australia provides practitioners with essential guidance on the construction and interpretation of contracts, including in difficult matters of disputed interpretation.

This adaptation of the widely acclaimed English title **The Interpretation of Contracts** by Sir Kim Lewison has been long awaited. Former Chief Justice Spigelman of the Supreme Court of NSW writes in the Foreword to this work:

"Some years ago I indicated ... an Australian version would be very welcome. I am very pleased David Hughes has undertaken the task to assist Sir Kim to produce an Australian edition ... I have no doubt it will make a significant contribution to both the drafting and the application of contracts in the Australian legal system."

Now barrister David Hughes and Sir Kim Lewison have thoroughly revised the English text to reflect Australian law, while retaining the structure and principles of interpretation of the first nine chapters of the English edition.

These principles of construction and interpretation are discussed in chapters which proceed through the key rules governing each of them. Extracts and summaries of decisions are provided to illustrate the application of those rules. The text's insights will inform the process of drafting or revising a contract by identifying key principles and discussing them comprehensively, yet concisely, with reference to case law.

By enabling lawyers to construct arguments rooted in the case law, this new Australian work will help lawyers better challenge contracts and explain their inadequacies.

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Softcover September 2011 9780455228686
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CRIMINAL LAW AND OFFENCES

ARCHBOLD HONG KONG 2012 – CRIMINAL LAW, PLEADING, EVIDENCE AND PRACTICE

Editor-in-Chief: The Honourable Mr. Justice Bokhary PJ, Permanent Judge, Court of Final Appeal

General Editor: Mr. Clive Grossman SC, Parkside Chambers

The past 12 months has seen an exponential growth in the number of important criminal decisions. This trend is set to continue: it is an exciting time in the local courts. Now in its seventh edition, **Archbold Hong Kong 2012** contains significant changes on almost all areas and is described as 'the bible of the criminal courts in Hong Kong'. As the only comprehensive work on criminal practice, it is the lawyers' companion at all stages: from taking instructions, to being a court book on trial and then on appeal. Containing essential knowhow, it is the must-have publication for practicing criminal law in Hong Kong.

Archbold 2012

- Only comprehensive local reference for criminal law, covering substantive offences, pleadings, sentencing, procedure, and evidence
- Four e-newsletters keeping you abreast in this rapidly developing area of law
- Authoritative source of law
- User friendly structure
- Fully updated commentary

New In 2012

- Substantial revisions to the Sentencing, Human Rights, Misconduct in Financial Markets, and Environmental Offences chapters
- Significant updates to commentary on indictments, jurisdiction, costs, appeals, confessions, sexual offences, offences against the person, immigration offences, hearsay, conspiracy to defraud, motor vehicles, organized crime, proceeds of crime and other key areas

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ORDER # L11306-BK-60193 \$898 USD
Jurisdiction: Hong Kong
Hardcover October 2011 9789626614297
Sweet & Maxwell Hong Kong
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CRIME AND JUSTICE: A GUIDE TO CRIMINOLOGY, 4TH EDITION

Marinella Marmo, Willem de Lint, and Darren Palmer

Crime and Justice: A Guide to Criminology has been for many years a leading Australian textbook for undergraduate and postgraduate students approaching this subject for the first time. The contributors are well known research academics in Australia who contribute to the criminological debate at national and international levels.

Fully revised and updated, this 4th edition offers a comprehensive guide in criminal justice and criminology that is well suited to a dual-semester approach. It covers a wide range of topics including: different forms of crimes – from street crime to state crime and international crimes; who commits crimes and who are the victims of crimes; and how society responds to crime. This book offers a balance between critical and administrative criminological traditions to add to the discourse of crime and justice in the twenty-first century.

This 4th edition, with 22 new authors and 15 returning authors, features six new chapters. This revised edition offers clear, accessible material, with a number of relevant and up-to-date case studies, examples, tables and images. It also includes further readings and questions at the end of each chapter. The section dedicated to national and international research resources has been updated to help students identify quality online sources for their research components.

Crime and Justice: A Guide to Criminology, 4th Edition is essential reading for students in criminal justice, criminology, penology, policing, sociology, justice and society studies and legal, studies as well as for practitioners who are interested in these areas.

