



Inner Temple Library Newsletter

Issue 40, April 2015

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World Book Day

To celebrate UNESCO World Book Day on 23 April we will be displaying a small selection of items from our manuscript collection in the Lawson Room (which is on the first floor below the Library) from 12.30 p.m. - 2.30 p.m.



Saturday Opening

One of the four Inn Libraries is open from 10.00 a.m. to 5.00 p.m. on each Saturday during the legal terms.

April

25 April Inner Temple

May

2 May Lincoln's Inn

9 May Middle Temple

16 May Gray's Inn

23 May CLOSED

30 May Inner Temple

June

6 June Lincoln's Inn

13 June Middle Temple

20 June Gray's Inn

27 June Inner Temple

July

4 July Lincoln's Inn

11 July Middle Temple

18 July Gray's Inn

25 July Inner Temple

To view a Saturday Opening Timetable to December 2015 click [here](#).

Visitors

Recent visitors to the Library have included Justice Williams of the Supreme Court of Nova Scotia, who is the current IALS Fellow, Professor Spyridon Flogaitis, a new Academic Benchers, and Farah Wise, Assistant Librarian at Gray's Inn Library.

Outreach to New Pupils

In October 2014 the Library gave presentations to new pupils to introduce them to the Library and demonstrate how the resources and services it provides can aid their legal research, both within the Library itself and remotely. The presentations were described as “insightful and well presented”, “very informative”, “very useful and very gratefully appreciated”, and the pupils who attended were all confident that the insights gained would prove helpful in using the Library to conduct their research. The presentations were successfully repeated in March 2015 and will become a biannual feature of the Library’s outreach to new pupil members.



Legal Research Training

The third in our series of legal research training sessions for new pupils takes place on Tuesday 5 May from 5.30 p.m. to 6.45 p.m. in the Committee Room. The topic is researching legislation. To register for a place email trainingsessions@innertemple.org.uk.

Tours of the Library

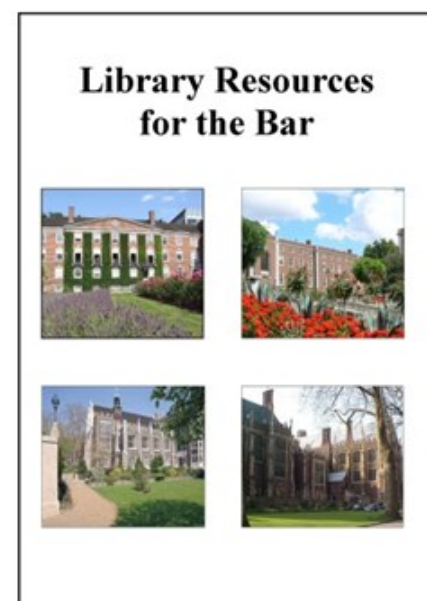
As from March this year Library staff have been collaborating with colleagues in the Education & Training Department on tours for **prospective student members** of the Inn. Our tours aim to give a quick overview of the Library and to make students aware of the range of Library facilities and services that are available to them, as soon as they join the Inn.

We have also been offering tours to **new clerks**. These take about 30 minutes and cover the layout of the Library and the way material is organised, as well as how enquiry desk staff can provide assistance. We show clerks how to search the Library catalogue and how to use the online index of legal abbreviations, and introduce them to the subscription databases.

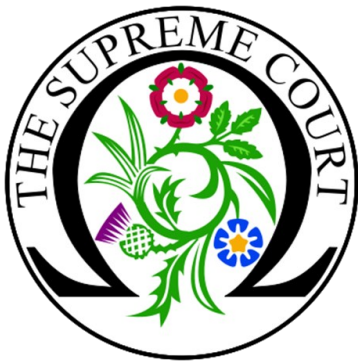
Enquiries about tours for clerks may be made by emailing librarytours@innertemple.org.uk

Library Resources for the Bar

A new edition of *Library Resources for the Bar* has just been published which is available in the Library and for downloading from the website. This guide outlines the collections, services and facilities that are available in the four Inn Libraries. It also features details of the [Inn Libraries specialisation scheme](#).



