

## Taylor & Francis Reference Style U

### Law Style

The Oxford Standard for Citation Of Legal Authorities (OSCOLA) is designed to facilitate accurate citation of authorities, legislation, and other legal materials.

[http://www.law.ox.ac.uk/published/OSCOLA\\_4th\\_edn.pdf](http://www.law.ox.ac.uk/published/OSCOLA_4th_edn.pdf)

[https://www.law.ox.ac.uk/published/OSCOLA\\_Quick\\_Reference\\_Guide\\_001.pdf](https://www.law.ox.ac.uk/published/OSCOLA_Quick_Reference_Guide_001.pdf)

It was produced by the Oxford Law Faculty in consultation with leading academic law publishers and serves as the style guide for the *Oxford University Commonwealth Law Journal*, as well as for theses written in the Law Faculty. It is the closest that the UK has to what in the US is known as the Blue Book. OSCOLA is regularly revised. If you have any comments, difficulties, or suggestions for improvement in relation to OSCOLA, or if you require a copy of an earlier edition, please write to [oscola@law.ox.ac.uk](mailto:oscola@law.ox.ac.uk).

EndNote for Windows and Macintosh is a valuable all-in-one tool used by researchers, scholarly writers, and students to search online bibliographic databases, organize their references, and create bibliographies instantly. There will be an EndNote output style available shortly if you have access to the software in your library (please visit <http://www.endnote.com/support/enstyles.asp> and look for TF-U Law).

# Taylor & Francis Reference Style U

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<b>Author</b>	Jessica Feinstein
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## 1. How to cite references in your text.

Use footnotes, not endnotes. Close footnotes with a full stop (or question mark, or exclamation mark). Where more than one citation is given in a single footnote, separate them with semi-colons. The footnote marker should appear after the relevant punctuation in the text (if any) and normally at the end of a sentence. It may sometimes be necessary, for the sake of clarity, to put the footnote after the word or phrase to which it relates. A quotation need not be footnoted separately from the case or text from which it is derived if the two appear in the same sentence. Otherwise, separate notes should be used. Where a case name is given in the text, it is not necessary to repeat it in the footnote, as shown in the following example:

It is well represented in the case law, perhaps most notably in the expression of the no-conflict rule advocated by Lord Upjohn in *Phipps v Boardman*,<sup>31</sup> and in the earlier Court of Appeal decision in *Boulting v Association of Cinematograph, Television and Allied Technicians*.<sup>32</sup> In *Boulting* [or 'in the *Boulting* case'], Upjohn LJ said that the rule 'must be applied realistically to a state of affairs which discloses a real conflict of duty and interest and not to some theoretical or rhetorical conflict'.<sup>33</sup> In *Phipps*, Lord Upjohn developed his view of the rule further by adding that there must be a 'real sensible possibility of conflict'.<sup>34</sup>

The relevant footnotes would appear thus:

31 [1967] 2 AC 46 (HL).

32 [1963] 2 QB 606 (CA).

33 *Boulting* (n 32) 638. [or] 33 *ibid* 638.

34 *Phipps* (n 31) 124.

Examples of citations of cases, legislation, books and journals are given in each section of this guide. The Abbreviations section includes a list of abbreviations that can be used in footnotes.

### ***Cross-citation and cross-reference***

Cross-citation directs the reader to source material cited in another footnote. Cross-reference directs the reader to some other passage in your work. Both techniques cause work for the reader; use them only when that work will be rewarding. Do not cross-cite to a footnote in a different chapter. In a cross-citation, briefly identify the case, book or other item and specify the note in which the full citation is to be found:

35 *Ashworth* (n 27).

For repeated citations of a case, you can simply give the full citation each time, or use cross-citation; in either event, you can abbreviate the names of the parties after the first citation. So if you cite *Barrett v Enfield LBC* [2001] 2 AC 550 (HL) in footnote 1, cite it afterwards in whichever of the following ways is most convenient:

5 *Barrett v Enfield LBC* [2001] 2 AC 550 (HL).

5 *Barrett v Enfield LBC* (n 1).

5 *Barrett* (n 1).

‘Ibid’, which is an abbreviation of ‘ibidem’ and means ‘in the same place’, can be used to repeat a citation in the immediately previous note. Standing alone, ‘ibid’ means strictly ‘in the very same place’ while ‘ibid 345’ means ‘in the same work but this time at page 345’. In general it is equally possible to repeat the immediately previous citation without using ‘ibid’: *Ashworth* (n 27) 265–67’ thus does the trick even in n 28. Do not switch back and forth from one to the other. Similarly, use ‘cf’ for ‘compare’: ‘Cf. *Ashworth* (n 27) 265–67.’

## 2. How to organize references.

References are given in the form of footnotes. Close footnotes with a full stop (or question mark, or exclamation mark). Where more than one citation is given in a single footnote, separate them with semi-colons. When citing more than one case in one footnote, arrange them in chronological order separated by semi-colons:

45 *Berk v Hair* (DC 12 September 1956); *New Zealand Shipping Co Ltd v Satterthwaite (AM) & Co Ltd (The Eurymedon)* [1975] AC 154 (PC); *R v Leeds County Court, ex p Morris* [1990] QB 523 (QB) 526–29.

## 3. Abbreviations.

Define abbreviations in a footnote in an article. The abbreviations provided below for law reports and journals do not need to be defined.

### *Law Reports*

Official Law Reports	AC, QB, Ch, Fam, P
Weekly Law Reports	WLR
European Court Reports	ECR
All England Law Reports	All ER
British Company Law Cases	BCC
Common Market Law Reports	CMLR
Criminal Appeal Reports	Cr App R
Criminal Appeal Reports (Sentencing)	Cr App R(S)
Criminal Law Review	Crim LR
English Reports	ER
Estates Gazette	EG
Family Law Reports	FLR
Financial Times Law Reports	FTLR
Fleet Street Reports	FSR
Industrial Case Reports	ICR
Industrial Relations Law Review	IRLR
Journal of Planning Law	JPL
Justice of the Peace Reports	JP
Law Society Gazette	LS Gaz
Lloyd’s Law Reports	Lloyd’s Rep
Lloyd’s Maritime & Commercial Law Quarterly	LMCLQ
Local Government Reports	LGR
Official Journal of the EC	OJ

Property and Compensation Reports	P & CR
Reports of Patent Cases	RPC
Road Traffic Reports	RTR
Scots Law Times	SLT
Session Cases	SC
Simon's Tax Cases	STC
Tax Cases	TC

### ***Journals***

American Journal of International Law	AJIL
British Tax Review	BTR
Common Market Law Review	CML Rev
Current Law	CL
Cambridge Law Journal	CLJ
Current Legal Problems	CLP
Criminal Law Review	Crim LR
EC Bulletin	EC Bull
European Competition Law Review	ECLR
Estates Gazette	EG
European Intellectual Property Review	EIPR
European Industrial Relations Review	EIRR
European Law Review	EL Rev
Industrial Law Journal	ILJ
International & Comparative Law Quarterly	ICLQ
Journal of Business Law	JBL
Journal of Planning and Environmental Law	JPEL
Lloyd's Maritime & Commercial Law Quarterly	LMC LQ
Law Quarterly Review	LQR
Legal Studies	LS
Law Society Gazette	LS Gaz
Modern Law Review	MLR
New Law Journal	NLJ
Official Journal of the EC	OJ
Oxford Journal of Legal Studies	OJLS
Oxford University Commonwealth Law Journal	OUCLJ
Public Law	PL
Solicitors' Journal	SJ

### ***Abbreviations in case names***

The following words and phrases may usefully be abbreviated in case names and citations. Other abbreviations should generally be avoided so as to minimize ambiguity.

AG	Advocate General
A-G	Attorney-General
Anon	Anonymous
BBC	British Broadcasting Corporation
BC	Borough Council
Bros	Brothers
CC	County Council

Co	company
Comr	Commissioner
Co-op	Co-operative
Corp	Corporation
CPS	Crown Prosecution Service
DC	District Council
decd	deceased
Dept	Department
DPP	Director of Public Prosecutions
EC	European Communities
Exor	Executor
Exrx	Executrix
GB	Great Britain
HM	Her Majesty's
Inc	Incorporated
IRC	Inland Revenue Commissioners
LBC	London Borough Council
liq	liquidation
Ltd	Limited
NZ	New Zealand
ors	others
plc	public limited company
Pty	Proprietary
R	The Queen (or King)
Rep	Reports
Rly	Railway
RDC	Rural District Council
SA	South Africa
UDC	Urban District Council
UK	United Kingdom
US	United States
USA	United States of America
V-C	Vice-Chancellor

***Abbreviations in the names of law reports and journals***

In OSCOLA, abbreviations do not have full stops. Information about commonly used abbreviations can be found in the Cardiff Index, at <http://www.legalabbrevs.cardiff.ac.uk> and in Donald Raistrick, *Index to Legal Citations and Abbreviations* (2nd edn Bowker-Saur, London 1993). If you cannot find a preferred abbreviation in the Cardiff Index or the journal itself, use the following terms to develop an abbreviation:

Criminal	Crim
European	Eur
International	Intl
Journal	J
Law	L
Quarterly	Q
Report(s)	Rep
Review	Rev

University U  
Yearbook Ybk

### ***Abbreviations in footnotes***

The following words and phrases can be abbreviated:

affirmed	aff'd
appendix	app
Cambridge University Press	CUP
chapter/chapters	ch/chs
chapter/chapters (of statutes)	c/cc
clause/clauses	cl/cls
compiler/compilers	comp/comps
edition/editions	edn/edns
editor/editors	ed/eds
et cetera	etc.
following	ff
footnote/footnotes (internal to the work)	n/nn
footnote /footnotes (external to the work)	fn/fns
for example	eg
that is	ie
manuscript/manuscripts	MS/MSS
number	no
number (of an Act, Report etc)	No
Oxford University Press	OUP
page/pages	p/pp
paragraph/paragraphs	para/paras or [22] [22]–[32]
part	pt
regulation/regulations	reg/regs
reversed	rev'd
Rex/Régina	R
rule/rules	r/rr
schedule	sch
section/sections	s/ss
subsection/subsections	sub-s/sub-ss
supplement/supplements	supp/supps
translated, translation/translator	trans/tr
volume/volumes	vol/vols

## **4. Book.**

### ***Authored book***

Use italics for the title, and put the publication information in roman within parentheses. Use commas to prevent words running together, as may happen with author and titles, multiple authors, and publisher and place of publication. Where there are series titles or edition numbers, give the publication information in the order shown in the example. Place of publication is not required. The page number follows after the brackets.

