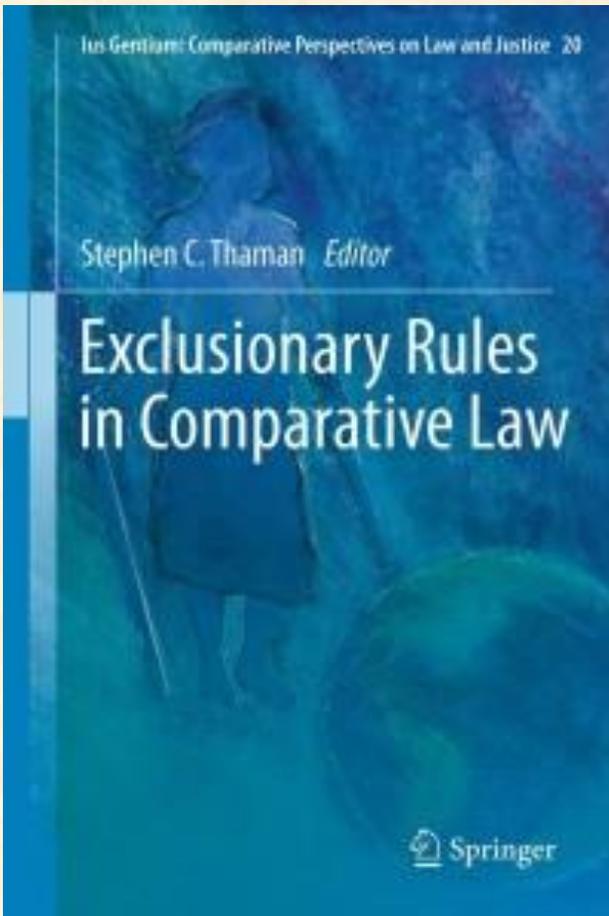


New books in Law Library

August 2021



Exclusionary Rules in Comparative Law

This book is a comparative study of the exclusion of illegally gathered evidence in the criminal trial, which includes 15 country studies, a chapter on the European Court of Human Rights, and a comparative synthetic conclusion. No other book has undertaken such a broad comparative study of exclusionary rules, which have now become a world-wide phenomenon. The topic is one of the most controversial in criminal procedure law, because it reveals a constant tension between the criminal court's duty to ascertain the truth, on the one hand, and its duty to uphold important constitutional rights on the other, most importantly, the privilege against self-incrimination and the right to privacy in one's home and one's private communications. The chapters were contributed by noted world experts on the subject for the XVIII Congress of the International Academy of Comparative Law in Washington in July 2010.

Link to the book in the catalogue: <https://bit.ly/3xAlYfx>

Introduction to Investor-State Arbitration

YVES DERAINS
JOSEFA SICARD-MIRABAL

 Wolters Kluwer

Introduction to Investor-State Arbitration focuses on sometimes difficult concepts of investor-State arbitration in a clear and concise explanatory manner while drawing attention to important cases. Today thousands of investors act globally in markets providing services, technology or capital in countries all around the world. This activity can be peacefully accomplished when both the investor and the host State know that the disputes will be resolved under the aegis of the investor-State arbitration regime, wherein an investor is provided with a direct right of action against a State, most commonly stemming from a bilateral investment treaty or a multilateral treaty such as the Energy Charter Treaty and the North American Free Trade Agreement, as well as public contracts .

Link to the book in the catalogue: <https://bit.ly/3CBkfvn>



Hineinblättern

GLOBAL TRADE LAW SERIES

INTERNATIONAL ECONOMIC LAW AND THE CHALLENGES OF THE FREE ZONES

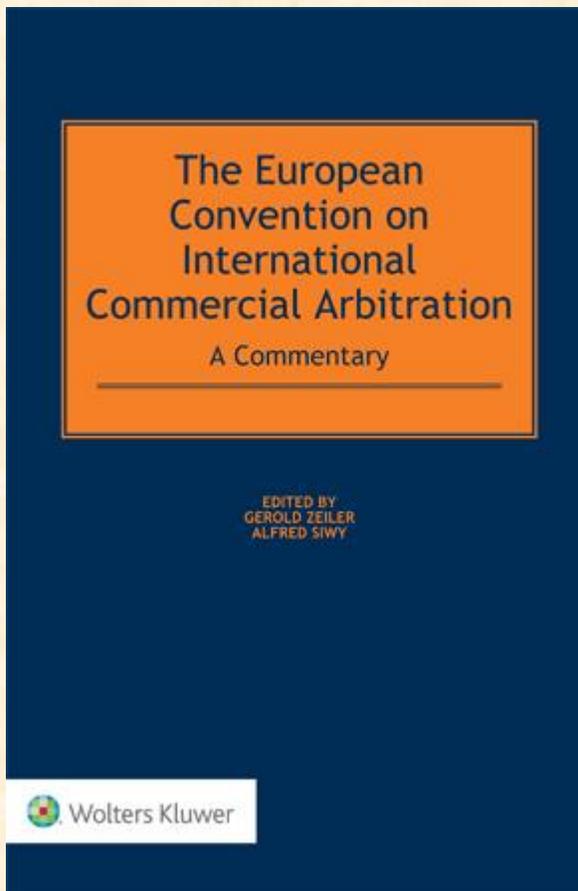
Edited by
Julien Chaisse & Jiaxiang Hu

Wolters Kluwer

International Economic Law and the Challenges of the Free Zones

Special economic zones (SEZs) have become a permanent feature of the world trade scene. This book, the first to provide a critical and comprehensive analysis of SEZs covering a wide spectrum of countries and regions, shows how SEZs, albeit established at the domestic level by different countries, raise multiple legal issues under international economic law. This first-rate book is the product of the Asia FDI Forum IV held in Hong Kong in 2018. Thoroughly exploring the development of the SEZ phenomenon and its players, the contributing authors (all leading economic law experts) review the issues raised by SEZs in the context of international trade law, international investment law and investment arbitration. They identify the extent to which SEZs have been coherent in their design and policymaking, in particular with regard to domestic law reforms. They address such aspects both core themes and specific examples. The chapters also include insights into the new emerging generation of international investment agreements; WTO accession, transparency, and case law materials clarifying specific trade issues associated with SEZs; and new rules to protect the environment and labour rights...With its critical and comprehensive analysis of the dynamic SEZ phenomenon across legal, economic, investment, regulatory and policy matrices including a thorough analysis of the success factors and required policies for SEZs this book takes a giant step towards answering the question whether SEZs fundamentally contradict norms of international law or whether SEZs have to be considered as laboratories which facilitate the implementation of international economic policies