Supreme Court Display



The Constitutional Reform Act, which allowed for the creation of The Supreme Court, received Royal Assent ten years ago on 24 March 2005. The Inner Temple Library

commemorated this event with a display dedicated to the history and role the Supreme Court plays in the United Kingdom's judicial system. A [leaflet](#) to accompany the display can be found on the Library's website.

In October 2009, The Supreme Court replaced the Appellate Committee of the House of Lords as the highest court in the United Kingdom. The Supreme Court was established to achieve a complete separation between the United Kingdom's senior judges and the Upper House of Parliament, emphasising the independence of the Law Lords and increasing the transparency between Parliament and the courts.

Judgments of decided cases can be found on the Supreme Court website and the court launched a YouTube channel in 2013 on which summaries of judgments are read out. These summaries of judgments are also included alongside the judgments in the relevant cases.

Members of the public can visit the Supreme Court and observe cases during opening hours, and a permanent exhibition provides an insight into the work of the court and the history of the building.

For more information visit [The Supreme Court's website](#).

Selected material in the Inner Temple Library about The Supreme Court

Civil procedure (the White Book) (Current and previous editions)

Department for Constitutional Affairs. *Constitutional reform: a Supreme Court for the United Kingdom : a consultation paper* (2003)

Dickson, Brice. *Human rights and the United Kingdom Supreme Court* (2013)

Lee, James. *The doctrine of precedent and the Supreme Court* (2012)

Lee, James. *From House of Lords to Supreme Court : judges, jurists and the process of judging* (2011)

Miele, Chris. *The Supreme Court of the United Kingdom : history, art, architecture* (2010)

Paterson, Alan. *Final judgment : the last law lords and the Supreme Court* (2013)

Supreme Court Library. *Library handbook* (2013)

History Society Lectures

The Inner Temple History Society met for its second and third events in January and March 2015.

In January, the Master of the Temple, Robin Griffith-Jones, gave a lecture on the history of the Knights Templar and the Temple Church. The Master recounted in detail the origins of the order, the consecration of Temple Church in 1185, the lifestyle followed by the Knights, and their role in creating a system of international banking. Particular attention was given to the events of January 1215, when the Temple was the scene of crucial (and disastrous) negotiations between King John and his rebellious barons, and the issuing of the London Charter from the Temple in May 1215.

History Society Lectures cont.

In March, the History Society welcomed Professor Quentin Skinner, Barber Beaumont Professor of the Humanities at Queen Mary, University of London, for a lecture entitled “Why Shylock Loses his Case”, examining the use of judicial rhetoric in Shakespeare. Professor Skinner discussed Shakespeare’s close knowledge of legal rhetoric, and explained how the trial hangs on the distinctions between three types of cause - coniecturalis, iuridicalis and legalis. It was argued that the real reason for the failure of Shylock’s case was not Portia’s challenge to extract a pound of flesh without spilling any blood, contrary to traditional interpretations.



Shylock and Portia

The next lecture will take place on 1 July. It will be given by Master Popplewell who will be discussing “The Prime Minister and his Mistress”, the astonishing story of the love affair between 60 year old Asquith and 22 year old Venetia Stanley.

House of Commons Library Tour

Natalie Kent, Library Assistant, writes

In February I attended an open day at the House of Commons Library for librarians and information officers. This was a highly informative and engaging event, which combined presentations from staff working across various teams, demonstrations of online resources, and tours of the Palace of Westminster and the historic House of Commons Members’ Library.

It occurred to me in the course of the visit that various parallels might be drawn between the services offered by the House of Commons Library and by the Inner Temple Library. Presentations about indexing, customer services, enquiries and tours for new members highlighted several of these. Conversely I was provided with food for thought when the discussion turned to areas where services are different. Conversations about the potential benefits, and practicality issues, of providing access to e-books and other electronic resources across different platforms were particularly illuminating.



House of Commons Library
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Marshall Hall's Desk

The Inn has recently acquired the desk that belonged to Sir Edward Marshall Hall QC when he was in chambers in 3 Temple Gardens.