Author, *Title in Italics* (series title, edition publisher, date) page

Where a book has a title and subtitle not separated with punctuation, insert a colon.  
Where there are more than three authors, cite the first author followed by 'and others'.

JH Baker, *An Introduction to English Legal History* (4th edn Butterworths, London 2002) 419–21

ACL Davies, *Perspectives on Labour Law* (Law in Context Series, CUP, 2004)

Gwynne Davis, Nick Wikeley and Richard Young, *Child Support in Action* (Hart Publishing, 1998)

Roy Goode and others, *Transnational Commercial Law: International Instruments and Commentary* (OUP, 2004)

HLA Hart, *Essays in Jurisprudence and Philosophy* (OUP, 1983)

Joseph Raz, *Ethics in the Public Domain: Essays in the Morality of Law and Politics* (OUP, 1995)

The 2002 edition of OSCOLA was strict about using initials then surname, eg P Birks or J Gardner, no first names spelt out. This version allows either initials or first names, eg HLA Hart or Joseph Raz, but doesn't discuss using surname only. The argument against surname only is that it can make it difficult to find the author in an index or catalogue.

When judges write extra-curially, they should be named as in the publication in question.

### ***Edited and translated book***

The rules are the same, except for the insertion of '(ed)' or '(tr)'. Where there are two editors insert '(eds)' or '(trs)'.

Peter Birks and Grant McLeod (trs), *The Institutes of Justinian* (Duckworth, 1987)

G Jones (ed), *Goff and Jones: The Law of Restitution* (6th rev edn Sweet & Maxwell, 2004)

David G Owen (ed), *Philosophical Foundations of Tort Law* (revd paperback edn OUP, 1997)

T Weir (tr), K Zweigert and H Kötz, *An Introduction to Comparative Law* (3rd edn OUP, 1998) 286–94

### ***Contribution to a book***

Sometimes books contain collections of chapters which are written by different authors and collated by an editor or editors. To reference a chapter in an edited book you need to record the following details: Chapter author, 'Title of chapter' in: Book Editor (ed), *Book title* (Publisher, Place Date).

PA Thomas and A Rees, 'Law Students - Getting In and Getting On' in PA Thomas (ed), *Discriminating Lawyers* (Cavendish, 2000)

I Brownlie, 'The Relation of Law and Power' in Bin Cheng and ED Brown (eds), *Contemporary Problems in International Law: Essays in Honour of Georg Schwarzenberger on his Eightieth Birthday* (Stevens and Sons, 1988)

Where there are two editors, use (eds). Use single inverted commas around the title of the chapter. You do not need to give the pages of the chapter. You only need to note the page number if you are citing information from a specific page or pages. Pinpoints follow the publication material outside the brackets.

### ***International yearbook***

Cite these in the same way as journals/periodicals. If the Yearbook uses roman numerals for volume numbers, use roman numerals in your citation. Where documents are printed in English and French, cite in the language you used, as shown below.

R Jennings, 'The Role of the International Court of Justice' (1997) 68 British Ybk Intl L 10

LC Green, 'Canada's Role in the Development of the Law of Armed Conflict' (1980) XVIII Canadian Ybk Intl L 91

'The Council of Europe (C of E) in 1999: Its Main Work' (1999) XLVII European Ybk C of E 1

'Le Conseil de L'Europe: Principales activités pour l'année 1999' (1999) XLVII Annuaire Européen (C de E) 1

## **5. Case.**

### ***Domestic case***

A case citation identifies where a report of the judgment can be found. For example, *Pepper v Hart* [1993] AC 593 (HL) indicates that the case involving Pepper and Hart, decided by the House of Lords, is to be found in the 1993 volume of the series of the Law Reports called the 'Appeals Cases' at page 593. Dates are put in square brackets when the volume uses the date to identify itself. Dates in round brackets are additional information about the date of the judgment. For example, the citation *Pepper v Hart* (1993) 143 NLJ 17 indicates that there is also a report of this case in volume 143 of the New Law Journal at page 17, and that it was published in 1993. This practice with square and round brackets applies to journals as well as law reports.

Use italics for the names of the parties, with an unpunctuated italic *v* to separate the names of adverse parties. Use roman for the rest of the citation. Use punctuation only where its omission would cause information to run together. Hence 'QB' rather than 'Q.B.' and 'WLR' rather than 'W.L.R.'. Use commas to separate numbers that might otherwise run together. If you give parallel citations, use commas to separate the citations.

Indicate the court before the pinpoint. Use '(QB)', '(Ch)', and '(F)' for the divisions of the High Court. The Commercial Court within the QBD is '(Com Ct)'. A Scottish case in the House of Lords is indicated by (HL Sc). Citations before 1865 do not require the court, nor do citations that include a neutral citation.

### ***Neutral citations***

Since 2001, judgments in the House of Lords, Privy Council, Court of Appeal and Administrative Court have been issued with neutral citations. This system was extended to other parts of the High Court in 2002. Judgments with neutral citations

are freely available on the British and Irish Legal Information Institute website ([www.bailii.org](http://www.bailii.org)).

Neutral citations identify judgments independently of any series of reports, and cite only parties, year of judgment, court and case number. For example, *Rottman v MPC* [2002] UKHL 20 identifies the 20th judgment in 2002 in the UK House of Lords. EWHC and EWCA identify the England and Wales High Court and Court of Appeal respectively. These abbreviations are generally followed by an abbreviation indicating the court or division (eg Admin, Ch, Crim, Pat). Give the neutral citation first, followed by a citation of the best report. For an unreported case with no neutral citation, cite the court and the date of the judgment. Include a comma after the party names if required to stop them running into the court or a newspaper title.

The following are examples of correctly cited cases (post-1865):

*Johnson v Royal Mail Steam Packet Co* (1866) LR 3 CP 38 (CCP)

*Donoghue v Stevenson* [1932] AC 562 (HL Sc)

*Bigos v Bousted* [1951] 1 All ER 92 (KB)

*Berk v Hair* (DC 12 September 1956)

*New Zealand Shipping Co Ltd v Satterthwaite (AM) & Co Ltd (The Eurymedon)* [1975] AC 154 (PC)

*Re Bourne* [1978] 2 Ch 43 (Ch)

*Home Office v Dorset Yacht Co Ltd* [1970] AC 1004 (HL)

*Powick v Malvern Wells Water Co*, *The Times* 28 September 1993 (QB)

*British Steel plc v Customs and Excise Commissioners* [1997] 2 All ER 366 (CA)

*Capital & Counties plc v Hampshire CC* [1997] QB 1004 (CA)

*Barrett v Enfield LBC* [2001] 2 AC 550 (HL)

*Dextra Bank v Bank of Jamaica* [2002] 1 All ER (Comm) (PC) 193

*R v G* [2003] UKHL 50, [2004] 1 AC 1034

For judicial review applications it is not necessary to include ‘on the application of’ in the party names. Simply cite as follows:

*R (Roberts) v Parole Board* [2004] EWCA Civ 1031, [2005] QB 410

For judicial review applications prior to 2001, cite in the following way:

*R v Lord Chancellor, ex p Witham* [1998] QB 575 (QB)

Some reports series, such as the Reports of Patent Cases, cite to a case number rather than to a page number:

*Thompson Holidays Ltd v Norwegian Cruise Lines Ltd* [2003] RPC 32

When citing more than one case in one footnote, arrange them in chronological order separated by semi-colons:

45 *Berk v Hair* (DC 12 September 1956); *New Zealand Shipping Co Ltd v Satterthwaite (AM) & Co Ltd (The Eurymedon)* [1975] AC 154 (PC); *R v Leeds County Court, ex p Morris* [1990] QB 523 (QB) 526–29.

The most authoritative reference is to the official Law Reports series (Appeals Cases, Chancery, Family, Queen’s Bench etc). If a case is not reported in the Law Reports, cite the Weekly Law Reports. Failing that, cite the All England Reports.

