

Edward Lui: List of Publications

Journal Article

1. Edward Lui, 'Carltona at Risk: On the *Carltona* Doctrine in English Administrative Law' (forthcoming, *Law Quarterly Review*)
2. Edward Lui, 'On Insanity: The Defence of Insanity and the Constitutional Question' [2026] *Criminal Law Review* 266-286
3. Edward Lui, 'Why Consult? The Case of Public Consultation in Hong Kong Administrative Law' (2025) 20 *Asian Journal of Comparative Law* 1-21
4. Daisy Cheung and Edward Lui, 'Conditional Discharge, Statutory Interpretation and the Mental Health Review Tribunal' (2025) 55 *Hong Kong Law Journal* 29-45
5. Edward Lui, 'On Parliamentary Sovereignty: A Critique of the Hartian Defence' [2025] *Public Law* 145-165
6. Edward Lui, 'A Limited Case for the Closed Material Procedure: Natural Justice, Open Justice and the Clear Advantage Variation' (2024) 44 *Legal Studies* 668-684
— Awarded the Faculty Research Output Prize 2025 (as joint awardee) by the Faculty of Law, The University of Hong Kong
7. Edward Lui, 'Can a Valid Claim of Public Interest Immunity Be Abandoned?' [2024] *Criminal Law Review* 682-691
8. Edward Lui, 'Error of Law in Hong Kong Administrative Law: A Doctrinal Reappraisal' (2024) 54 *Hong Kong Law Journal* 427-450
9. Edward Lui, 'Open Contracting in Public Procurement Law: A Theoretical Investigation' [2024] *Public Procurement Law Review* 101-119
10. Edward Lui, 'First Aid Administrative Law: Patching the Conditional Discharge Regime' (2023) 53 *Hong Kong Law Journal* 701-731
11. Edward Lui, 'Reason-giving for Procedural Decisions: The Case Against the Procedural Qualifier' [2023] *Judicial Review* 1-8
12. Edward Lui, 'Justifying Justiciability: Healthcare Resource Allocation, Administrative Law and the Baseline Judicial Role' (2022) 73 *Northern Ireland Legal Quarterly* 587-617
13. Edward Lui, 'Piercing the Parliamentary Veil against Judicial Review: The Case against Parliamentary Privilege' (2022) 42 *Oxford Journal of Legal Studies* 918-942
— Cited in *Attorney-General (Tas) v Casimaty* [2024] HCA 31, (2024) 98 ALJR 1139
14. Edward Lui, 'What Administrative Law is Not' [2022] *Public Law* 361-368

15. Edward Lui, 'Demanding Transparency: Open Justice and English Administrative Law' (2022) 138 *Law Quarterly Review* 481-508
16. Edward Lui, 'Dutifully Defying Death: A Right to Life-saving Emergency Treatment' (2021) 29 *Medical Law Review* 233-251
17. Edward Lui, 'The Limits of Legislative Delegation: Emergency Law in Hong Kong' (2021) 42 *Statute Law Review* 198-218
18. Edward Lui and Clara Wong, 'Challenging the Distrust of Administrative Law: The Case for Transposition' (2021) 27 *Trusts & Trustees* 215-234
19. Edward Lui, 'Reopening the Closed Shop: Closed Shop Arrangements and the Freedom of Association' [2021] *European Human Rights Law Review* 194-200
20. Edward Lui, 'Courts v Prosecutors: When Should the Courts Interfere with Prosecutorial Discretion in Hong Kong?' [2020] *Judicial Review* 191-196
21. Edward Lui, "'Fairness" for Mistake of Fact: A Mistake in Fact' [2020] *Public Law* 428-447
— Cited in *Air New Zealand Ltd v Qantas Airways Ltd* [2025] NZHC 3230, [2025] NZCCLR 1142

Book Chapter

22. Edward Lui, 'The Right to Health in Hong Kong: Incorporation, Implementation, and Balancing' in Clayton Ó Néill, Charles Foster, Jonathan Herring and John Tingle (eds), *Routledge Handbook of Global Health Rights* (Routledge 2021) 155-167

Case Comment

23. Edward Lui and Craig Purshouse, 'Illegality, Insanity and Inconsistency: *Ex Turpi Causa* Revisited' (forthcoming, *Law Quarterly Review*)
24. Edward Lui, 'Public Interest Immunity and Judicial Deference' (forthcoming, *Legal Studies*)
25. Edward Lui, 'The Alternative Remedies Principle in English Administrative Law' [2025] *Cambridge Law Journal* 11-14
26. Edward Lui, 'Coherence in Administrative Law Doctrine: *B4* and the Path After' (2025) 141 *Law Quarterly Review* 186-191
27. Kelly Chong Yan Chan and Edward Lui, 'Can Public Law Rescue Your Extinguished Profits? Administrative Law, Property and Nickel Trades' [2025] *Judicial Review* 19-30
28. Edward Lui, 'Administrative Detention and Unreasonable Applicants: What Can Hong Kong Administrative Law Offer?' (2024) 54 *Hong Kong Law Journal* 599-611
29. Edward Lui, 'Freeing Information under the Freedom of Information (Scotland) Act 2002' (2024) 28 *Edinburgh Law Review* 273-278

30. Candace Lui and Edward Lui, 'Terminating Abortion Demonstrations' (2023) 31 *Medical Law Review* 293-302
31. Kelly Chong Yan Chan and Edward Lui, 'Citizenship, Charges and Common Law Constitutional Rights' [2022] *Cambridge Law Journal* 225-228
32. Edward Lui, 'Procedural Fairness in the Privy Council: Themes and Reflections' [2021] *Judicial Review* 291-296
33. Thomas Yeon and Edward Lui, 'Modern Solutions to Human Trafficking: A Tangled Journey' (2021) 29 *Nottingham Law Journal* 1-17
34. Edward Lui and Michelle Yik Yu Wong, 'Subordinating Subordinate Legislation under the Human Rights Act 1998' (2020) 136 *Law Quarterly Review* 354-360
— Cited in Independent Human Rights Act Review, *The Independent Human Rights Act Review: Full Report* (CP 586, 2021)