Marshall Hall in the 1920s

Marshall Hall was admitted as a member of the Inner Temple in 1880 and was called to the bar in 1883. He was appointed Queen's Counsel in 1898 and elected to Parliament in 1900. He became a Bencher of the Inner Temple in 1910. He was known as "The Great Defender" because of his passionate defence of murder suspects in high profile cases.

In November 1888 Marshall Hall joined the chambers of Sir Charles Hall QC on the first floor of 3 Temple Gardens and remained there as a tenant until his death in 1927. His desk remained and was acquired by Sir Anthony Hidden QC when he joined the same chambers in about 1960. The desk went with Master Hidden when the chambers moved to New Square, Lincoln's Inn and subsequently when he was appointed to the High Court bench, it accompanied him to the Royal Courts of Justice, until his retirement in 2003.



Marshall Hall's desk in situ

The desk now has a permanent home in Room E of the Library.

On the day after his death the flag over the Inner Temple flew at half-mast, and the Bench and Bar of England gathered in the Lord Chief Justice's court to do honour to his memory. Mr. Justice Avory, who presided, speaking with great emotion, said, "I am constrained to make reference to the great loss which the public and the profession of the law have sustained by the death of Sir Edward Marshall Hall. Of the gallant fights which he made as an advocate at the Bar, none has been more gallant than the fight which he has made against the malady which recently overtook him, and which, unfortunately, has ended fatally. No one who has known him as a personal friend, as an opponent at the Bar, as an advocate practising before one, as I have, can have failed to recognise his many sterling qualities, his striking individuality, and, above all, his great qualities as an advocate."

Sir Douglas Hogg, the Attorney-General, an advocate of so different a type and a generation apart from Marshall Hall, spoke on behalf of the Bar. "We at the Bar," he said, "regarded Sir Edward Marshall Hall, with pride, as a fearless advocate; and we who knew him loved him as a great-hearted gentleman. By his loss the profession is robbed of a brilliant personality, and its members lose and mourn a very loyal friend."

A great crowd, composed of all manner of men and women, collected to see the coffin of the great defender carried in and out of St. Marylebone Church, and his brother lawyers did him honour by a special memorial service in the Temple Church. His ashes were laid, like those of an antique hero, by the side of his mother and father at Frant. Indeed, there was something heroic about him. He was the last of his kind; his mantle has fallen on no successor. Through understanding of life, and the unfailing courage with which he used his commanding personality and great natural talents in his calling, he fought his way to a leading position among his fellow countrymen.

Marjoribanks: The Life of Sir Edward Marshall Hall, 1929

Finding Sources on Lexis Library

Specific resources on Lexis Library may be found in a variety of ways. The examples featured here relate to sources subscribed to by the Inner Temple Library.

Find a Source

On the home page there is a **Find a source box** where you can type the title of the source you are looking for, e.g. *New Law Journal*, and a search will be done across the whole of Lexis Library. If the source is available on the database, you will then be able to link through to it. Remember that you *cannot* use **Find a source** to locate particular cases or pieces of legislation.

The screenshot shows the Lexis Library 'Quick Find' search interface. It features a navigation bar with 'Search', 'Practice Areas', and 'Sources' tabs. Below the navigation bar, there are several search fields with corresponding 'Find' buttons: 'Legislation' (with 'Act' and 'SI' checkboxes), 'Case name or citation', 'Journal article', 'Form or precedent', 'Find a source' (with a dropdown menu showing 'new law journal'), and 'Find a legal term'.

Sources – A-Z List

From the home page, you can access an alphabetical list of all the individual sources for different jurisdictions. To find *Simon's Tax Cases*, for example, you would click on the Sources tab, select the **Country** you need (United Kingdom) from the drop-down menu and select "S" from the A-Z list. You need to be aware that Lexis does not always index items in the way that you might expect, e.g. The Law Reports are indexed under the issuing body, ICLR.