Note on the Weekly Law Reports: like the official Law Reports, they are published by the Incorporated Council of Law Reporting ([www.lawreports.co.uk](http://www.lawreports.co.uk)), but they do not include argument of counsel. Volume 1 of the WLRs contains cases that the Council does not plan to include in The Law Reports, while Volumes 2 (January to June) and 3 (July to December) cover the cases that will be republished in the Law Reports. Cite 2 WLR or 3 WLR *only* if the case has not yet come out in the Law Reports; there may be changes in the Law Reports version.

In certain specialist areas, even where a case is reported in the Law Reports or All England Reports, it may be preferable to refer to a relevant specialist series, such as Lloyd’s Law Reports, Family Law Reports, Industrial Cases Reports, or Reports on Patent Cases. In the first instance of such a citation a short reason should be given for the departure from normal practice. A report in The Times newspaper should only be cited if there is no other published report.

### ***Case before 1865***

For pre-1865 cases, cite both the nominate reports *and* the English Reports, divided by a comma unless there is a pinpoint, in which case by a semi-colon:

*Boulton v Jones* (1857) 2 H&N 564, 157 ER 232

*Henly v Mayor of Lyme* (1828) 5 Bing 91, 107; 130 ER 995, 1001

If you need to identify the court, spell it out in the text: ‘The Court of Common Pleas took the view that ...’.

### ***Case names***

Where there are multiple parties, name only the first claimant and first defendant. Where the parties are individuals, omit given names and initials. Abbreviate common words and phrases: use AG for Attorney General, BC for Borough Council, Co for Company, DPP for Director of Public Prosecutions and so on. See the Abbreviations section for more help.

Cite a case name in full in the first mention in the text or footnote; it may be shortened thereafter. Thus, ‘in *Glebe Motors plc v Dixon-Greene*’ can be shortened to ‘in the

*Glebe Motors* case' (or 'in *Glebe Motors*'). In shipping cases, you can use the name of the ship instead of the full case name (for example, *The Eurymedon*). In criminal cases it is conventional to abbreviate 'in *R v Caldwell*' to 'in *Caldwell*'. In civil cases that kind of abbreviation is also acceptable, subject to the warning that the name chosen must be that which stands first in the full name of the case.

Use 'Re' in preference to 'In re', 'In the matter of', etc: Re the Companies Act 1985 rather than In the matter of the Companies Act 1985, and Re Farquar's Estate instead of In re the Estate of Farquar. Abbreviate 'Ex parte' to 'Ex p' with a capital E at the beginning of a case name but in lower case elsewhere. The p has no full stop. Generally, do not include expressions such as 'and another', which may appear in titles in law reports.

### ***Pinpoint***

When citing a case as authority for a proposition, add a pinpoint if possible, to indicate exactly where the passage on which you are relying is to be found. Where the citation ends with the identification of a court by its acronym in brackets, the pinpoint follows that attribution without any comma. Where there is no such attribution, or where there is more than one pinpoint, insert a comma to prevent the numbers running together. Where the pinpoint reference is to the first page of the report, repeat the page number:

*Beattie v E & F Beattie Ltd* [1938] Ch 708 (CA) 708

*Cooper v McKenna, ex p Bishop* [1986] WLR 327 (CA) 328, 333

*R v Leeds County Court, ex p Morris* [1990] QB 523 (QB) 526–29

*El Ajou v Dollar Land Holdings* [1993] 3 All ER 717 (Ch) 738, 739–40

*Associated Newspapers Ltd v Wilson* [1995] 2 AC 454 (HL) 479 (Lord Browne-Wilkinson)

If the case has numbered paragraphs, use the paragraph number in square brackets as a pinpoint, rather than the page number:

47 *Re A (Conjoined Twins: Surgical Separation)* [2000] EWCA Civ 401, [2001] Fam 147 [20], [25]; *Costello v Chief Constable of Derbyshire Constabulary* [2001] EWCA Civ 381, [2001] 1 WLR 1437 [1]–[30].

### ***Attributions to judges***

If it is useful for your purposes to name the deciding judge, use the judge's surname followed by the conventional abbreviation identifying their judicial office. Do not use honorifics such as 'the Honourable'. A High Court judge (a Justice of the High Court) is called 'Mr [or Mrs or Miss] Justice Smith' (abbreviated 'Smith J'). A Court of Appeal judge (a Lord Justice of Appeal or Lady Justice of Appeal) is called 'Lord Justice Smith' or 'Lady Justice Smith' (abbreviated 'Smith LJ'), unless the judge is a peer, in which case he is called, for example, 'Lord Denning'. So, for example,

In *Lippiatt v South Gloucestershire Council*,<sup>77</sup> Evans LJ stated that ...

A House of Lords judge (a Lord of Appeal in Ordinary, more commonly called a Law Lord) is called 'Lord Smith' or, in the case of the first woman in the House of Lords, 'Baroness Hale'. Abbreviated forms are not used for Law Lords. If a Law Lord's territorial qualification is stated in the report of a decision (eg Lord Scott of Foscote), you can omit the qualification (or use it the first time you mention the judge, and omit it subsequently).

The name of the Lord Chief Justice is abbreviated as 'Lord Woolf CJ' and the Master of the Rolls as 'Lord Woolf MR'. The Lord Chancellor can be abbreviated similarly as 'Lord Irvine of Lairg LC'. If a judge has been elevated to a new appointment since the decision of the case you are citing, you do not need to say 'as he then was'. If you are naming several Law Lords, do not say 'Lords Smith and Jones', but 'Lord Smith and Lord Jones'.

In footnotes, add the name in brackets at the end of the citation. Do not use the old-fashioned 'per':

57 [1999] All ER 400 (HL) 411 (Lord Steyn).

### ***Different case name***

If a case appears under a different case name at any point in its history (that difference being more than a mere reversal in the names of the parties), the earlier and different name may be introduced by the phrase 'sub nom'.

*South Yorkshire Transport Ltd v Monopolies and Mergers Commission* [1993] 1 WLR 23 (HL) *sub nom R v Monopolies and Mergers Commission, ex p South Yorkshire Transport Ltd* [1992] 1 WLR 291 (CA)

### ***Popular case name***

Popular names for cases may be used. Give the popular name in parentheses after the initial full citation, and then use the popular name in subsequent citations.

*Mirage Studios v Counter-feat Clothing Co Ltd* [1991] FSR 145 (Ninja Turtles case)

Case C-376/98 *Germany v Parliament and Council* [2000] ECR I-8419 (Tobacco Advertising case)

### ***Case history***

The subsequent history of a case may be indicated after the primary citation by abbreviating 'affirmed' to 'aff'd' and 'reversed' to 'rev'd'. These abbreviations refer to the primary decision.

*R v Adomako* [1994] QB 302, aff'd [1995] 1 AC 171

### ***Case notes***

Treat case notes with titles as journal articles. Where there is no title, put the parties in quotation marks, and add (case note) after the title. For example:

A Ashworth, '*R (Singh) v Chief Constable of the West Midlands Police*' (case note) [2006] Crim LR 441

Provide the same information in a footnote, except where the parties are named in the text, in which circumstance, cite:

A Ashworth, (case note) [2006] Crim LR 441

The case should be included in the Table of Cases, citing its best report.

### ***Scottish case***

Citations of the official Scots reports do not use brackets. Examples of cases from the Scottish Series of Session Cases from 1907 and Justiciary Cases from 1917 follow:

*Hughes v Stewart* 1907 SC 791

*Corcoran v HM Advocate* 1932 JC 42

It is usual to refer to Justiciary Cases simply by the name of the panel (or accused), thus, *Corcoran*.

### ***European Community case***

For cases in the European Court of Justice (ECJ), if possible, cite the official reports, the European Court Reports (ECR). If an ECR reference is not available, the second best report is usually the Common Market Law Reports (CMLR). You may also cite the Law Reports, the WLR or the All ER in preference to the CMLR. For an unreported case, cite the relevant notice in the Official Journal (OJ). If not yet reported in the OJ, then cite the case number, case name, court, and date of judgment.

Since 1989, cases have been numbered and prefixed according to whether they are registered at the ECJ or the Court of First Instance (CFI). ECJ cases are prefixed C- and CFI cases are prefixed T-. Cite the case number before the party names, with no punctuation between them. Do not add a C- to pre-1989 cases. ECJ cases are reported in ECR I- and CFI cases are reported in ECR II-. The volume number attaches to the page number, with another dash, as shown in the following examples.

Case 151/73 *Ireland v Council* [1974] 1 CMLR 429

Case 240/83 *Procureur de la République v ADBHU* [1985] ECR 531

Joined Cases C-430 & 431/93 *Jereon van Schijndel v Stichting Pensioenfonds voor Fysiotherapeuten* [1995] ECR I-4705

Case T-344/99 *Arne Mathisen AS v Council* [2002] ECR II-2905

Case C-491/01 *R v Secretary of State ex p BAT and Imperial Tobacco* [2002] ECR I-11453

Case C-444/02 *Fixtures Marketing Ltd v OPAP* (ECJ 9 November 2004)

Commission Decisions in relation to competition law/antitrust and mergers are to be treated as cases. The best report is the OJ, which is cited as follows:

*Aluminium Cartel* [1985] OJ L92/1

*Moosehead/Whitbread* [1990] OJ L100/32

For decisions of the Commission's Merger Task-Force, or more recently, the Competition Directorate, cite the case number and the decision number where available.

