THE UNIVERSITY OF HONG KONG
DEPARTMENT OF LAW

RECOMMENDED BOOKLIST 2013-14
(Core subjects and PCLL pre-requisites)
(For those courses which are not mentioned in this book list, students should consult with the teachers concerned directly.)

LLAW1001 & 1002 (LAW OF CONTRACT)

**Required Text Book:**
Lee Mason, “Contract Law in Hong Kong” (Sweet & Maxwell, 2011)

**Required Case Book:**

**Recommended / optional:**


LLAW1005 & 1006 (LAW OF TORT)

**Basic Text:**
Rick Glofcheski, Tort Law in Hong Kong (Sweet & Maxwell Asia, 3rd edn, 2012)

**Reference & Optional:**
Rogers, Winfield and Jolowicz on Tort (London: Sweet & Maxwell, 18th edn, 2010)


Essential Readings for this Course
For each topic in this course, students are expected to read the prescribed readings, which will be provided to you as “Duplicated Materials” (“DMs”). All DMs will have a coversheet which will list the “Required Reading” for a topic (ie. compulsory reading) and “Further Reading” (i.e. Optional / supplementary reading). Please follow closely the preparation instructions for each seminar as provided for in the DMs on each topic.

For the purposes of this course, there is no prescribed textbook that we will use. Unfortunately, there is no single textbook on the Hong Kong legal system that is comprehensive in coverage and up-to-date. Therefore, we will be reading materials from various sources on a topic by topic basis. As a starter, you may find the following text helpful as an introduction to the course: Peter Wesley-Smith, An Introduction to the Hong Kong Legal System, OUP: 1998 (3rd Edition). This is available at the University Bookstore and copies are also available for reading in the Law Library.

However, it is insufficient to rely only on this text as it is only introductory in nature and you will be required to delve deeper into the topics that we cover. It would be useful to read this before the course commences as it will help give you an overview of some of the topics we will cover. Additionally, you will be provided with a copy of the Basic Law of the Hong Kong Special Administrative Region, which you should bring with you to every seminar. I will refer to the Basic Law extensively during the course. Therefore, it is important that you have it with you to follow the discussion. As part of your private study routine, you should read the Basic Law from time to time after various topics have been covered to consider how the different sections of the Basic Law help hold together a complex system of legal rules and enable the governance of a society like Hong Kong.

Other helpful texts on the English Legal System are available although they should be read bearing in mind the legal and political differences between the United Kingdom and Hong Kong SAR after the handover. Below is a list of texts you may find helpful in your study in this course. The ones that are starred will be put on the Reserve Counter in the Law Library and are available on short loan periods so that everyone can benefit from their use on campus.

1. Catherine Elliott and Frances Quinn, English Legal System (Pearson: Longman, 10th ed., 2009).*


10. Ian Dobinson and Derek Roebuck, Introduction to Law in the Hong Kong SAR (Sweet & Maxwell, 2nd edition: 2001).*

11. Peter Wesley-Smith, The Sources of Hong Kong Law (Hong Kong: Hong Kong University Press, 1994).*


13. Johannes Chan, H L Fu, Yash Ghai (eds,) Hong Kong's constitutional debate: Conflict over Interpretation (Hong Kong: Hong Kong University Press, 2000). This is a key reference book for the second year course “Constitutional Law”-it covers litigation on the Basic Law, highlighting the conflicts between the legal systems in the mainland and in the HKSAR, in particular, the interpretations of the Basic Law.


16. Glanville Williams, Learning the Law (Sweet & Maxwell, 13th ed, 2006).* This is a classic read for law students, providing much food for thought on a range of matters from how to study law, to applying for summer internships as well as substantive material on the legal system and judicial reasoning.


Other Readings:

Other books of interest are those which invoke creative approaches to broaching the subject of the law. You will find the following to be provocative and enjoyable reading. It is recommended that you finish reading at least one of these by the end of the course.


2. Derek Roebuck, The Background of the Common Law (Hong Kong: Oxford University Press, 2nd ed, 1990)


Other than these basic reference materials, you are advised to read widely and to keep yourself fully apprised of current legal and social issues or controversies. This is useful to contextualize our understanding and appreciation of the Hong Kong legal system and will strengthen our ability to critique and compare alternative systems of governance.

In addition to the aforementioned reference materials, the following are some helpful websites which shed light on some of the workings of the legal system:

http://www.gov.hk (Hong Kong Government)
http://www.info.gov.hk/basic_law/flash.html (Basic Law Online)
http://www.legco.gov.hk (Hong Kong Legislative Council)
http://www.hkreform.gov.hk (Hong Kong Law Reform Commission)
http://judiciary.gov.hk (Hong Kong Judiciary)
http://legislation.gov.hk (Bilingual Legal Information System)
http://www.hklii.hk/ (Hong Kong Legal Information Institute)
www.hkba.org (Hong Kong Bar Association)
www.hklawsoc.org.hk (Hong Kong Law Society)
http://sunzi1.lib.hku.hk/bldho/ (Basic Law Drafting History Online)
www.clic.org.hk (Community Legal Information Center)
www.eoc.org.hk (Hong Kong Equal Opportunities Commission)
www.hkhrm.org.hk (Hong Kong Human Rights Monitor)
www.unison.org.hk (Unison, Hong Kong)
LLAW1009 (LAW AND SOCIETY)

There is no prescribed textbook for this course. Duplicated reading materials will be issued. Students are also advised to consult basic textbooks on political science, political philosophy, sociology and history.