The screenshot shows the Lexis Library 'Find Sources' interface. It features a navigation bar with 'Search', 'Practice Areas', and 'Sources' tabs. Below the navigation bar, there are several search fields with corresponding 'Find' buttons: 'Browse Sources', 'Find Sources', '1. By' (with 'Alphabet' and 'Keyword' radio buttons), '2. Choose:' (with a dropdown menu showing '0-9' and 'A-Z'), '3. Filter by:' (with a dropdown menu showing 'Country' and 'United Kingdom'), and '4. Select sources below to search' (with a list of sources including 'Shawcross & Beaumont: Air Law', 'Sheerness Times Guardian', 'Sheffield Telegraph', 'Sheppey Gazette - Archive*', 'Shepton Mallet Journal*', 'Shields Gazette', 'Sidmouth Herald', 'Simon's First-tier Tax Decisions', 'Simon's First-tier Tax Decisions Index', 'Simon's Tax Briefing', 'Simon's Tax Cases', and 'Simon's Tax Cases Index').

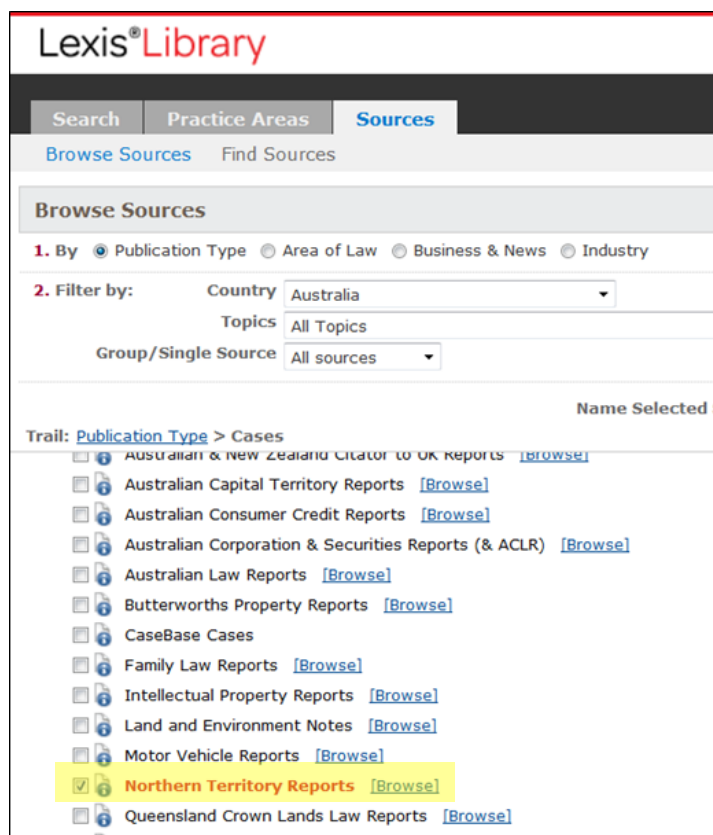
Sources – Browse Sources

You can use this function to search for a type of material e.g. cases, legislation or commentary. First click on **Sources** and **Browse Sources**, select the **Publication Type** option and a **Country** from the drop-down menu and then click on the **category** of material you need. You can search across everything or you can choose individual titles. To find *Northern Territory Reports*, for example, you would select Australia from the list of countries and then click on **Cases**.

The screenshot shows the Lexis Library 'Browse Sources' interface. It features a navigation bar with 'Search', 'Practice Areas', and 'Sources' tabs. Below the navigation bar, there are several search fields with corresponding 'Find' buttons: 'Browse Sources', 'Find Sources', '1. By' (with 'Publication Type', 'Area of Law', 'Business & News', and 'Industry' radio buttons), '2. Filter by:' (with a dropdown menu showing 'Country' and 'Australia'), and '3. Select a category to view sources' (with a list of categories including 'Cases', 'Commentary', 'Custom Sources', 'Legal Indexes & Tables', 'Legislation', 'Citators & Digests', 'Companies & Organisations', 'Industries & Markets', 'Legal Journals', and 'Materials').