*Alcatel/Telettra* (Case IV/M042) Commission Decision 91/251/EEC [1991] OJ L122/48

*Ferrovie dello Stato/Georg Verkehrsorgani* (Case COMP/37.685) Commission Decision 2004/33/EC, [2004] OJ L11/17

*Tetra Laval/Sidel* (Case COMP/M. 2416) Commission Decision 2004/124/EC [2004] OJ L43/13

### ***European Court of Human Rights***

For decisions of the European Court of Human Rights cite the official reports or the European Human Rights Reports, providing one in preference to the other throughout. Until 1 November 1998, the official reports were known as Series A and numbered consecutively. The official reports were then renamed as Reports of Judgments and Decisions and they are cited as ECHR (as in the third example below). The EHRR series is consecutively numbered, but from 2001 case numbers replaced page numbers.

References to unreported judgments should identify the court and the date of the judgment in place of publication details (current information can be obtained from the ECHR website and the HUDOC database at <http://www.echr.coe.int>). Use paragraph numbers in square brackets for pinpoints. The citation should give party names (in italics), application number, and publication details:

*Young, James and Webster v UK* (App no 7601/76) (1982) 4 EHRR 38

*Plattform 'Ärzte für das Leben' v Austria* (App no 10126/82) (1988) Series A no 139

*Osman v UK* (App no 23452/94) ECHR 1998-VIII 3124

*Balogh v Hungary* (App no 47940/99) ECHR 20 July 2004

Citations of decisions and reports of the European Commission of Human Rights (which ceased in 1998) should give the relevant application number, a reference to the Decisions and Reports of the Commission series (or in earlier years to the Yearbook of the ECHR), or, if available, a reference to the EHRR:

*Zamir v UK* (App 9174/80) (1985) 40 DR 42

*Austria v Italy (Pfunders Case)* (App 788/60) (1961) 4 Yearbook 116 (EComHR)

### ***Case from other jurisdictions***

Cite cases from other jurisdictions as they are cited in their own jurisdiction, with one difference: if the name of the series cited does not itself indicate the jurisdiction and the court of decision, and the jurisdiction and court are not obvious from the context of your work, you should indicate these in parentheses at the end of the reference:

*Michael v Johnson* 426 US 346, 23 S Ct 118 (1976)

*Waltons Stores (Interstate) Ltd v Maher* (1988) 164 CLR 387 (High Court of Australia)

### ***International case or decision***

#### *International Court of Justice publications*

For information about publications from the ICJ, refer to the United Nations Documentation Research Guide at <http://www.un.org/Depts/dhl/resguide/specil.htm> and to the United Nations Bibliographic Information System website at <http://unbisnet.un.org>.

The Permanent Court of International Justice (PCIJ) (1922–45) preceded the ICJ. The decisions and opinions of the PCIJ are published in the official reports of the court. Yearbooks, judgments, opinions and related documents (Series A–F) from the PCIJ are available at <http://www.icj-cij.org/icjwww/idecisions/icpij>.

International Court of Justice decisions are compiled in the series Reports of Judgments, Advisory Opinions and Orders. Contentious cases and advisory opinions are also available on the ICJ web site at <http://www.icj-cij.org/icjwww/idecisions.htm>. Documentation related to cases (such as written pleadings and oral arguments) are published after the decision in the series Pleadings, Oral Arguments, Documents (in the language of submission—English or French). Basic documents of the court, press releases, recent judgments, documents from cases in progress, and other important documents are available on the ICJ website (<http://www.icj-cij.org>).

Cite the ICJ Report if available; otherwise cite to the website. Give dates of access for website reports. Cite case names as they appear in the ICJ Reports. In some instances, the word ‘case’ will appear in the title; in other instances it will not. Examples of ICJ and PCIJ cases and pleadings follow.

*Corfu Channel Case (UK v Albania)* (Merits) [1949] ICJ Rep 4

*Land, Island and Maritime Frontier Case (El Salvador/Honduras, Nicaragua intervening)* (Application for Intervention) [1990] ICJ Rep 92

*Legal Consequences of the Construction of a Wall* (Advisory Opinion) 2004 <<http://www.icj-cij.org/icjwww/idocket/imwp/imwprframe.htm>> accessed 21 July 2005 [139]–[142]

*Aerial Incident of July 27 1955 Case (Israel v Bulgaria)* ICJ Pleadings 530

*Case Concerning the Factory at Chorzów (Germany v Poland)* (Merits) PCIJ Rep Series A No 17

*Case of the Free Zones of Upper Savoy and the District of Gex (Switzerland v France)* PCIJ Rep Series A/B No 46

*Case Concerning the Vienna Convention on Consular Relations (Germany v USA)* (Request for the Indication of Provisional Measures: Order) General List No 104 [1999] ICJ 1

*Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia and Herzegovina v Serbia and Montenegro)* (Pending) ICJ Press release 2004/37 <<http://www.icj-cij.org/icjwww/idocket.htm>> accessed 27 July 2005

### *Other sources of international decisions*

The International Law Reports (ILR) is a source of international court and tribunal, arbitration and municipal decisions. It has been published continually since 1919, but under different titles:

- volumes 1–6 (1919–32) were published as Annual Digest of Public International Law Cases;
- volumes 7–16 (1933–49) were published as the Annual Digest and Reports of Public International Law Cases;
- from volume 17 (1950–) it has been published as the ILR.

Other general sources of reports on international cases include International Legal Materials (ILM, 1962-), International and Comparative Law Quarterly (ICLQ, 1952-), Reports of International Arbitral Awards (RIAA, or Recueil des Sentences Arbitrales) and various other reports and case books. Some examples of citations from these sources follow.

*Lawler Incident* (1860) 1 McNair Intl L Opinions 78

*Tinoco Arbitration (GB v Costa Rica)* (1923) 1 RIAA 369

*Delimitation of the Continental Shelf (UK v France)* (1979) 54 ILR 6

*Rainbow Warrior (New Zealand v France)* (Arbitration Tribunal) (1990) 82 ILR 499

*Steiner and Gross v Polish State* (1927–28) 4 Annual Digest Public Intl L 291

*Dolan* (1955) 4 ICLQ 629

International Centre for the Settlement of Investment Disputes *Marvin Feldman v Mexico* (2003) 42 ILM 625

Inter-American Court of Human Rights *Barrios Altos Case Chumbipuma Aguirre et al v Peru* (2002) 41 ILM 91

### *International Criminal Tribunals for the former Yugoslavia and Rwanda*

Decisions of these tribunals are published in several different reports series. The Judicial Reports/Recueils judiciaires of the ICTY and the Reports of Orders, Decisions and Judgements of the ICTR comprise all public indictments, decisions and judgments issued in a given year (in English and French). Cite ICTY and ICTR decisions as follows: Case name (Decision type) ICTY-year#-case# (date). Alternatively, it is acceptable to cite from International Legal Materials or International Human Rights Reports.

*Tadic Case* (Judgment) ICTY-94-1 (26 January 2000)

*Prosecutor v Tadic* (Jurisdiction) (1996) 3 Intl Human Rights Rep 578

*Prosecutor v Akayesu* (Judgment) ICTR-96-4-T, T Ch I (2 September 1998)

*Prosecutor v Tadic* (Judgment in Sentencing Appeals) (2000) 39 ILM 635

### *Nuremberg Tribunal*

Judgments of the Tribunal are published in the American Journal of International Law.

Judgment of the Nuremberg International Military Tribunal 1946 (1947) 41 AJIL 172

### *International Tribunal for the Law of the Sea (ITLOS)*

The Judgments and Orders delivered in cases submitted to the Tribunal are reproduced in the series Reports of Judgments, Advisory Opinions and Orders, and are also available on the ITLOS website (<http://www.itlos.org>) under Proceedings and Judgments. Other ITLOS sources, such as resolutions or agreements can be found on the same site under Documents/Publications.

*/M/V 'Saiga' (No 2) (Saint Vincent and the Grenadines v Guinea)* (Provisional Measures, Order of 11 March 1998) ITLOS Reports 1998, 24

*/M/V 'Saiga' (No. 2) (Saint Vincent and the Grenadines v Guinea)* (Provisional Measures, Order of 11 March 1998, Sep. Op. Laing) ITLOS Reports 1998, 46

ITLOS Press Release, 'Application Filed on Behalf of Belize against France for Release of Arrested Fishing Vessel' (21 March 2001) ITLOS/Press 46

### *World Trade Organization (WTO/GATT) decision*

There are two ways of citing WTO decisions. The first is to the WTO Online Database (<http://docsonline.wto.org>). Cite the title, date of decision, and WTO catalogue number and pinpoint to paragraphs. Cite the website of the WTO Online Database in the first relevant footnote in each article/chapter.

Alternatively, cite to the Dispute Settlement Reports (DSR). This series comprises panel and appellate body reports published by the WTO in conjunction with Cambridge University Press. The delay in publication of the DSR means that most scholars will cite the online documents. The DSRs are cited in the same manner as law reports. Here pinpoint references are to pages, although many readers without access to the DSRs may find an additional paragraph reference helpful.

For GATT decisions, cite the BISD (Basic Instruments and Selected Documents) where available. In the example given below, 3S means 3rd Supplement and 81 is the page reference. The BISD can be found in Butterworth's Lexis and Westlaw.