LLAW1013 (LEGAL RESEARCH & WRITING)

Legal Research -- a Guide for Hong Kong Students by Cottrell, J.

LLAW 2001 (CONSTITUTIONAL LAW)

Highly recommended:
Johannes M. M. Chan & C. L. Lim (eds), The Law of the Hong Kong Constitution (Sweet & Maxwell, 2011).

Recommended for reference:
Johannes M. M. Chan, H.L. Fu & Yash Ghai (eds), Hong Kong's Constitutional Debate: Conflict Over Interpretation (HKU Press, 2000).


LLAW2003 & 2004 (CRIMINAL LAW I & II)

Textbook (Recommended)
Michael Jackson, "Criminal Law in Hong Kong", (Hong Kong University Press, 2003)

Statutory Materials

Additional References

General
Smith & Hogan, "Criminal Law", (Butterworths, 12th ed, 2008) (Note: 13th ed is due July 2011)
(Note: in general, previous editions of these textbooks/casebooks would also be suitable as a general resource)

LLAW2009 (INTRODUCTION TO CHINESE LAW)

Required reading:
Albert Chen, An Introduction to the Legal System of The People’s Republic of China (LexisNexis, 4rd ed 2011)

Recommended reading:
Randall Peerenboom, China’s Long March Toward Rule of Law (Cambridge UP 2002)

Stanley B. Lubman, Bird in a cage: Legal Reform in China after Mao (Stanford University Press 1999)

LLAW2013 & 2014 (LAND LAW)

Recommended Text:
S.H. Goo & Alice Lee, Land Law in Hong Kong (LexisNexis, 2010, 3rd edition)

Reference books:
S. Nield, Hong Kong Land Law (Longman, 1997, 2nd edition)


LLAW2012 (COMMERCIAL LAW)

Recommended Text
**LLAW3094 & 3095 (EQUITY AND TRUSTS)**

*Introductory book:*

S Gardner, An Introduction to the Law of Trusts (3rd edn, 2011)

*Textbook:*

*Casebook:*
C Mitchell, Hayton and Mitchell: Commentary and Cases on the Law of Trusts and Equitable Remedies (13th edn, 2010) [excellent casebook, should use for sophisticated and critical analysis of cases]


**LLAW3001 (INTRODUCTION TO LEGAL THEORY)**

*Prescribed (both of the following):*

*Further references recommended*
M.D.A. Freeman, Lloyd’s Introduction to Jurisprudence (London: Sweet & Maxwell, 8th ed 2008)


**LLAW3010 (BUSINESS ASSOCIATIONS)**

Duplicated materials will be distributed to the students.
LLAW3102 (EVIDENCE I)

Simon Young, Hong Kong Evidence Casebook (Sweet & Maxwell Asia, 2004)
Supplementary duplicated reading will be given to students.

Reference
M. McConville & D.M.A. Hubbard, Hong Kong Law of Evidence (Hong Kong: Blue Dragon, 2009)
A. Bruce & G. McCoy, Criminal Evidence in Hong Kong (Hong Kong: LexisNexis, 2010 (loose-leaf))

LLAW3093 (ADMINISTRATIVE LAW)

Prescribed:
Swati Jhaveri, Michael Ramsden, and Anne Scully-Hill, Hong Kong Administrative Law (Hong Kong: Lexis Nexis Butterworths, 2010)

Reference:
Cane, An Introduction to Administrative Law (5th edn. 2011)
Clark & McCoy, Hong Kong Administrative Law (Hong Kong: Buttersworths, 2nd edn. 1993)
Craig, Administrative Law (Sweet & Maxwell, 7th edn, 2012)
Richard Gordon and Johnny Mok, Judicial Review in Hong Kong (Hong Kong: LexisNexis, 2009)
Wade and Forsyth, Administrative Law (Oxford University Press, 10th edn. 2009)
Woolf, Jowell and Le Sueur, De Smith’s Judicial Review (6th edn. Sweet Maxwell, 2007)

LLAW3097 (CIVIL PROCEDURE)
LLAW3099 (CRIMINAL PROCEDURE)

Recommended texts:


Hong Kong Legal Practice Manuals: Criminal Litigation, 3rd Edition by Christopher Knight and Tony Upham (Sweet & Maxwell Asia ISBN 962 661 039 5)