

Prof. Peter Jonathan Leyland



CURRICULUM VITAE

Present Employment

Professor of Public Law
Department of Law, Governance
and International Relations,
London Metropolitan University,
62-66 Highbury Grove,
London N5 2 AD
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UK Current Teaching and Research Positions

Visiting Professor of Public Law
University College, London from 2006

Visiting Professor, Public Law 1999-2006
School of Oriental and African Studies
University of London

Professorial Research Associate 2004-
Department of Law
School of Oriental and African Studies
University of London

Visiting lecturer, Public Law 2001
Notre Dame University, London

Current Teaching

- Undergraduate LLB: criminal Law, constitutional Law, administrative law, penal policy
- Post-graduate MA: theories of public policy and public law; Dissertation supervision
- Public Law (LLB), Law and Development (LLM), SOAS.
- Administrative Law (LLM), University College, London.

Current Research Supervision

- PHD dissertation supervision

External Examiner

External examiner PHD, Oxford Brookes University (2006).
 External examiner PHD, School of Oriental and African Studies (comparative constitutional law) (2005 and 2006)
 External examiner PHD, University of Siena (comparative constitutional law) (2004)

Academic Journals

Editorial Board: Journal of Comparative Law, ISSN 1477-0814

Professional Memberships

International Association of Constitutional Law and the British Institute of International and Comparative Law - member of the steering committee and planning committee of the UK constitutional law group.

The Society of Legal Scholars

International Academic Positions

- 2006 Visiting professor: National Institute of Development Administration, Bangkok
 'Conducting Research on Constitutional Issues: UK and Thai approaches compared',
 lecture to PHD class in Law and Public Administration.
- 2006 Visiting professor, Office of the Council of State, Bangkok
 'The UK Case: Conventions, Constitutional Power and Constitutional Practice'
- 2004-05 Visiting professor, Office of the Council of the State, Bangkok
 'Mechanisms for establishing Executive Accountability in the UK: from constitutional to managerial?'

'Introducing a 'Right to Know' in the UK and The Freedom of Information Act 2000: New Openness or Missed Opportunity?'

- 2004 External examiner, Visiting lecturer, University of Siena
- 2003 Visiting lecturer, University of Venice, Dipartimento di Pianificazione, Servizio per la Ricerca, Santa Croce, 1957 - Cà Tron
- 2002- Visiting lecturer, Centre for Constitutional Studies and Democratic Development, University of Bologna, most recent visit April 2004
- 2000 Visiting lecturer, Office of the Council of the State, Bangkok
 'The British Constitution and the Balance of Power'
- 1999- Visiting lecturer, University of Ferrara annual lectures on constitutional and criminal law, most recent visit April 2005
- 1998- Visiting lecturer, University of Padova annual lectures on tort liability and common law most recent visit April 2005
- 1997- Visiting lecturer, SPISA i.e. School of Administrative Law, University of Bologna and School of Law, University of Bologna annual lectures on administrative law and contributions to Socrates programme, most recent visit October 2004
- 1996 Visiting lecturer IPALG Academy, Kiev, criminal law and procedure
- 1991-92 External examiner LLB, Rima College, Kuala Lumpur

Research Interests

Constitutional and administrative law; comparative public law; Thai law and politics; Law and governance in Asia; devolution; public law theory; UK and European contract state and state regulation; civil service organisation and executive accountability; tort liability of public authorities, human rights.

Publications and Research

Books

- The Constitution of the United Kingdom: A Contextual Analysis, Hart Publishing, 2007 (first in series Constitutional Systems of the World.) ISBN 1-841136662, 240 pages.
- The United Kingdom: An Introduction to the Law of the Constitution. Book in series Diritto pubblico Contemporaneo for Giappichelli, Torino, 2005, ISBN 88-348-5607-4.
- Textbook on Administrative Law, 5th edition, OUP, 2005 with Dr. Gordon Anthony, Queens University, Belfast, ISBN 0-19-927937-3, 547 pages.
- Freedom of Information in the United Kingdom and Italy: Principles and Practice, Libreria Bonomo, Bologna, 2003. 200 pages (co-author), ISBN 88-88095-50-0.
- Public Law in a Multi-Layered Constitution, Oxford, Hart Publishing co-editor with Nicholas Bamforth, Hart Publishing, 2003. 433 pages, ISBN 1-84113-283-7.
- Textbook on Administrative Law, (expanded and revised 4th edition), Oxford, Oxford University Press, co-author with Terry Woods, 2002. 581 pages, ISBN 0-19-925536-9.
- "New Labour", Governance and Regulation: A Third Way? CLUEB, SPISA, University of Bologna, 1999. Published in English, ISBN 88-491-1320-X.
- Textbook on Administrative Law (Revised 3rd ed. London, Blackstone Press), 1999 co-author with Terry Woods. 500 pages, ISBN 1 85431 891 8.
- Textbook on Administrative Law (expanded and revised second edition) London, Blackstone Press, 1997, co-author with Terry Woods,
- ISBN 85431 658 3.
- Administrative Law Facing the Future: Old Constraints New Horizons, London, Blackstone Press, 1997, co-author with Terry Woods. 465 pages, ISBN 1 85431 689 3.
- Crime, Punishment, Procedure: The English Approach, Osnoy, Kiev, 1996. 206 pages, ISBN 966-500-125-6.
- Textbook on Administrative Law, Blackstone Press, London, 1994, co-author with Terry Woods, ISBN 1 85431 318 5.