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ORDER # L31361-E4-60193 \$95 AUD
Jurisdiction: Australia
Softcover October 2011 9780455228600
Lawbook Co.
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PROSECUTORIAL MISCONDUCT, 2011-2012 EDITION

Bennett L. Gershman

This resource establishes systematic guidelines on prosecutorial behaviour, citing thousands of precedential cases. Containing an extensive discussion of the *DeShaney* case, the text anticipates possible abuses and available sanctions. Chapters examine: investigative misconduct; prosecutorial misconduct in the grand jury; abuse of process; abuse of the charging function: selective, vindictive, and demagogic prosecution; suppression of evidence; the prosecutor and the media; misconduct in the plea bargaining process; delay; misconduct in the presentation of evidence; forensic misconduct; prosecutorial-provoked mistrials and double jeopardy; misconduct at sentencing; and sanctions for misconduct.

- Cites thousands of cases, including an extensive discussion of the *DeShaney* case
- Designed to assist in the prevention of abuses of the prosecutor's office
- Forms a critical handbook for prosecutors, defense attorneys, and judges
- Provides all the tools for bringing or defending a charge of prosecutorial misconduct
- Provides clear guidelines on prosecutorial behavior and standards of legal and ethical conduct

ORDER # A40345-INV-60193 \$404 USD

Jurisdiction: USA
Softcover September 2011 13516368
West

INSURANCE

MACGILLIVRAY ON INSURANCE LAW, 11TH EDITION, 2ND SUPPLEMENT

Professor John Birds, Simon Milnes, and Ben Lynch

MacGillivray on Insurance Law provides expert guidance and commentary on all the major classes of insurance including: life, personal accident, property and motor. The second supplement to the 11th edition brings you all the latest changes and developments in the law so that you can stay up-to-date and fully informed when advising your clients.

Discusses the following notable cases:

- On the meaning of insurance:
 - *Re Digital Satellite Warranty*
- On warranty:
 - *Hut Group Ltd. v. Great Lakes Reinsurance (UK) plc*
- On the conflict of laws:
 - *National Navigation Co. v. Endesa Generacion SA (The "Wadi Sudr")*
 - *Lucasfilm Ltd. v. Ainsworth*
- On illegality:
 - *Safeway Stores Ltd. v. Twigger*
- On misrepresentation:
 - *Synergy Health (UK) Ltd v. CGU Insurance plc & Ors*
- On non-disclosure:
 - *Joseph Fielding Properties (Blackpool) Ltd v. Aviva Insurance Ltd*
- On subrogation:
 - *Sousa v. London Borough of Waltham Forest*
- On causation:
 - *Global Process Systems v. Syarikat Takaful Malaysia Berhad (The Cendor MOPU)*
- On liability insurance:
 - *Omega Proteins Ltd. v. Aspen Insurance UK Ltd.*
- On the meaning of claim:
 - *William McIlroy (Swindon) Ltd. v. Quinn Insurance*
- On motor insurance:
 - *Churchill Insurance Co. Ltd. v. Wilkinson*
- On materiality, sex and premiums:
 - *Association Belge des Consommateurs Test-Achats ASBL v. Conseil des Ministres*

Includes detailed coverage of the *Equality Act 2010*.

ORDER #L19226-E11S2-60193 £145 GBP

Jurisdiction: United Kingdom, Commonwealth, United States
Softcover October 2011 9780414047914
Sweet & Maxwell

INTELLECTUAL PROPERTY

PRACTITIONER'S MANUAL FOR TRADE MARK PROSECUTION AND LITIGATION IN THE EU

Dr. Felix Hauck LL.M.

- Provides general knowledge of the trademark system in the EU, taking you through the basic legal principles and the significance of filing and litigation strategies
- Shows how the trademark laws of the EU member states have been harmonized, as well as looking at the non-harmonized areas of law
- Brings you commentary on the Community Trademark Directive including the must-know decisions of the European Court of Justice, in particular with respect to the question of likelihood of confusion
- Deals with the filing options provided by the EU trademark system and the Madrid Agreement, including the interplay between both systems; providing you with case examples and filing advice
- Explains the judicial trademark system for the 13 most important EU member states and contains valuable information on the local fees and the necessary involvement of local attorneys
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- Goes through the options and costs of enforcing trademark claims in court and out of court in each country; this includes C&D letters and preliminary injunction proceedings
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