Finding Sources on Lexis Library cont.

You can then select *Northern Territory Reports*.



Bookshelf

The Bookshelf is on the right of the home page and lists the most frequently used items from the Inner Temple Library's Lexis subscription. Each item has a search or browse option.

Remember to click on **View more** at the bottom of the page to see the full Bookshelf.

OVERNIGHT LOANS

- Now available to barristers (including pupils) who are members or tenants of the Inner Temple, and barristers (including pupils) from chambers adjacent to the Inn
- See [website](#) or ask staff for full details

BAILII Update

New Content

New material continues to be added to the database. In conjunction with the Institute of Advanced Legal Studies and LLMC-Digital, BAILII will soon be adding case papers to many of its Privy Council judgments – as an example see:

[Overseas Tankship \(U.K.\) Ltd v Morts Dock & Engineering Company Ltd \[1961\] UKPC 1 \(18 January 1961\)](#)

House of Lords appeals in tax matters as found in *Tax Cases*, 1883-1940 are now available. The corresponding first instance decision is included in each case. Coverage will eventually be extended to 1860-2004.

Additions to the Scottish cases will include Morison's *Dictionary of Decisions*, 1540-1808, Brown's *Supplement to Morison's Dictionary of Decisions*, 1622-1794, Elchies's *Dictionary of Decisions*, 1733-1754, and Haile's *Decisions of the Court of Session*, 1766-1791. So far 10,000 of a total of 19,000 documents have been added to the database.

Usage

BAILII has always been heavily used by members of the legal profession. The annual [Society of Legal Scholars and BIALL Survey](#) reveals that BAILII is, by a large margin, also the most frequently accessed free website in the legal sector, providing invaluable support to teaching staff and to students in their legal studies.

Funding

BAILII's principal source of funding is, as ever, voluntary donations. In order to remain in operation BAILII is dependent on a continuing flow of donations both from its commercial users (including legal and other professionals, and publishers) and from educational institutions.

Further information on donating to BAILII may be found [here](#).

AccessToLaw: Singapore and Malaysia

Lee Kuan Yew, the founding father of modern Singapore, was called to the Bar of England and Wales in 1950. His Inn was the Middle Temple, where in 1969 he was elected an Honorary Benchers. His death last month will have reminded many of his role in the separation of Singapore from Malaysia in 1965, fifty years ago this year.

Both countries have legal systems based on English common law and both naturally have their own separate sections within the Commonwealth area of [AccessToLaw](#).

Useful introductions to the two legal systems are provided by the US-based legal research site GlobalLex. For Singapore there is **Guide to the Singapore Legal System and Legal Research**, a lengthy guide with many links to sources, last updated in 2013. A comparable guide covering Malaysia and also updated to 2013 is **Overview of Malaysian Legal System and Research**. Further guidance, with a more historical perspective, is provided by **Introduction to the Malaysian Legal System and Sources of Law**.

In many jurisdictions with British colonial origins the chambers or office of the Attorney General plays an important role in the legal system including the publication of legislation and other legal information. **Singapore Statutes Online** is a site produced by the Singapore Attorney-General's Chambers which makes freely available in full text all current Acts and Subsidiary Legislation. Malaysia's laws are to be found on the site **Attorney General's Chambers of Malaysia**, in both English and Bahasa Malaysia (Malay language) versions.

For Bills, reports of debates and other background material relating to legislation the relevant sources are, as one would expect, the websites of the respective parliaments, **Parliament of Singapore** and **Parlimen Malaysia**. The Singapore site content is entirely

in English, with some material such as debates going back to 1965. The Malaysian site has English and Bahasa Malaysia versions but some material such as Hansards is not available in English.

Moving on to case law, the main online source for Singapore is the site **LawNet**. This is essentially a subscription site, provided by the Singapore Academy of Law, but some recent cases are available free of charge via a link to the Academy's separate Singapore Law Watch site. For Malaysia there is the website of the courts administration, **Chief Registrar's Office, Federal Court of Malaysia**. Although free, its coverage of judgments in the Federal Court and Court of Appeal extends back only to 2007. Judgments are in either English or Bahasa Malaysia.