Chapters in Books

'Combating Terrorism and the Protection of Individual Rights in the UK: achieving a balance between legislative provision, executive power and judicial oversight' in A. Torre, L. Volpe (eds.) *La Costituzione Britannica / The British Constitution* Torino: Giappichelli, 2005, vol.I, pp. 99-131, ISBN 88-348-4678-8.

'Inter-governmental Relations Post-Devolution in the UK: Coordination, Cooperation and Concordats' in E. Conde, L. Pegoraro and A. Rinella (eds.) *Regional Councils and Devolved Forms of Government*, Clueb, Bologna, 2006, 155-179, ISBN 88-491-2496-4

'Civil Liberties and Human Rights: The Parliamentary Legacy Re-examined' in A. Torre, L. Volpe (eds.) *La Costituzione Britannica / The British Constitution* Torino: Giappichelli, 2005, vol.I, pp. 99-131, ISBN 88-348-4678-8.

'Executive Accountability and Multi-Layered Governance in the UK with particular reference to Planning Law' (La responsabilità esecutiva e l'autorità multi-livello nel Regno Unito, con particolare riferimento alle leggi sulla pianificazione) in G. Perulli (ed.) *Tecnica e diritto: L'ingegneria forense, i compiti e le responsabilità nel processo edilizio.* Il Sole 24 Ore, Milano, 2004. ISBN 88-324-5326-6 pp.23-53.

'Reforming Juvenile Justice UK Style' *Ann. Univ. Ferrara - Sc. Giur. Nuova Serie. Vol..XVII* (2003), 89-104.

'UK Utility Regulation in an Age of Governance' in N. Bamforth and P. Leyland (eds.) *Public Law in a Multi-Layered Constitution*, Hart Publishing 2003, 189-229 (ISBN 1-84113-282-9).

'Public Law in a Multi-Layered Constitution: Introduction' co-author with N. Bamforth in N. Bamforth and P. Leyland (eds.) *Public Law in a Multi-Layered Constitution*, Hart Publishing 2003, 1-26.

'La devolution britannica: integrazione, responsabilità e controlli' in *Unione europea e autonomie regionali: Prospettive per una Costituzione europea*, G. Giappichelli Editore, Torino, 2003, 91-121. (ISBN 88-348-3297-3).

'The Modernisation of Local and Regional Government in the United Kingdom: Towards A New Democratic State?' in J. Frosini, L. Pegoraro and T. Waller, (eds.) *Europe, Regions and local government in Italy, Spain and the United Kingdom*, Libreria Bonomo, Bologna, 2003 (ISBN 88-88095-28-4)

'UK Devolution: Questions of Integration, Accountability and Control' in J. Frosini, L. Pegoraro and T. Waller, (eds.) *Europe, Regions and local government in Italy, Spain and the United Kingdom*, Libreria Bonomo, Bologna, 2003 (ISBN 88-88095-28-4)

'Corporate manslaughter: where should the blame lie?' Ann. Univ. Ferrara - Sc. Giur serie - Vol. XVI (2002) 105-122 (University of Ferrara, 2002).

'Oppositions and Fragmentations: In Search of a Formula for Comparative Analysis?' in A. Harding and E. Orucu, Comparative Law in the 21st Century, Kluwer, 2002, 211-235.

'Mens Rea: The Concept of Moral Blameworthiness in English Criminal Law', Ann. Univ. Ferrara, Sc. Giur. Nuova Serie. Vol. XV (2001). 73-90.

'Introduction' in P. Leyland & T. Woods (eds.) Administrative Law Facing the Future: Old Constraints and New Horizons, London, Blackstone Press 1997, co-author with Terry Woods. p.1-4.