Link to the book in the catalogue: <https://bit.ly/37zfbtq>



The European Convention on International Commercial Arbitration provides a comprehensive overview of the provisions of the European Convention on International Commercial Arbitration (“ECICA” or the “Convention”) concluded on 21 April 1961, in Geneva and certain related topics of international commercial arbitration for a better understanding of the relevance of some of these provisions. Originally drafted during the Cold War era to facilitate trade between Western and Eastern European countries, the ECICA has come to the fore in recent years as commercial relationships proliferate between Western Europe and such resource-rich countries as Russia, Ukraine and Kazakhstan. This commentary is the first comprehensive overview in English of the Convention’s provisions, annexes, subsequent agreements and relevant case law and scholarship.

Link to the book in the catalogue: <https://bit.ly/3AvbfpS>

Collection of
ICC Arbitral Awards
Recueil des sentences
arbitrales de la CCI
2012-2015

Jean-Jacques Arnaldez

Yves Derains

Dominique Hascher

 Wolters Kluwer

 **ICC** INTERNATIONAL
CHAMBER
OF COMMERCE
The world business organization

The Collection of ICC Arbitral Awards 2012-2015 contains extracts of cases handled by the ICC Court of Arbitration, one of the world's most respected arbitral institutions. This most recent collection supplements six previous and successful volumes containing awards from the periods 1974-1985, 1986-1990, 1991-1995, 1996-2000, 2001-2007 and 2008-2011. This collection is a practical reference tool, containing three types of useful indexes incorporating information from all three volumes:

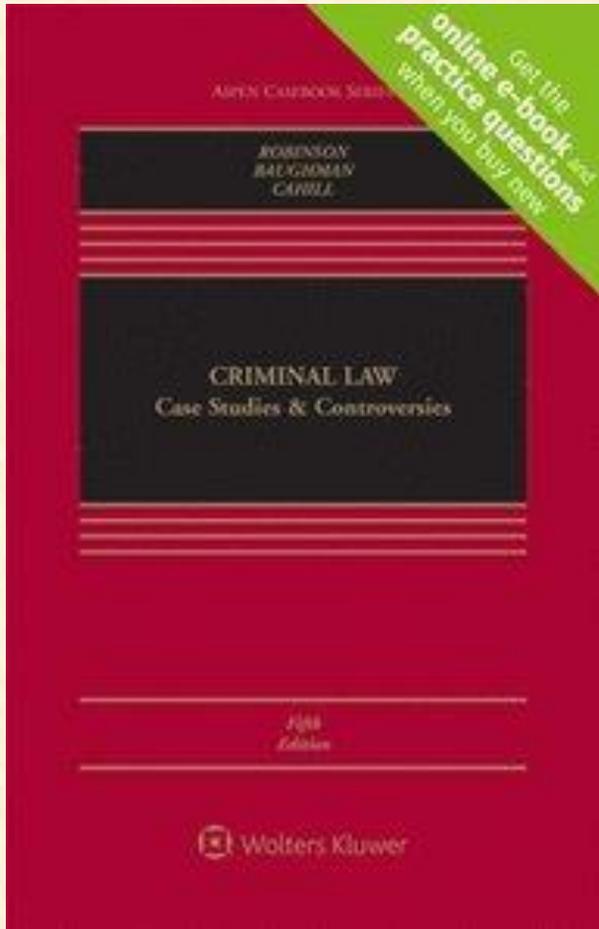
a consolidated analytical table, in both English and French, contains extensive cross-references based on the terminology used in awards and case notes;

a chronological index lists the awards;

a key word index, also provided in both languages, allows the reader to locate the material of interest quickly and easily.

In addition to providing a wealth of information in a highly accessible manner, this book includes case notes and expert commentaries on the awards. This publication is an indispensable reference work for anyone interested in international arbitration and in the reasoning of international arbitrators on the interpretation and application of contractual clauses, international conventions, and the law of international trade. It is invaluable to both scholars and practitioners involved in the drafting and negotiation of international commercial contracts and the resolution of international commercial disputes.

Link to the book in the catalogue: <https://bit.ly/2VD1Y0j>



Criminal Law: Case Studies and Controversies eschews traditional reliance on judicial opinions in favor of an innovative and dynamic method of criminal law instruction that is centered on statutory interpretation and case studies. Examination of real-world problems allows first-year law students to not only develop familiarity with the criminal law doctrine necessary for potential careers as prosecutors or defense attorneys, but also hone crucial skills for lawyering in general. Provocative case studies provide background for engaging class discussion and challenge students to tackle applying doctrine in real-world situations. When useful, the book provides actual cases from a variety of jurisdictions to further illuminate the concepts with which students have already been forced to grapple.

Link to the book in the catalogue: <https://bit.ly/2XmISvX>



Understanding and Using Trusts Loose Leaf

All the essential issues in Massachusetts trust law and practice can be found in this book, including formation of the trust; duties, powers, and liabilities of trustees; responsibilities for various types of trust investments, including guidance on the Massachusetts Prudent Investor Act; distribution, funding, and accounting issues; duties relating to income tax and GST tax; obtaining the court's assistance with trust administration; administration of charitable trusts; and trust termination.