Other material on the Malaysia courts site includes cause lists, court rules, practice directions and links to information on the courts of the individual Malaysian states. The corresponding entry with comparable information for Singapore is **Supreme Court, Singapore**.

In both Singapore and Malaysia the legal profession is fused. The **Law Society of Singapore** is therefore the representative body for all Singapore's lawyers, while its direct counterpart in Malaysia is the **Malaysian Bar**. Both sites feature similar information, including membership directories and details of the qualifying procedure.

The legal system in the East Malaysia states of Sabah and Sarawak differs in some ways from that of Peninsular Malaysia. For information relating specifically to the East Malaysia states there are two dedicated sites, **State Attorney-General's Chambers, Sabah** and **Sarawak State Attorney-General's Chambers**. Both have information on state legislation, with texts also included on the Sabah site.

AccessToLaw: Singapore and Malaysia cont.

All of the sites described relate to entries in AccessToLaw's [Singapore](#) and [Malaysia](#) sections, but it may be worth concluding with a mention of AccessToLaw's [Commonwealth General](#) section, and specifically the entry there for the Commonwealth Legal Information Institute, **CommonLII**. Relevant content is selective, but for Malaysia in particular it includes material not readily available elsewhere online such as some cases back to 1969 and some legislation back to 1914.

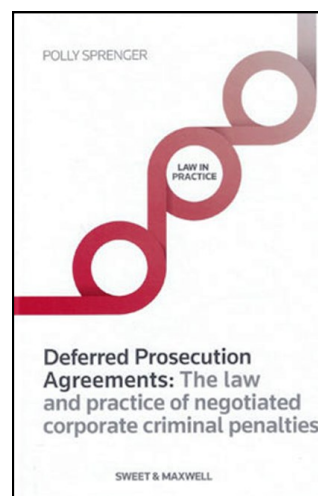
New Acquisitions

Our collection of Indian law textbooks has recently been substantially updated thanks to the generosity of Ramakrishnan Viraraghavan, a barrister of this Inn, who has kindly presented the following revised editions of titles held by the Library: Jain's *Constitutional law*, 7th edition; Sarkar's *Law of evidence*, 18th edition; four titles by Mulla: *Code of Civil Procedure*, 18th edition, *Transfer of Property Act*, 12th edition, *Hindu law*, 21st edition and *Principles of Mahomedan law*, 20th edition; Pollock and Mulla's *Sale of Goods Act*, 9th edition and the same authors' *Indian Contract and Specific Relief Acts*, 14th edition; and Kanga & Palkhivala's *Income tax*, 10th edition.

In this 800th anniversary year we have recently acquired three books relating to Magna Carta. The first is Professor David Carpenter's exhaustively annotated new translation in the Penguin Classics series. The second is *Magna Carta uncovered* by Anthony Arlidge QC and Lord Judge.



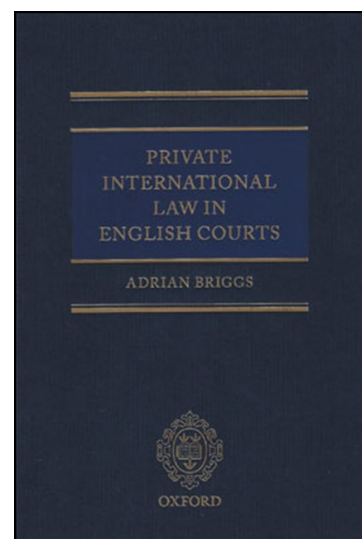
The third, presented by the Master of the Temple, one of the contributors, is a collection of essays entitled *Magna Carta: muse and mentor*.