'Public Law History and Theory: Some Notes Towards a New Foundationalism: Part 1' in P. Leyland & T. Woods (eds.) Administrative Law Facing the Future: Old Constraints and New Horizons, London, Blackstone Press, 1997, co-author with Terry Woods. pp.374-405

'Public Law History and Theory: Some Notes Towards a New Foundationalism: Part II' in P. Leyland & T. Woods (eds.) Administrative Law Facing the Future: Old Constraints and New Horizons, London, Blackstone Press, 1997, co-author with Terry Woods. pp. 405-451,

Journal Articles

'Droit Administratif' Thai Style: A Comparative Analysis of the Administrative Courts in Thailand' Australian Journal of Asian Law, Vol. 8, No.2, 2006, 121-154

'The Multi-Layered Constitution and the Quest for Devolved Government in the English Regions' [2006] Le Regioni, numero1, gennaio-febbraio 2006, 9-44

'Post Devolution: Crystallising the Future for Regional Government in England'
Northern Ireland Law Quarterly, Vol.56, No.4, Winter 2005, 435-461 (ISSN 0029-3105).

'Executive Accountability and Planning Law in a Multi-Layered Constitution' Sravinitel'noe Constitutionnoe Obrizrenie, No 4 (53), 2005, 22-38 (ISSN 1812-7126).

'The Railtrack Case: Mainly on the Wrong Track?' Utilities Law Review, Vol 14, Issue 5, 2004/2005, 213-220 (ISSN 09602356).

'Establishing a 'Right to Know' in the UK and The Freedom of Information Act 2000: New Openness or Missed Opportunity?' Sravinitel'noe Constitutionnoe Obrizrenie, No 1 (50) 2005, 10-23 (ISSN 1812-7126).

'Back to Government? Re-Regulating British Railways' Indiana Journal of Global Legal Studies, Vol.12 XXX, Summer Issue, 2005, 435-471 (ISSN 1080-0727).

'Social Housing and Multi-Layered Governance: Accountability, Redress and the Grievance Chain' Le istituzioni del federalismo, luglio/agosto, 2004, 4, Anno XXV 679-718.

'Separating Powers and Constitutionalising the Office of Lord Chancellor', Diritto Pubblico, Anno X (2004), n.1, Gennaio - Aprile 2004, 117-152.

'Public Law in a Multi-Layered Constitution', Judicial Review, Vol.5, Issue 3, September 2003, 157-163. Co-author with Nicholas Bamforth.

'The Human Rights Act and Local Government: Keeping the Courts at Bay' Northern Ireland Law Quarterly, Vol. 54, No.2, Summer 2003 136-159.

'Regional Government Reform in Italy: Assessing the Prospects for Devolution' (Public Law, Summer 2002 pp.242-252), co-author with Justin Frosini and Chiara Bologna.

'Devolution, the British Constitution and the Distribution of Power' Northern Ireland Law Quarterly, Vol. 53, No.4, December 2002, 408-435 (special devolution issue).

'The Liability of Public Bodies in Tort: Redefining the Limits' Danno e responsabilità N.4/2002, Anno VII, Aprile 2002, pp.370-380.

'Executive Accountability and the Changing face of Government: UK and Italy Compared' (2001) European Public law, Vol. 7, No.2, June 2001 217-257, co author with Daniele Donati.

'The UK Devolution Experiment: Upsetting the Constitutional Applecart' (2000) Le Regioni 2/2000, 341-389.

'The Human Rights Act 1998: Bringing Rights Back Home?'(2000) Quaderni costituzionali, March 2000, 83-100.

'From Homogeneity to Pluralism: The Textbook Tradition Revisited' (1999) Law Teacher, Vol. 33, No.1, co-author with Terry Woods.

'La Responsibilita in tort dell Pubbliche Amministrazioni' (1999) Rivista di Diritto Civile, July/August, Cedam of Padova, 501-512.

'New Opportunities or Intractable Dilemmas: A Revised Role for the Courts?' (1998) Judicial Review Vol. 3, Issue 1, co-author with Terry Woods.

Book reviews

J. Hopkins 'Devolution in Context: Regional, Federal and Devolved Government in the European Union', (2003) Public Law 194

'C. Harlow & R. Rawlings, Law and Administration' (1999) Legal Studies, Volume 19, No.2, p.271-277.

N. Lewis 'Choice and the Legal Order' (1997) Legal Studies, Volume 17, No.1.

D. Galligan 'Reader on Administrative Law', (1997) Public Law, 203.

Work accepted for publication

'Comparative Legal Studies in Constitutional Contexts' in E Özücü and D. Nelken (eds.) Comparative Legal Studies: A Handbook, Oxford, Hart Publishing 2007
co-author with Professor Andrew Harding, University of Victoria, Canada.

'UK Devolution: What ways Ahead?' article due out 2007 based on 'Devolution 2006' conference.

'Constitutional Problems and Constitutional Reform: the UK, Thailand and the case for preservation as well as change' KPI, Bangkok 2007.

'Courts and Watchdog Bodies: Appointment Processes Reviewed' KPI, Bangkok, 2007.