*Swedish Anti-Dumping Duties* (1955) GATT BISD 3S/81, 82

WTO, *India: Measures Affecting the Automotive Sector—Report of the Appellate Body* (19 March 2002) WT/DS146/AB/R and WT/DS175/AB/R [10]–[25]

WTO, *Brazil: Export Financing Programme for Aircraft—Recourse to Arbitration by Brazil under Article 22.6 of the DSU and Article 4.11 of the SCM Agreement—Decision by the Arbitrators* (28 August 2000) WT/DS46/ARB

*United States—Anti-Dumping Duty on Dynamic Random Access Memory Semiconductors (DRAMs) of One Megabit or Above from Korea* (WT/DS99) [1999] 2 DSR 519, 521

### *International Labour Organization (ILO) recommendation*

The ILO issues various documents relating to international labour law, including recommendations, conference reports, governing body documents, reports and conclusions of the Committee on Freedom of Association, and comments by the Committee of Experts on the Application of Conventions and Recommendations, among others.

ILO Recommendation R020: Labour Inspection Recommendation (Recommendation Concerning the General Principles for the Organization of Systems of Inspection to Secure the Enforcement of the Laws and Regulations for the Protection of the Workers) (5th Conference Session Geneva 29 November 1923)

*Canada (Case No 2145)* (3 July 2001) Report of the Committee on Freedom of Association No 327 (Vol LXXXV 2002 Series B No 1)

International Labour Conference (88th Session) Resolution II: Resolution Concerning HIV/AIDS and the World of Work (Geneva 13 June 2000)

### *Permanent Court of Arbitration*

The main awards and adjudications of the PCA are published in Scott (ed) *Hague Court Reports* (1916, 1932). Other awards are published in Moore *History and Digest of the International Arbitrations to which the United States has been a Party* (1898) 6 vols. Each has its own method of citation.

*North Atlantic Coast Fisheries Case (GB v USA)* (1910) Scott Hague Court Rep 141

*Alabama Claims Arbitration* (1872) 1 Moore Intl Arbitrations 495

### *Iran–United States of America Claims Tribunal*

*Starrett Housing Corporation v Iran* (1983) 4 Iran-USCTR 122

### *Inter-American Court of Human Rights*

Judicial publications of the IACHR can be found in the Inter-American Court of Human Rights Series A–E. Judgments and decisions are in Series C. Documents can be sourced from the IACHR website (<http://www.corteidh.or.cr>) or the University of Minnesota Human Rights Library website (<http://www1.umn.edu/humanrts/iachr>).

*Juridical Condition and Rights of the Undocumented Migrants*, Advisory Opinion OC-18, Inter-American Court of Human Rights Series A No 18 (17 September 2003)

*Blake Case* (Interpretation of Reparations Judgment (Article 67 American Convention on Human Rights) Inter-American Court of Human Rights Series C No 57 (1 October 1999)

### *Unreported case*

For an unreported case with no neutral citation, cite the party names followed by the court and date of the judgment in brackets, e.g. *Peter Scott v Process Mechanical Ltd* (Bradford County Court 20 July 2006).

## **6. Command paper.**

Cite Command papers by author, title, Command paper number and year of publication:

Secretary of State for Health, 'Government Response to the House of Commons Health Committee Report on the Provision of Allergy Services' (Cm 6433, 2005)

The reference to the number of Command papers depends upon the year of publication and should be expressed in parenthesis as follows:

1833–69 (C (1st series) 28)

1870–99 (C (2nd series) 23)

1900–18 (Cd 45)

1919–56 (Cmd 12)

1957–86 (Cmnd 356)

1986– (Cm 69)

## **7. Conference paper.**

Cite conference papers that were only available at a conference or directly from the author by author, title, conference title and date. Citations of conference papers that have been published should include publication details; those that are only available online should include a web address and date of access. This guideline also applies to other papers.

Society of Legal Scholars, 'A Supreme Court for the United Kingdom: Response to DCA Constitutional Consultation Paper 11/03' (2003)  
<<http://www.legalscholars.ac.uk/documents/cp.11.03.pdf>> accessed 29 April 2005 [4.1]–[4.2]

UK Parliament, 'Unemployment by constituency' (HC Library Research Papers 04/92, 2004)  
<[http://www.parliament.uk/parliamentary\\_publications\\_and\\_archives/research\\_papers/research\\_papers\\_2004](http://www.parliament.uk/parliamentary_publications_and_archives/research_papers/research_papers_2004)> accessed 3 April 2005

## **8. Document.**

In general, follow the rules for citing books and journals. A useful guideline is to cite documents with ISBN numbers as if they were books, or government or committee reports. Cite documents with ISSN numbers as if they were articles. Use quotation marks around a title. Where the author is not identified, cite the body that produced the document; if no such body can be identified, insert two joined em dashes (like this: — ).

Documents sourced from the Internet that are clearly available for sale in book form should be cited as books. Otherwise, include the address of the website and date of access. Where the document has an identifying reference number, include the number after the title; in this case it is not crucial to include the website address in the citation. For example:

Amnesty International, 'Cuba: The Situation of Human Rights in Cuba' (Report) (20 May 2002) AI-Index AMR 25/002/2002

Sometimes it is not clear whether a document is a book-like document (eg an Annual Report) or an article-like document (eg a fact sheet). Sometimes the document 'type' can be discerned from where the document appears on a website: if the website distinguishes between 'policy statements' and 'publications', for example, then the former may be shorter, article-type documents, while the latter may often refer to book-like documents. For clarity, you may wish to describe the type of document in parentheses after the title.

Cite annual reports in the same way as Government and Committee Reports:

Johnson & Johnson, *2004 Annual Report* (New Jersey 2004)

Follow this pattern for other reports, but add 'Report' in brackets after the title for clarity, as shown in the Amnesty International Report example above.

Cite briefing papers, statements and fact sheets in the same way as articles, using quotation marks for the title rather than italics:

Commonwealth of Australia, Department of Immigration and Multicultural and Indigenous Affairs, 'Factsheet 82: Immigration Detention' (14 October 2004) Canberra

If the document is to be referred to elsewhere with an abbreviated name, place it in brackets at the end:

European Council on Refugees and Exiles, 'ECRE Information Note on the Council Directive 2004/83/EC of 29 April 2004 on minimum standards for the qualification of third country nationals and stateless persons as refugees or as persons who otherwise need international protection and the content of the protection granted' (October 2004, IN1/10/2004/ext/CN) <<http://www.ecre.org/policy/statements.shtml>> accessed 28 September 2005 (ECRE Information Note on the Council Directive 2004/83/EC)

### ***United Nations document***

When citing documents from the major bodies of the United Nations, include the unique document reference numbers that identify both the body from which the document issues and the nature of the document. It is not necessary to cite the Security Council Official Records (UNSCOR) and General Assembly Official Records (GAOR). After the first mention, abbreviate 'United Nations' to 'UN'; 'UN Security Council' to 'UNSC'; 'UN General Assembly' to 'UNGA'; and 'Resolution' to 'Res'. Cite the full names of lesser known, or more specialized, UN organs or bodies, rather than their abbreviations. Do not cite resolution titles, unless it is particularly useful to do so. Further guidelines for finding and citing UN documents are available in the UN Documents Resource Guide ([www.un.org/Depts/dhl/resguide](http://www.un.org/Depts/dhl/resguide)) and in Stanford University's Johnson Library *Guide to Government Publications Series* ([www-sul.stanford.edu/depts/jonsson/int/un.html](http://www-sul.stanford.edu/depts/jonsson/int/un.html)).

Generally speaking, cite UN documents in the following order: author, 'title' date document number. Italicize the title of a UN document only if it has been published as a book (ie, it has an ISBN), in which case the UN Doc number is not necessary. Cite full titles in the first citation, and shortened titles thereafter. Examples follow:

UNGA Res 2621 (1970) GAOR 25th Session Supp 16, 10

UNSC Res 770 (1992) SCOR Resolutions and Decisions 24

UNSC Res 1373 (28 September 2001) UN Doc S/RES/1373

*UN Security Council (UNSC)*

UNSC Res 1373 (28 September 2001) UN Doc S/RES/1373

UNSC Presidential Statement 38 (2000) UN Doc S/PRST/2000/38

UNSC Verbatim Record (28 September 2001) UN Doc S/PV/4385

UNSC 'Security Council, Briefed by Chairman of Counter-Terrorism Committee, Stresses Need for All States to Report on Anti-Terrorism Efforts' (15 April 2002) Press Release SC/7361

*UN General Assembly (UNGA)*

UNGA Res 3314 (XXIX) (14 December 1974)

UNGA Res 51/210 (17 December 1996) UN Doc A/RES/51/210

Declaration on the Granting of Independence to Colonial Countries and Peoples, UNGA Res 1514 (XV) (14 Dec 1960) (adopted by 89 votes to none; 9 abstentions)

UNGA 'Report of the Special Committee on Principles of International Law Concerning Friendly Relations and Cooperation Among States' UN GAOR 25th Session Supp No 18 UN Doc A/8018 (1970)

UNGA 'Report of the Ad Hoc Committee Established by UNGA Res 51/210' (17 December 1996) 6th Session (2002) UN Doc Supp No 37 (A/57/37)

UNGA Rules of Procedure of the General Assembly, Rule 98 UN Doc A/520/Rev 15 (1984)

*UN Sixth Committee*

Guidelines for citing documents from the Sixth Committee can be found in the UN Documents Research Guide (<http://www.un.org/Depts/dhl/resguide/specil.htm>).