Two critical areas of trust-related law practice are explored in detail: lawyers acting as trustees and lawyers representing trustees. A number of difficult regulatory and ethical issues are raised by these types of practice, and *Understanding and Using Trusts* explores these issues in depth.

Link to the book in the catalogue: <https://bit.ly/3yCT4hm>

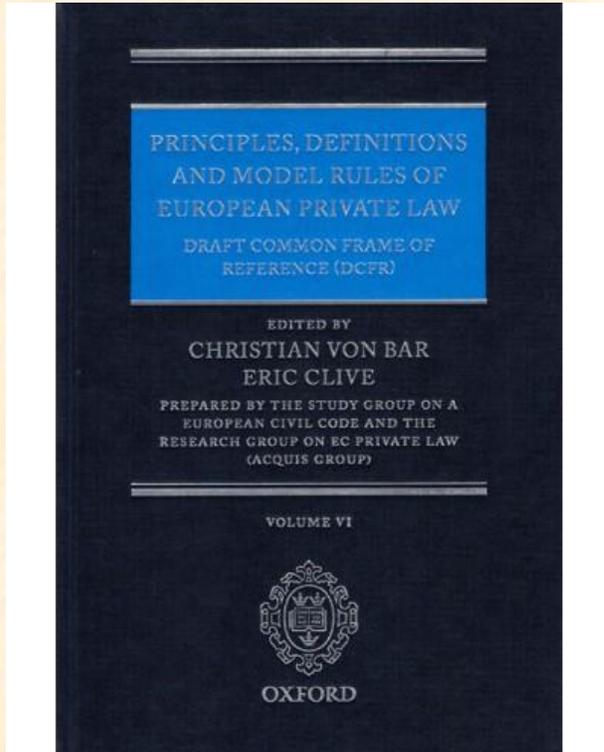
Principles, Definitions and Model Rules of European Private Law: Draft Common Frame of Reference (DCFR)

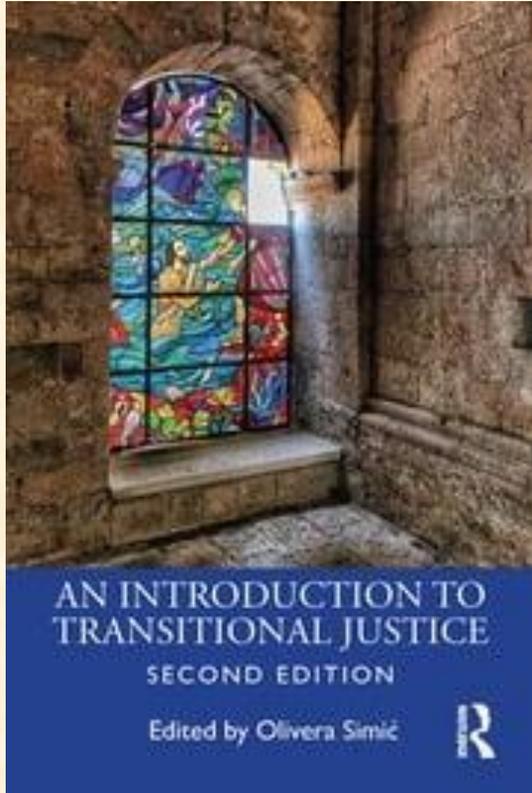
This landmark reference work marks the culmination of over 20 years' research into the history and potential future of European private law. An international team of researchers have analysed the diverse national traditions of private law to compile a codified set of principles of European law for the law of obligations and core aspects of the law of property - known as the Draft Common Frame of Reference.

This full edition (6 volumes) of the reference work comes complete with all the scholarly apparatus needed to interpret the principles. Full commentary is provided on the text of the 'draft common frame of reference', together with references to and comparative analysis of all the national legal materials used as a basis of the text.

The complete work will form a central reference point for all future discussion of the harmonisation of European private law, and the interpretation of EU measures in the field. It also represents a major reference work in its own right, offering the fullest resource available on European private law, invaluable for researchers in comparative law and European legal history.

Link to the book in the catalogue: <https://bit.ly/3jX1OZx>

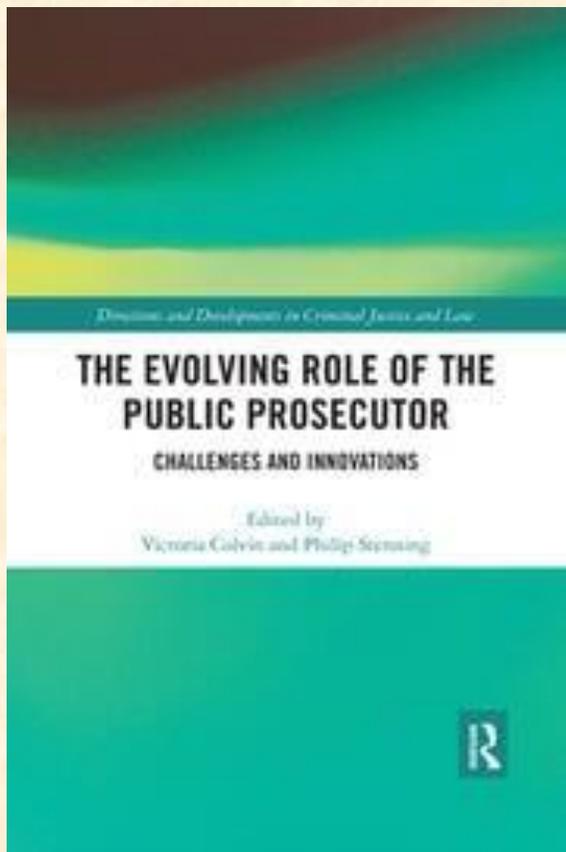




An Introduction to Transitional Justice

The Second Edition of *An Introduction to Transitional Justice* provides a comprehensive overview of transitional justice judicial and non-judicial measures implemented by societies to redress legacies of massive human rights abuse. Written by some of the leading experts in the field, it takes a broad, interdisciplinary approach to the subject, addressing the dominant transitional justice mechanisms as well as key themes and challenges faced by scholars and practitioners.