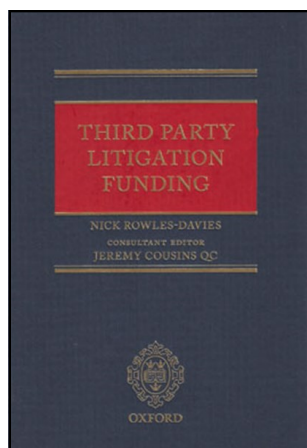
Deferred prosecution agreements by Polly Sprenger (Sweet & Maxwell) is a topical guide to the new regime for addressing corporate liability in England and Wales. It provides a straightforward account of the development of the new rules, and will be essential reading for those at the nexus of

corporate crime and prosecution. It brings together a range of diverse materials in a useful and accessible guide to the law and use of DPAs, and defines the circumstances in which a DPA would be an appropriate course of action, and what processes to follow in the creation of one. The author also sets out the development of the relevant legislation leading to the availability of DPAs in the UK from 2014.

Adrian Briggs's *Private international law in English courts* (Oxford) offers a restatement of European and English Private International Law as it applies in the English courts. The author departs from the traditional approach of describing private international law through its common law foundations. The author places European Regulations, and related statutory material, at the front and centre of the book, reorganising private international law according to the principle that the law is increasingly European and decreasingly insular.



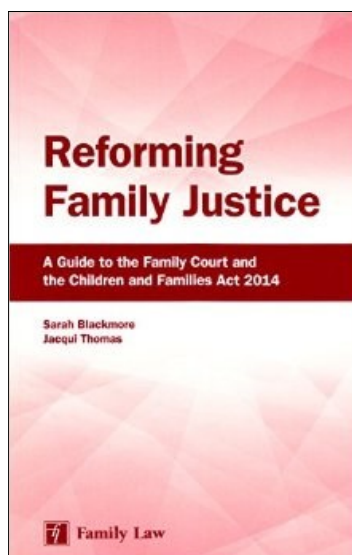
New Acquisitions cont.



Third party litigation funding by Nick Rowles-Davies (Oxford) aims to provide the first comprehensive one-stop third-party funding reference resource to help practitioners in preparation for seeking funding, and in their decision-making.

It examines the impact of the Jackson reforms and damages-based agreements as well as the Code of Conduct of the Association of Litigation Funders. The author also reviews a number of notable cases, including the *Gulf Azov Shipping v. Idisi*, *Arkin v. Borchard Lines*, and *Merchantbridge v. Safron General Partner 1 Ltd*, and their impact on funders, practitioners and clients.

In addition to those already mentioned, we are grateful to the following who have presented new works, or new editions of existing works, to the Library: Master Stephen Bickford-Smith for *Rights of light*, 3rd edition; Sarah Blackmore and Jacqui Thomas for *Reforming family justice*; Master Eder for *Lord Mansfield: justice in the age of reason* by Norman J. Poser; Sarah Green for *Causation in negligence*; Master Neill for *Duncan and Neill on defamation*, 4th edition; and James Purchas for *Civil appeals* by James Leabeater and others.



Forthcoming Events

27 April 2015

Temple Women's Forum & The Association of Women Barristers: A Survivor's Guide to Staying at the Bar

Location: Middle Temple Hall

5.30 p.m. for 6 p.m.

Book [here](#)

12 May 2015

Inns' Magna Carta Lecture Series - Magna Carta and the Holy Grail

The Rt Hon. The Lord Neuberger of Abbotsbury

Location: Lincoln's Inn

6.15 p.m. for 6.45 p.m.

(1 hr CPD)

Book [here](#)

18 May 2015

London Legal Walk

The Inner Temple Team will be setting off from the Treasury Office at 4.30 p.m.

Join the Team [here](#)

Sponsor the Team [here](#)

8 June 2015

Temple Women's Forum Cross Profession Networking Reception

Speaker: The Rt Hon. Baroness Hale of Richmond DBE

Location: Inner Temple Garden

5.30 p.m. for 6 p.m.

Book [here](#)

9-10 July 2015

British Academy Conference: The Race Relations Act at 50

Convenors: Dr Iyiola Solanke, University of Leeds, and Mr Patrick Maddams, Inner Temple

Location: The British Academy

10-11 Carlton House Terrace

London SW1Y 5AH

9.30 a.m. - 5.00 p.m.

Book [here](#)