UNGA Sixth Committee (56th Session) 'Report of the Working Group on Measures to Eliminate International Terrorism' (29 October 2001) UN Doc A/C.6/56/L.9

*UN Secretary-General*

Documents of the Secretary-General are usually cited by reference to the UN body or organ to which the Secretary-General's documents are addressed.

UNGA 'Report of the Secretary-General 65/190' (2001) UN Doc A/56/190

Report of the Secretary-General, 'Rape and Abuse of Women in the Territory of the Former Yugoslavia' (1994) UN Doc E/CN.4/1994/5

## *UN Commission on Human Rights*

UNCHR Res 37 (2001) UN Doc E/CN.4/RES/2001/37

UNCHR, Fourth Special Session 23–24 September 1999 'Report of the UN High Commissioner for Human Rights on the Human Rights Situation in East Timor' (17 September 1999) UN Doc E/CN.4/S-4/CRP

UNCHR 'Report of the Working Group on Arbitrary Detention' (21 January 1992) UN Doc E/CN.4/1992/20

## *UN Special Rapporteur or Representative*

UNCHR (Sub-Commission), 'Report by Special Rapporteur Kallopi K Koufa 2001/31' (2001) UN Doc E/CN.4/Sub.2/2001/31

UNCHR 'Compilation and Analysis of Legal Norms, Report of the Representative of the Secretary-General on Internally Displaced Persons' (5 Dec 1995) UN Doc E/CN.4/1996/52/Add.2

UNCHR 'Report of the Special Rapporteur on Torture' (1986) UN Doc E/CN.4/1986/15

## *UN Human Rights Treaty Body*

UNCHR 'General Comment 18' in 'Note by the Secretariat, Compilation of General Comments and General Recommendations adopted by Human Rights Treaty Bodies' (1994) UN Doc HRI/GEN/1/Rev.1

UNCHR 'Comment on Egypt's Second Periodic Report on Implementation of the ICCPR' (9 December 1993) UN Doc CCPR/C/79/Add.23

UN Committee for the Elimination of All Forms of Discrimination against Women, 'General Recommendation No 19' in 'Note by the Secretariat, Compilation of General Comments and General Recommendations Adopted by Human Rights Treaty Bodies' (29 July 1994) UN Doc HRI/GEN/1/Rev.1

*Barbato v Uruguay* (1982) 2 Selected Decisions of the Human Rights Committee 112

## *United Nations High Commissioner for Refugees (UNHCR)*

UNHCR EXCOM Conclusion No 64 (XLI) 'Refugee Women and International Protection' (1990)

UNHCR 'Report of the 45th Session of the Executive Committee of the High Commissioner's Programme (Geneva 3–7 October 1994)' (11 October 1994) UN Doc A/AC.96/839

UNHCR 'Guidelines on the Protection of Refugee Women' (Geneva 1991)

UNHCR 'UNHCR's Operational Experience with Internally Displaced Persons' (Division of International Protection Geneva 1994)

### *Diplomatic Conference*

'Report of the Preparatory Committee on the Establishment of an International Criminal Court' UN Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court (Rome 15 June–17 July 1998) (14 April 1998) UN Doc A/CONF.183/2/Add.1

'Final Act of the UN Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court' (17 July 1998) UN Doc A/CONF.183/10

### *United Nations Year Book (UNYB)*

UNGA 'Questions Relating to International Terrorism' (1972) UNYB 649

UNGA 'Report of the Ad Hoc Committee' (1979) UNYB 1146

### *International Law Commission (ILC)*

Information about the International Law Commission may be found at <<http://www.un.org/law/ilc/index.htm>>. Online research relating to the work of the Commission may be conducted in UNBISnet. Guidelines for citing documents from the Sixth Committee can be found in the UN Documents Research Guide (<http://www.un.org/Depts/dhl/resguide/specil.htm>).

ILC, 'Report of the International Law Commission on the Work of its 42nd Session' (1 May–20 July 1990) UN Doc A/45/10

### *League of Nations Official Journal (LNOJ)*

*Aaland Islands Case* (1920) League of Nations Official Journal Spec Supp 3, 3

### *Other UN agency*

World Food Programme, 'Report to the Economic and Social Council' (23 September 1996) WFP/EB.3/96/3

UN Development Programme (Emergency Response Division), 'Building Bridges between Relief and Development' (1996)

Executive Board of the UN Development Programme and the UN Population Fund, 'Report of the Administrator' (15 March 1996) DP/1996/18/Add.2

UNICEF 'Emergency Operations' (1 December 1995) E/ICEF/1996/7

WHO (Resolution of the Executive Board) 'Emergency and Humanitarian Action' (27 January 1995) EB95.R17

ECOSOC 'Enlargement of the Commission on Human Rights and the Further Promotion of Human Rights and Fundamental Freedoms' Res 1990/48 (25 May 1990)

### *Regional bodies' document*

Organization for African Unity (Council of Ministers) 'Proposals for an OAU Mechanism for Conflict Prevention and Resolution, Report of Secretary-General' (OAU Addis Ababa 1992) CM/1710 (L.VI)

Commission on Security and Cooperation in Europe (CSCE) 'The OSCE in Post-Dayton Bosnia' (17 January 1994) 17 CSCE Digest 2

Commonwealth of Independent States, 'Report of the Conference' (4 July 1996) CISCONF/1996/6

Organization of American States, 'Legal Situation of Refugees, Returnees and Displaced Persons in the American Hemisphere' General Assembly Res AG/Res 1214 (XXIII-O/93) (Washington DC 11 June 1993)

### ***Collected Courses of The Hague Academy of International Law***

Cite *Recueil des Cours de l'Académie de Droit International* in full on the first occasion, and abbreviate subsequently to *Recueil des Cours*. Cite the volume year (which is not necessarily the same as the publication year). Up until 1995, volumes (tomes) were divided into parts, signified by roman numerals. Omit the roman numeral for the part, and cite the year and volume instead. The final reference is the page number where the article starts.

E McWhinney, 'Judicial Settlement of Disputes: Jurisdiction and Justiciability' (1990) 221 *Recueil des Cours de l'Académie de Droit International* 9

### ***International Law Association***

Cite in a similar manner to an edited book, with the place and year of the conference in parentheses after the title.

Committee on International Commercial Arbitration, 'Interim Report on Public Policy as a Bar to Enforcement of International Arbitral Awards' in *International Law Association Report of the Sixty-Ninth Conference (London 2000)* (International Law Association, London 2000) 340 (Interim Report) 345

Cultural Heritage Law Committee, 'Heritage Law Creation—First Report' in *International Law Association Report of the Sixty-Seventh Conference (Helsinki 1996)* (International Law Association, London 1996) 15, 31

### ***International Law Digest***

Digests edited by Whiteman or Hackman give the author's name in the title. Indicate the main topic area in quotation marks, followed by the year (if given) or volume number. The § indicates the section referred to, while a pinpoint reference refers to a page number.

Since 1981, the *Digest of US Practice in International Law* has become a *Cumulative Digest of US Practice in International Law*. Roman numeral volume numbers must therefore be inserted immediately after the year.

'Aviation' 9 Whiteman Digest Intl L §4, 323

'Subjects of International Law' (1979) Digest of US Practice Intl L §2, 110

'Peaceful Settlement of Disputes' (1981–88) III Cumulative Digest of US Practice Intl L §2, 3190

## **9. Hansard / parliamentary report.**

Cite reports of parliamentary Select Committees by the committee name, the report name (if there is one), HC or HL to indicate the House of Commons or Lords respectively, the years of the parliamentary session and the serial number of the report (on the bottom of the title page), then any pinpoint. The pinpoint is in square brackets if it is to a paragraph number rather than a page.

Defence Select Committee, 'Iraq: An Initial Assessment of Post-Conflict Operations' HC (2004-05) 65-I [85]–[91]

Report from the Select Committee on Stem Cell Research, 'Summary of Conclusions and Recommendations' HL (2001-02) 83(i) [8]–[9]

Parliamentary debates have been recorded in separate series of Hansard since 1909. Cite Hansard, the appropriate abbreviation for the House, then volume and column number. After 2001, written answers are indicated by a WA before the column number for House of Lords Hansard, and by W after the column number for House of Commons Hansard, as shown in the examples below. Before 2001 put WA in parentheses, as shown in the first example, if you are citing a written answer.

Hansard HC vol 357 cols 234-45 (7 February 1940 WA)

Hansard HL vol 673 col WA261 (21 July 2005)

Hansard HC vol 449 col 1199W (25 July 2006)

## **10. Interview.**

If the author is also the interviewer, provide the name, position and institution (as relevant) of the interviewee, location of the interview, and full date. If the interview was conducted by someone other than the author, the interviewer's name should appear before the rest of the citation, as in the second example.