Link to the book in the catalogue: <https://bit.ly/2XI701J>

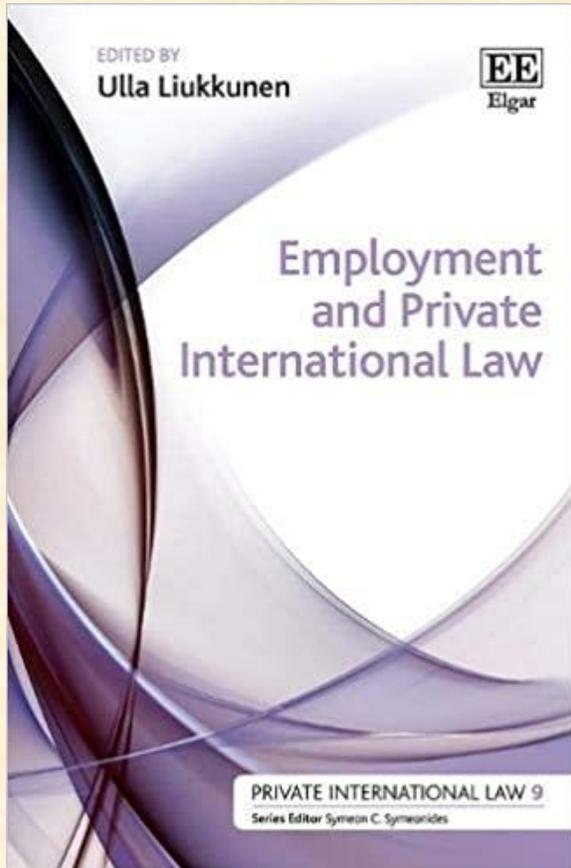


The Evolving Role of the Public Prosecutor: Challenges and Innovations

The modern public prosecutor is a figure both powerful and enigmatic. Legal scholars and criminologists often identify “three essential components” of criminal justice systems: police, courts and corrections. Yet increasingly, the public prosecutor occupies a distinct role independent from any of these branches. Acting outside of the court, and therefore largely out of the public eye, the prosecutor’s control over whether and what charges proceed to court can limit judicial discretion on sentencing, open pathways to alternative measures and even deny entry into the criminal justice system entirely. In this sense the prosecutor serves as a true “gatekeeper” to the criminal process.

This book addresses key aspects of the evolving role of domestic and international prosecutors in common law and civil law systems in the twenty-first century, and the challenges posed by this evolution. This collection of chapters from respected scholars takes an international, comparative approach and explores how these different legal systems have borrowed theorisations and articulations of the prosecutorial role from each other in adapting the office to changing conditions and expectations. The volume is structured around four main themes relating to the role of the modern prosecutor: the nature of the prosecutor’s office, the role of the prosecutor in investigations, prosecutorial discretion and how it is exercised, and politicisation and accountability of prosecutors.

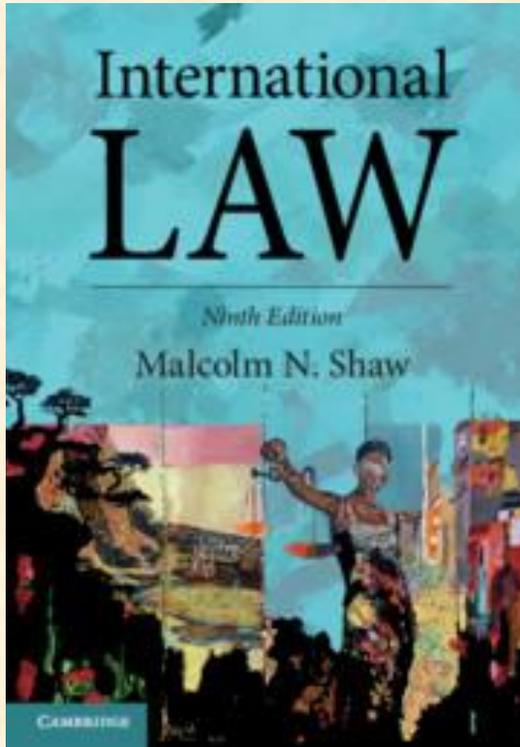
Link to the book in the catalogue: <https://bit.ly/2Xwby5D>



Employment and Private International Law

This invaluable review focuses on employment law and labour protection issues that are central to understanding the complex development of private international law and its broadening challenges. The text also discusses timeless questions that reflect specific features and fundamental issues of this ever-changing subject area, whilst drawing attention to the broader regulatory framework and significant challenges to traditional approaches under way. This will be of great interest to both labour law and private international law scholars and practitioners who deal with cross-border work.

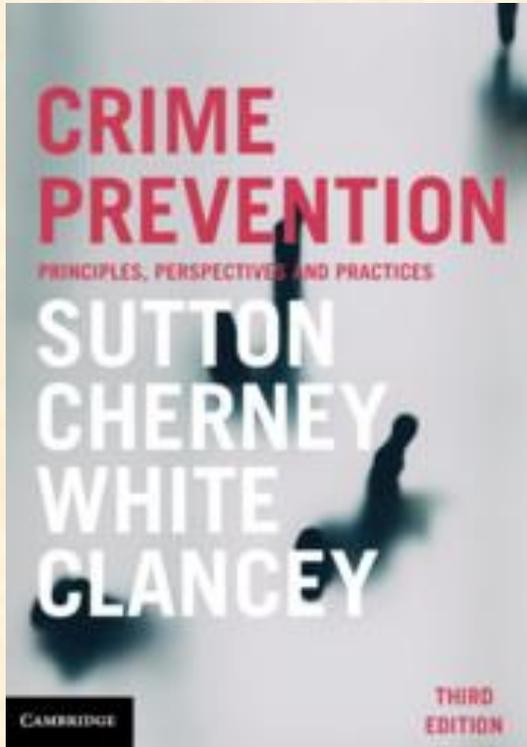
Link to the book in the catalogue: <https://bit.ly/2UmzVBz>