Interview with Timothy Endicott, Director of Graduate Studies, Faculty of Law, University of Oxford (Oxford 1 April 2005)

S Meredith, Interview with John Hood, Vice-Chancellor, University of Oxford (Oxford 1 April 2005)

## **11. Journal article.**

### ***Published article***

To cite a journal article you will need to record the following information:

Author, 'Article Title' (Date) Volume number Abbreviated journal title First page of article

Example:

J Young, 'The Constitutional Limits of Judicial Activism: Judicial Conduct of International Relations and Child Abduction' (2003) 66 MLR 823

Give the title in roman, within inverted commas. The style for authors of articles is the same as for authors of books. The journal title is in roman. Use the Abbreviations section to find abbreviations for titles of journals.

Give the publication date in square brackets if it identifies the volume, and in round brackets where the journal volumes are numbered consecutively. Do not include issue numbers unless the page numbers begin again for each issue within a volume: in that case put the issue number in parentheses after the volume number, e.g. 23(2).

Use single inverted commas around the title and a comma between the number of the first page of the article and the pinpoint. When the pinpoint is to a paragraph number, put the number in square brackets and omit the comma.

Andrew Ashworth, 'Social Control and "Anti-Social Behaviour": the Subversion of Human Rights' (2004) 120 LQR 263, 276

Paul Craig, 'Constitutional Foundations, the Rule of Law and Supremacy' [2003] PL 92, 96

J Edelman and others, 'Tribute to Professor Birks' (2004) 4 OJCLJ 139

The 2002 edition of OSCOLA was strict about using initials then surname, eg P Birks or J Gardner, no first names spelt out. This version allows either initials or first names, eg HLA Hart or Joseph Raz, but doesn't discuss using surname only. The argument against surname only is that it can make it difficult to find the author in an index or catalogue.

### ***Electronic journal***

For journals that are only published electronically, give publication details as for print journals, but also provide the website address and most recent date of access within angled brackets:

C Penfold, 'Nazis, Porn and Politics: Asserting Control over Internet Content' [2001] 2 JILT <[http://www2.warwick.ac.uk/fac/soc/law/elj/jilt/2001\\_2/penfold](http://www2.warwick.ac.uk/fac/soc/law/elj/jilt/2001_2/penfold)> accessed 27 April 2005

### ***Forthcoming article***

Journal/periodical articles that have been accepted for publication but are yet to be published are available online on institution websites and sites such as the Social Science Research Network ([www.ssrn.com](http://www.ssrn.com)). They should be cited as journal articles, with impending publication details followed by (forthcoming) and SSRN or institute publication details, as well as the web address and date of most recent access. Date of access is particularly crucial with working papers.

F Varese, 'The Secret History of Japanese Cinema: The Yakuza Movies' (2006) Oxford Legal Studies Research Paper No. 22/2006 <<http://ssrn.com/abstract=902415>> accessed 6 September 2006

## **12. Law Commission report.**

Cite Law Commission reports by name and Law Com number, with the year of publication and any Command paper number also noted. Give paragraph numbers in square brackets. Use commas to stop two sets of numbers running together, which happens between the Command paper number and the year:

Law Commission, 'Evidence of Bad Character in Criminal Proceedings' (Law Com No 273 Cm 5257, 2001) [2.89]

### **13. Legislation.**

#### ***Domestic primary legislation***

Cite an Act by its short title and date, in roman, without a comma before the date:

Act of Supremacy 1558

Literary and Scientific Institutions Act 1854

Children Act 1995

Anti-terrorism, Crime and Security Act 2001

For older statutes, it may be helpful to give the appropriate regnal year and chapter number, as in the following citation for the Crown Debts Act 1801. The information in parentheses indicates that the Act was given Royal Assent in the 14th year of the reign of George III. As it was the 90th Act given the Royal Assent in that parliament, it is called 'chapter 90'.

Crown Debts Act 1801 (14 Geo 3 c 90)

Where several jurisdictions are being discussed, it may be necessary to add the jurisdiction of the legislation in parentheses at the end of the citation:

Water Resources Act 1991 (UK)

For parts of statutes, use the full form at the beginning of a sentence, and full or abbreviated forms in the text: the abbreviations are s, ss, para, Pt and Sch. Note, however, that paragraph (b) of subsection (1) of section 15 of the Human Rights Act 1998 is expressed as follows:

Human Rights Act 1998 s 15(1)(b)

In general, it is more convenient in the text to refer to 's15(1)' rather than 'subsection (1)' and to 's 15(1)(b)' than to 'paragraph (b)'; if the latter are used, they can be abbreviated to 'ss (1)' or 'para (b)'. Use abbreviations in the footnotes.

#### ***Bill***

Cite a bill before Parliament by its name, the Parliamentary session, the House in which it originated and the running number assigned to the bill. Running numbers for House of Commons bills are inserted within square brackets; those for the House of Lords are not.

Identity Cards HC Bill (2005-06) [49]

Identity Cards HL Bill (2005-06) 28

## *Secondary legislation*

### *Statutory instrument and abbreviations*

Cite a statutory instrument by its name, date, and serial number, where available:

Canal Boats Regulations 1878

Hollow-ware and Galvanising Welfare Order 1921 SR & O 1921/2032

Extradition (Suppression of Terrorism) Order 1978 SI 1978/1106 sch 2

Penalties for Disorderly Behaviour (Amendment of Minimum Age) Order

2004 SI 2004/3166 art 2

No reference should be made to any subsidiary numbering system in the case of instruments of a Scots or local nature, or those making commencement provisions. Note also that no punctuation is used within the citation, and that no space is inserted between the S and I of SI and the S and R of SR.

As with statutes, use full or abbreviated forms for parts of a statutory instrument in the text, but always use the full form at the start of a sentence, and abbreviations in the footnotes. Use the following abbreviations: r, rr, reg, art, para, pt, sch. If the full title of the statutory instrument is provided in the text, it can be omitted from the footnote citation.

### *Rules of court*

The Civil Procedure Rules 1998 may be cited without reference to their statutory instrument serial number. Cite all other court rules in full as statutory instruments. For historic versions, include the relevant year, eg:

CPR 7

CPR 5.2(1)(b)

RSC 1965 Ord 24 r 14A

CCR 1981 Ord 17 r 11

Where only one practice direction (PD) has been issued in respect of a part or a specific rule, it can be referred to simply by number, according to the part or rule which it supplements. Where there is more than one PD, the relevant content should be provided in brackets after the number, eg:

CPR PD 6

CPR PD 7.10, 3.1

CPR PD 7.9 (claims for recovery of taxes)

CPR PD 7.9 (Consumer Credit Act claims) 1.1

### *EC legislation*

Cite EC legislation (Regulations, Directives and Decisions) and other instruments (Recommendations, Opinions, etc) by providing the legislation type, number and title, then publication details from the Official Journal (OJ) of the European Communities:

Council Regulation (EC) 184/2003 of 8 April 2003 introducing a system for the statistical monitoring of trade in bluefin tuna, swordfish and big eye tuna within the Community [2003] OJ L295/1

The OJ citation is given in the order: [year] OJ series number/page. The capital letter 'L' indicating the series stands for Legislation (the C series contains EU information and notices, and the S series contains invitations to tender).

For the years 1952–72 (when there was no English edition of the Journal Officiel), refer wherever possible to the Special Edition of the Official Journal (produced after the United Kingdom joined the European Communities):

Council Regulation (EEC) 1017/68 applying rules of competition to transport by rail, road and inland waterway [1968] OJ Spec Ed 302

### *Abbreviations and pinpoints*

Give EC Directives, Regulations, and Notices their full name on their first occurrence in a chapter. An abbreviation for the long official title may subsequently be used, or the citation may simply give the document type and number. Full or abbreviated forms may be used for Article (art), Regulation (reg) and Directive (dir). Pinpoints indicating paragraphs or Articles follow the OJ citation, with a comma to separate successive numbers:

Commission Decision (EC) 2004/411 on the adequate protection of personal data in the Isle of Man [2004] OJ L151/51 art 3

Council Directive (EC) 93/104 concerning certain aspects of the organisation of working time [1993] OJ L307/18

[in subsequent footnotes use: Working Time Directive 93/014]

Council Regulation (EC) 139/2004 on the control of concentrations between undertakings (the EC Merger Regulation) [2004] OJ L24/1 art 5

[in subsequent footnotes use: EC Merger Regulation 139/2004 art 5 ]

Treat Commission Decisions in relation to competition law/antitrust and mergers as cases (see cases section).

### *EC Com document*

Following general principles, where the author is not identified, cite the body that produced the document; use quotation marks around the title; and for clarity describe the document type in parentheses after the title. Include the date to help the reader find the document.

Commission (EC), 'Access of Consumers to Justice and the Settlement of Consumer Disputes in the Single Market' (Green Paper) COM (93) 576 final, 16 November 1993.

Commission (EC), 'Action Plan on consumer access to justice and the settlement of disputes in the internal market' (Communication) COM (96) 13 final, 14 February 1996.

Commission (EC), 'Proposal for a Council Regulation on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters' COM (99) 348 final, 28 December 1999.

### ***Legislation from other jurisdictions***

Cite legislation from other jurisdictions as it is cited in its own jurisdiction.

### **14. Newspaper article.**

Cite newspaper articles in the order: author, 'title' *newspaper* (city of publication, country of publication (if not obvious) full date) page. If the reference is to an editorial, the author is cited as 'Editorial'. If the author is not named, insert two joined em-dashes. If the article is sourced from the web and there is no page available, provide the website address and date of access.