International Law

International Law is the definitive and authoritative text on the subject. It has long been established as a leading authority in the field, offering an unbeatable combination of clarity of expression and academic rigour, ensuring understanding and analysis in an engaging and authoritative style. Explaining the leading rules, practice and caselaw, this treatise retains and develops the detailed referencing which encourages and assists the reader in further study. This new edition has been fully updated to reflect recent developments. In particular, it has expanded the treatment of space law and of international economic law, and introduced new sections on cyber operations and cyber warfare, as well as reflecting the Covid-19 crisis.

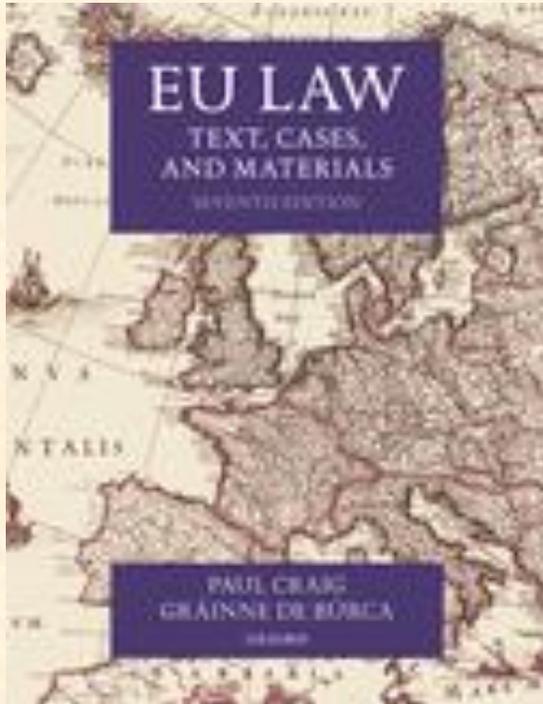
Link to the book in the catalogue: <https://bit.ly/3z3vqe3>



Crime Prevention: Principles, Perspectives and Practices

Crime Prevention: Principles, Perspectives and Practices introduces readers to the theory and practice of crime prevention. Now in its third edition, this book argues for a combination of social and situational/environmental crime prevention strategies as more effective alternatives to policing, criminal justice and 'law and order' approaches. Contending that the principles of prevention can be applied to persistent crime problems such as alcohol-related violence and family and domestic violence, the book explores the prevention of other broad societal harms including terrorism, cybercrime and threats to the environment. The book features useful pedagogy such as case studies, discussion questions and extension topics, as well as new chapters on environmental crime and counter-terrorism.

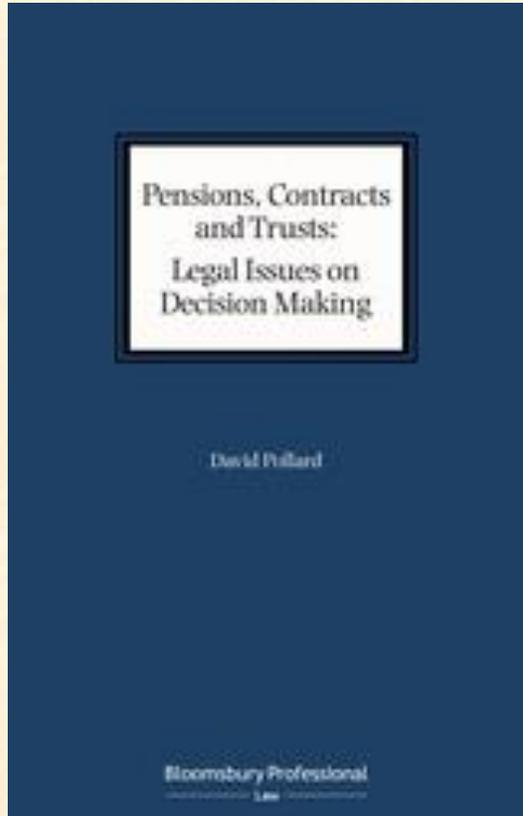
Link to the book in the catalogue: <https://bit.ly/3geHBgO>



EU LAW: Text, Cases, and Materials

The seventh edition of *EU Law: Text, Cases, and Materials* provides clear analysis of all aspects of European law in the post Lisbon era. This edition looks in detail at the way in which the provisions of the Lisbon Treaty have worked since the Treaty became operational, especially innovations such as the hierarchy of norms, the different types of competence, and the legally binding Charter of Rights. The coming into effect of the new Treaty was overshadowed by the financial crisis, which has occupied a considerable part of the EU's time since 2009. The EU has also had to cope with the refugee crisis, the pandemic crisis, the rule of law crisis and the Brexit crisis. There has nonetheless been considerable legislative activity in other areas, and the EU courts have given important decisions across the spectrum of EU law. The seventh edition has incorporated the changes in all these areas. The book covers all topics relating to the institutional and constitutional dimensions of the EU.

Link to the book in the catalogue: <https://bit.ly/2XwMT0C>



Pensions, Contracts and Trusts: Legal Issues on Decision Making

This is a topical area for the courts, which have moved to imply various limitations or tests on decision makers powers and when they can be challenged. This is made more difficult for lay users and lawyers alike in that implied restrictions are (by definition) not apparent from the words of the relevant contract itself.

These limits are applied by the courts not just to fiduciaries (such as trustees or directors), but also to non-fiduciaries (eg banks and employers).