I Hawkey, 'Italy takes a dive' *Sunday Times* (London 14 May 2006) Sport 13

E Hobsbawm, 'The Dangers of Exporting Democracy' *Guardian* (London 22 January 2005)  
<<http://www.guardian.co.uk/usa/story/0,12271,1396157,00.html>> accessed 10 May 2005

### **15. Personal communication.**

Cite emails and other personal communications as follows:

Statement by Gareth Pierce (Personal email correspondence 2 January 2001)

Statement by Piers Morgan (Personal communication 6 September 2003)

Treat newsgroups and online bulletin board entries as personal communications. Give author, type of statement, web address and date.

### **16. Thesis.**

Give the author, title, type of thesis, university and date of completion and pinpoint:

H Toner, 'Modernising Partnership Rights in EC Family Reunification Law' (DPhil thesis, University of Oxford 2003)

### **17. Treaty.**

#### ***International treaty***

If parties can accede to the treaty (which will be the case for most multilateral treaties), cite the full date upon which the treaty was opened for signature. Otherwise, cite the date that it was signed or adopted. If available, then give the date it entered into force. If there is both a date of adoption and a date on which the treaty opened for signature, cite the dates in that order. It is not necessary to list the parties to a multilateral treaty, but parties to a bilateral treaty should be included in parentheses immediately after the title, with the names of the parties separated by an en-dash.

Where applicable, cite the treaty series in the following order of preference:

- primary international treaty series, eg UNTS (United Nations Treaty Series), CTS (Consolidated Treaty Series) or LNTS (League of Nations Treaty Series);
- official treaty series of one of the States parties, eg UKTS (UK Treaty Series), (ATS) (Australian Treaty Series); and
- other international treaty series (eg British and Foreign State Papers).

If appropriate, an informal/shortened title may be given in parentheses before the pinpoint reference, and used in subsequent references. Include these abbreviations in your list of abbreviations. Standard abbreviations can be found in the Abbreviations section.

Reference to articles of the treaty should give only the article number, not the title of the article (if there is a title). Use either ‘article’ or the abbreviation ‘art’ in the text, and the abbreviation in the footnotes.

Treaties should be cited from the Final Act (if that appears before the text of the treaty itself). An example is the Convention relating to the Status of Refugees: the Final Act appears at 189 UNTS 137, while the text of the treaty itself begins at 189 UNTS 150. The correct citation for the treaty is 189 UNTS 137. (It is not necessary to include the words ‘Final Act’ in the citation of the treaty title.)

For post-1960 treaties not yet published in an official series, the usual source is International Legal Materials (ILM). Prior to January 2000, the ILM volumes were given in roman numerals. However, the ILM itself uses arabic numerals in its own citations of ILM volumes; therefore, always cite in arabic numerals. Cite from the start of the text, not from any introductory commentary or note.

#### *United Nations Treaties Series*

International Covenant on Civil and Political Rights (adopted 16 December 1966, entered into force 23 March 1976) 999 UNTS 171 (ICCPR)

Convention Relating to the Status of Refugees (adopted 28 July 1951, entered into force 22 April 1954) 189 UNTS 137 (Refugee Convention) art 33

Universal Declaration of Human Rights (adopted 10 December 1948 UNGA Res 217 A(III) (UDHR) art 5

Protocol Relating to the Status of Refugees (adopted 31 January 1967, entered into force 4 October 1967) 606 UNTS 267 (Protocol) art 2

UNGA International Convention for the Suppression of the Financing of Terrorism (adopted 9 December 1999, opened for signature 10 January 2000) (2000) 39 ILM 270

#### *League of Nations Treaties Series and Consolidated Treaty Series*

Note: sometimes the date the treaty entered into force will not be available, so just show the date the treaty was signed or adopted.

Slavery Convention (adopted 25 September 1926, entered into force 9 March 1927) 60 LNTS 253

Provisional Arrangement Concerning the Status of Refugees Coming from Germany (signed 4 July 1936) 3952 LNTS 77

The Consolidated Treaty Series (pre-LNTS treaties) are cited in a similar way. Cite the treaty title as it appears in the CTS, with OSCOLA punctuation:

Convention between Great Britain, Japan, Russia and the United States Requesting Measures for the Preservation and Protection of Fur Seals in the North Pacific Ocean (signed 7 December 1911) (1911) 214 CTS 80

### ***Bilateral treaty***

Give the names of parties to a bilateral treaty in parentheses immediately after the title, if required for clarity.

Agreement Concerning the Sojourn of Refugees within the Meaning of the Convention Relating to the Status of Refugees (Geneva Convention of 28 July 1951 and Protocol Relating to the Status of Refugees of 31 January 1967) (France–Austria) (adopted 21 October 1974, entered into force 24 July 1975) 985 UNTS 303

Rehabilitation and Development Co-Operation Agreement (Australia–Nauru) (5 May 1994) ATS 1994 15

### ***GATT/WTO agreement***

The GATT/WTO treaties are called ‘agreements’. They are negotiated and adopted in sessions called ‘rounds’. The decision-making bodies of the WTO also adopt related official documents, such as interpretive notes, decisions, declarations, understandings and amendments. The agreements and related official documents are often referred to collectively as the ‘legal instruments’ or ‘legal texts’. Only documents relating to the period from 1 January 1995 onwards are WTO documents. Documents relating to the period before this date are GATT documents.

Although a number of GATT documents are available on the WTO Online Database, the preferred source is the BISD 68 (Basic Instruments and Selected Documents). You may find the BISD citation in Lexis-Nexis and Westlaw. The source of official documents since 1995 is the WTO Online Database (<http://docsonline.wto.org>). For post-1995 documents, cite to the WTO Online Database.

The following example of a GATT declaration gives the date of adoption; 26S to indicate the 26th Supplement; and 205 to indicate the first page.

Declaration on Trade Measures Taken for Balance-of-Payments Purposes (28 November 1979) BISD 26S/205, 208

The following example of a citation based on the WTO Online Database gives the date of signing. The agreements signed at this time came into force on 1 January 1995.

Agreement on Agriculture (15 April 1994) LT/UR/A-1A/2 art 2 <<http://docsonline.wto.org>>

## ***Regional treaty***

### *European treaty*

Include both the formal and informal/shortened names of the treaty (if the latter exist) in the first reference to a treaty. Give the informal/shortened title in parentheses before the pinpoint reference. The abbreviated titles given in the examples below are intended as a guide only. Authors may choose to create their own abbreviated titles for European treaties.

Cite protocols to treaties by their names, preceded by the name of the treaties to which they are appended. Dates are generally not given when citing European treaties, as they may have been amended several times. Include the year if it appears in the standard title of the treaty or if it improves clarity.

EC Treaty (Treaty of Rome, as amended) art 3b

Treaty on European Union (Maastricht Treaty) art G5

Act of Accession 1985 (Spain and Portugal) Protocol 34

EC Treaty Protocol on the Statute of the Court of Justice

Convention for the Protection of Human Rights and Fundamental Freedoms (European Convention on Human Rights, as amended) (ECHR) art 3

### *Other regional treaty*

Follow the same pattern as for United Nations treaties, as far as possible. Some regions or countries may have their own specific treaty series, eg the Organization of American States Treaty Series (OAS Treaty Series). However, if cited in the UNTS, LNTS or ILM, use that source.

Additional Protocol to the American Convention on Human Rights in the Area of Economic, Social and Cultural Rights (Protocol of San Salvador) (entered into force 16 November 1999) OAS Treaty Series No 69 (1988) reprinted in Basic Documents Pertaining to Human Rights in the Inter-American System OEA/Ser L V/II.82 Doc 6 Rev 1 at 67 (1992)

American Declaration of the Rights and Duties of Man, OAS Res XXX adopted by the Ninth International Conference of American States (1948) reprinted in Basic Documents Pertaining to Human Rights in the Inter-American System OEA/Ser L V/II.82 Doc 6 Rev 1 at 17 (1992)

African Charter on Human and Peoples' Rights (adopted 27 June 1981, entered into force 21 October 1986) (1982) 21 ILM 58 (African Charter)

## **18. Unpublished work.**

Working papers and journal/periodical articles that have been accepted for publication but are yet to be published are available online on institution websites and sites such as the Social Science Research Network ([www.ssrn.com](http://www.ssrn.com)). They should be cited as journal articles, with impending publication details followed by (forthcoming) and SSRN or institute publication details, as well as the web address and date of most recent access. Date of access is particularly crucial with working papers.

F Varese, 'The Secret History of Japanese Cinema: The Yakuza Movies' (2006) Oxford Legal Studies Research Paper No. 22/2006 <<http://ssrn.com/abstract=902415>> accessed 6 September 2006

### **19. Website.**

Cite information derived from an Internet source, which is not covered elsewhere in OSCOLA, as follows: author (or use two joined em-dashes if author is not identified), title, type of document (if relevant), date of issue (if available), web address and date of access, if the document or the website may be subject to change.

Shami Chakrabarti, 'The End of Innocence' (Lecture at the Centre for Public Law in Cambridge 2004) <<http://www.liberty-human-rights.org.uk/resources/articles>> accessed 20 February 2005

Günter Verheugen, 'Future of EU Shipbuilding' (Speech at New Year's Reception of the Committee of EU-Shipbuilders' Associations, Speech 05/65 Europa website 2005) <<http://europa.eu.int>> accessed 15 April 2005