Recent case law includes:

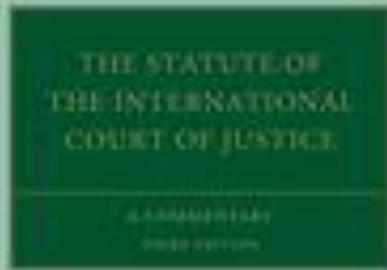
- *Pitt v Holt* (SC) – trustee decisions (2013)
- *Braganza* (SC) – contractual discretions (2015)
- *Eclairs* (SC) – directors powers: proper purposes (2015)
- *IBM UK Holdings v Dalgleish* (CA) – employer powers under pension plans (2017)
- *British Airways* (CA)– pension plan – proper purposes (2018)

Link to the book in the catalogue: <https://bit.ly/2WnruXC>

The Statute of the International Court of Justice

The International Court of Justice is the principal judicial organ of the United Nations and plays a central role in both the peaceful settlement of international disputes and the development of international law. This comprehensive Commentary on the Statute of the International Court of Justice analyses in detail not only the Statute of the Court itself but also the related provisions of the United Nations Charter as well as the relevant provisions of the Court's Rules of Procedure.

Link to the book in the catalogue: <https://bit.ly/3mpOQqj>

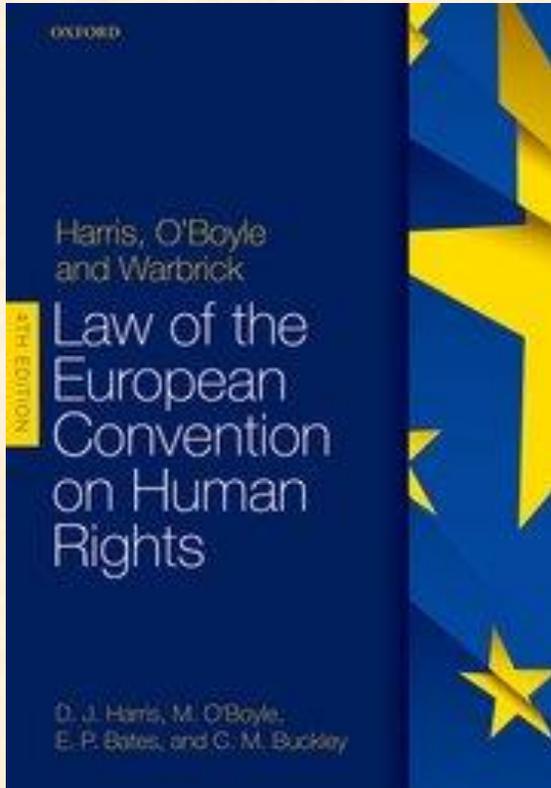


EDITED BY
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KAREN OLLERENGREN
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OXFORD
UNIVERSITY PRESS

OXFORD



Law of the European Convention on Human Rights

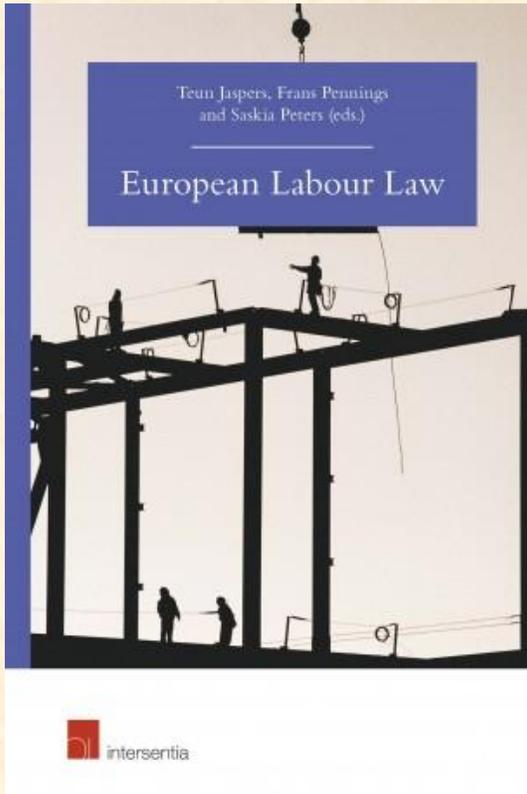
This seminal text offers a comprehensive account of the case law of the ECHR and its underlying principles. It provides a guide to decisions under the Convention and its protocols, article by article, as well as explaining the history and likely development of the law.

*Critically examines the substantive content of each of the basic rights of the Convention, and successive Protocols as well as explaining the history and likely development of the law.

*Sets the Convention in its international context by examining its relationship with national and European Union law.

*Fully explores the extent of the Convention's influence on the legal development of the contracting states and reveals exactly how such a powerful authority has been achieved and maintained.

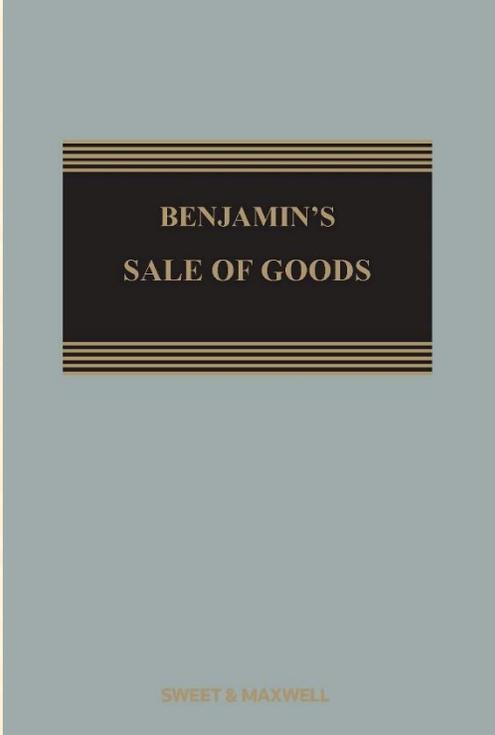
Link to the book in the catalogue: <https://bit.ly/382G8WB>



European Labour Law

This book provides for a comprehensive overview of the various areas of European labour law: fundamental rights, free movement of workers and posting, equal treatment, atypical forms of employment, collective bargaining and collective agreements, restructuring of enterprises and health and safety.

Link to the book in the catalogue: <https://bit.ly/38zkGZt>



BENJAMIN'S
SALE OF GOODS

SWEET & MAXWELL

Benjamin's Sale of Goods

For this edition, key new legislation and case law covered includes:

European Union (Withdrawal Agreement) Act 2020

Corporate Insolvency and Governance Act 2020

Consumer Protection (enforcement) (Amendment etc) Regulations 2019

AA v Persons Unknown (crypto-assets)

Natixis SA v Marex Financial (warehouse receipts)

JSC Antipinsky Refinery (property interests)

Wilson v Beko plc and Al-Iqra v DSG Retail Ltd (product liability)

Lintner v UniCredit Bank Hungary Zrt (consumer legislation and national courts)

Morris-Garner v One Step (Support) Ltd (negotiating damages)

Priyanka Shipping Ltd v Glory Bulk Carriers Ltd (injunctions)

Wilmar Trading Pte Ltd v Heroic Warrior Inc (The Bum Chin) (actions against carriers)

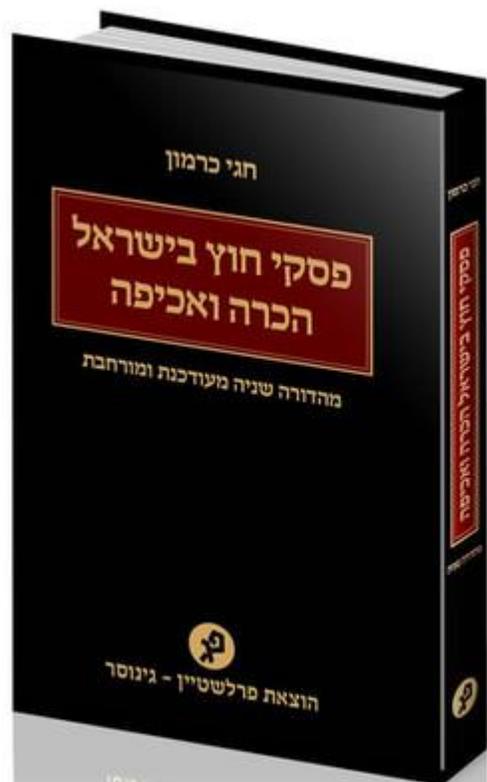
Mitsubishi Corp v Kyen Resources Pte Ltd (price action)

Link to the book in the catalogue: <https://bit.ly/3j9QsCw>

פסקי חוץ בישראל: הכרה ואכיפה

כלל יסוד במשפט הבינלאומי הוא כי פסק דין שניתן במדינה זרה אינו מוכר, כשלעצמו, במדינה אחרת שבה מבקשים לאוכפו או להכיר בו. הספר סוקר את הדין הקיים – בחוק ובפסיקת בתי המשפט בערכאות השונות – והוא כולל התייחסות מאירת עיניים למשפט המשווה. נוסף לדיון מפורט ושיטתי בסעיפיו של חוק אכיפת פסקי חוץ, התשי"ח-1958, מציע הספר גם פתרונות בסוגיות משפטיות מיוחדות, כמו הדרכים השונות לבקש אכיפה של פסק חוץ או הכרה בו, סמכויות השיפוט בנושא, חלוקת נטל הראיה בין בעלי הדין לעניין אכיפת פסק חוץ, מרוץ ההתיישנות, אכיפת פסקי חוץ נגד ריבון זר, אכיפת פסקי חוץ מכוח אמנות בינלאומיות, אכיפת פסקי בוררות זרים, ועוד. פרק מיוחד מוקדש לאכיפתם של פסקי חוץ של הרשות הפלסטינית. חרף המורכבות של השאלות הנדונות בספר הן זכות למענה מדויק ונוח להבנה. מאז פורסמה המהדורה הקודמת נסמכו עליה עשרות פסקי דין בבית המשפט העליון של ישראל ובערכאות המבררות; המהדורה השנייה, מצדה, מעדכנת את הדין הקיים – בחוק ובפסיקת בתי המשפט – נכון להיום, בנושאי ליבה חשובים.

קישור לספר בקטלוג הספרייה: <https://bit.ly/38HmC25>



דיני עמותות בישראל

מאז צאתה של המהדורה השנייה של הספר לפני תשע שנים, זכו חוק העמותות, התש"ם-1980 והתקנות שהותקנו מכוחו, לשינויים מהותיים, במקביל לשינויי חקיקה שנעשו בנושאים אחרים שיש בהם השפעה גם על דיני העמותות, כמו בחובת גילוי לגבי מי שנתמך על ידי ישות מדינית זרה, חקיקת חוק חדלות פירעון ושיקום כלכלי, התשע"ח-2018 שהחליף את פקודת פשיטת הרגל, ותקנות סדר הדין האזרחי, התשע"ט-2018 שנכנסו לתקפן ב-1 בינואר 2021. לאלה נוספו דיונים רבים, נרחבים ומעמיקים, בבתי המשפט ובבתי הדין לעבודה ומאמרים של חכמי משפט בסוגיית העמותות.

מהדורה זו כוללת סקירה וניתוח של כ-200 פסקי דין והחלטות שנוספו על אלה שהיו במהדורה השנייה. בדומה למהדורות הקודמות המחברים אינם מסתפקים בעדכון אלא הוסיפו במהדורה זאת נושאים חדשים במקביל לכתיבה חדשה, ובצד המחקר העיוני מוסברים ומובהרים בה גם השינויים המהותיים שהוכנסו בחקיקה.

ההתאגדות כעמותה מקובלת מאד בישראל. פעילותן של העמותות הורחבה מאד ומספרן מגיע לעשרות אלפים והיא מתפרסת על תחומים שונים. דת, תרבות ספורט ופנאי, חינוך ומחקר, שירותי בריאות, תאגידים עירוניים, שירותי רווחה וסעד, איכות הסביבה, שמירת חירות הפרט, קליטת עליה, תרומות, התנדבות ופעילות בין לאומית, הן רק דוגמאות לפעילותן של עמותות.

הקלות והפשטות בהן ניתן לכונן עמותה מביאה לכך שרבים הם המעדיפים צורה זו של התאגדות. עם זאת, לא רבים בקיאים בדיני העמותות ורזיהם. תקלות רבות ומשברי אמון חריפים נובעים כתוצאה מאי ידיעת הדינים או מאי הבנתם, נוסף על פגיעה בציבור הנזקקים לשירותיהן.

קישור לספר בקטלוג הספרייה: <https://bit.ly/3n0S3Nf>



ברוכים הבאים לספריית משפטים ע"ש ברנרד ג' סיגל



שירותי הספרייה



שירותי השאלה:

כרטיס סטודנט מהווה כרטיס קורא לספרייה.

רוב ספרי אוסף הספרייה ניתנים להשאלה לשבוע עם הארכה אוטומטית. אם הספר מוזמן על ידי קורא אחר, מתקבלת הודעת דוא"ל MAIL.HUJI עם בקשה להחזירו בהקדם. במקרה זה הארכה אוטומטית לא מתבצעת, וא'-החזרת הספר במועד הנדרש גורמת לצבירת קנס. ספרים שמורים ניתנים להשאלה מוגבלת או לא ניתנים להשאלה בכלל. כמו כן, כרכים של כתבי עת וספרי יעץ (אנציקלופדיות וכדומה) לא ניתנים להשאלה.

עם כל שאלה או בעיה ניתן לפנות לספרנית האחראית על שירותי ההשאלה גב' לאה קיפניס: leak@savion.huji.ac.il או בטלפון: 02-5881086.



נגישות

1. הספרייה מחולקת לאזורי רעש ושקט (חדר האוסף של המשפט העברי בקומה העליונה).
2. אוכל ושתייה, מלבד מים מינרליים, ברחבי הספרייה אסורים בהחלט ומהווים עבירת קנס.
3. שירותים (כולל שירותי נכים) נמצאים בקומת הכניסה לספרייה, בסוף אולם הקריאה.

נגישות בספרייה:

- עמדת נגישות עם מסך מחשב המגדיל את האותיות נמצאת באמצע אולם הכניסה
- כסאות עם תקן נגישות פרוסים באולמות הקריאה בספרייה
- מעלון לנכים נמצא ליד המדרגות לפני כניסה לספרייה ומופעל על ידי צוות הספרייה (דורש תיאום)
- מעלית בתוך הספרייה מחברת את כל קומות הספרייה

פרטי קשר של הספרייה ושעות פתיחה

ימי ראשון עד חמישי משעה 09:00 עד 17:00. יש לעטות מסכה בכל שטחי הספרייה!

איך ניתן ליצור קשר:

1. [אתר הספרייה](https://libraries.huji.ac.il/law) - <https://libraries.huji.ac.il/law>

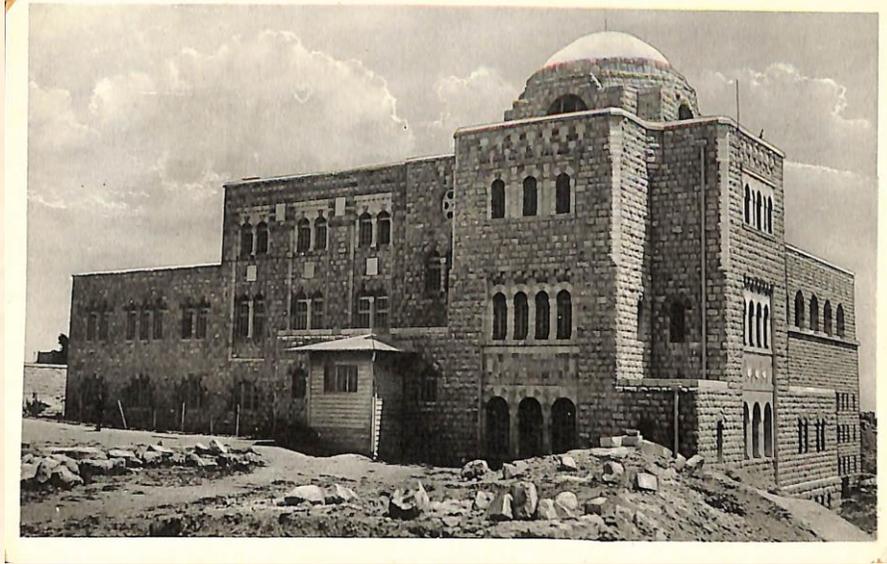
2. [דף פייסבוק של הספרייה](https://www.facebook.com/BernardSegalLawLibraryCenter/) - <https://www.facebook.com/BernardSegalLawLibraryCenter/>

3. שירות WHATSUPP של הספרייה : 054-8820158

4. דלפק השאלה – טל: 02-5882587

5. כתובת דוא"ל לשאלות, בקשות וכו' : law.library@mail.huji.ac.il

אוסף גלויות ובולים של בניין וולפסון



צוות הספרייה מאחל לכם שנה טובה!



הכותל המערבי



משק פועלות, חדרה



בנין הסוכנות היהודית בירושלים



תל-אביב, בית ברנר

שנה טובה



עבודה עם התוריה



תל-אביב, ככר צינה דיזנגוף



נמל תל-אביב



בית הספרים הלאומי