Executive Accountability, Civil Service Impartiality and the case for a Civil Service Act for the United Kingdom', Public Law Centre Athens, 2007.

'UK Devolution and the stratifications of power in a "multi-layered constitution"' published conference papers, Spring 2006, SPISA, University of Bologna.

'The Westminster Parliament and Executive Accountability: the oversight function of departmental select committees with reference to the Millenium Dome and the David Kelly Affair', Cedam, Padova, 2006 (waiting publication details).

'Executive Accountability, Civil Service Impartiality and the case for a Civil Service Act for the United Kingdom' to be published by European Public Law Center, Athens, 2006

'The Ombudsman Principle in Thailand' Journal of Comparative Law, Issue 1, 2007.

'Thailand's Constitutional Watchdogs: Dobermans, Bloodhounds or Lapdogs' Journal of Comparative Law, Issue 2, 2007.

Projects 2007 and beyond

Thai Administrative and Constitutional Courts for conference New Courts in the Asia-Pacific Region, University of Victoria, Canada, July 2007.

Law, Governance and Constitutional Reform in Thailand with Professor Andrew Harding, University of Victoria, Canada.

Constitutions of the World, series co-editor with Professor Andrew Harding, Hart Publishing (seven volumes commissioned to date).

Crouching Tigers, Hidden Dragons: Constitutional Development in Thailand and East Asia 2007-2008, co-editor of volume with Professor Andrew Harding based on conference papers Bangkok November 2006.

Comparative article on regional government reform for European Public Law with Justin Frosini and Chiara Bologna

Conferences and Workshops since 2000

International Conference on Devolution 'Bologna 2006'

Devolution Club, 24/25 November 2006

Discussant and final summariser of proceedings

Constitutional Reform: Comparative Perspectives

KPI International Congress 8, Bangkok, November 4-6 2006

'Constitutional Problems and Constitutional Reform: the UK, Thailand and the case for preservation as well as change' plenary address to conference delegates

'Courts and Watchdog Bodies: Appointment Processes Reviewed' discussion paper for workshop focusing on 'Oversight of the Exercise of State Power by Independent Organisations under the Constitution'

Devolution workshop,

University of Sassari, Italy, May 18, 2006

The Special Status of Islands in comparative European Public Law

Paper: 'Post Devolution: The British Irish Council and the Multi-Layered Constitution'

International Conference Athens,

Public Law Center, May 4-6, 2006

The Constitution and its Reform

Paper: 'Executive Accountability, Civil Service Impartiality and the case for a Civil Service Act for the United Kingdom'

Devolution Workshop,

Palermo, Italy

LUMSA University, 15 December 2005

Paper: 'Inter-governmental Relations Post-Devolution in the UK: Coordination, Cooperation and Concordats'

Lecture

Faculty of Laws,

University of Bologna, 24 October 2005

'Reforming the British Constitution'

Lecture and Seminar

'Watchdogs, Grievance Chains and Thailand's Public Law Reforms'

CAPL and Faculty of Law, University of Victoria, Canada

22 September 2005

International Congress

Back To Government

University of Trento 27-28th May 2005

Discussant, Round Table and Paper

Workshop: The Changing Constitution

Institute of Advanced Legal Studies, 24 November 2004

organised by Professors Jeffrey Jowell and Dawn Oliver, UCL and OUP

discussant on the theme of devolution, Parliament and institutional change.

International Conference: Il Governo Locale tra Globalizzazione e Delocalizzazione: Una Analisi Comparata, Scuola di Specializzazione in Studi Sull' Amministrazione Pubblica, University of Bologna, Fondazione Cassa di Risparmio di Imola, Imola, 2 October 2004: Paper on 'Devolution and Multi-Layered Governance'.

International Congress: Back To Government

University of Trento 11-12th June 2004

Discussant, Round Table and Paper 'Back to Government? Re-Regulating British Railways'.

Second Workshop: Devolution and the European Union: A Basic Assessment

University of Bari 7th and 8th June 2004

Discussant

Seminar: A Comparative Discussion of Parliaments,

Scuola Superiore Sant'Anna, Pisa, 5 April 2004

Paper: Select Committees and the Westminster Parliament.

Workshop: Devolution and Constitutional Change in the United Kingdom, An Italian Survey,
University of Siena, June 3rd and 4th 2003
Discussant on issues to do with UK and Italian devolution and regional government.

International Conference: The British Constitution under the High Patronage of the President of the Italian Republic,
University of Bari, Faculty of Law, 29th/30th May 2003,
Presented paper on 'Parliamentary Protection of Civil Liberties and Human Rights'

Workshop: Freedom of Information in the UK and Italy,
Centre for Constitutional Studies and Democratic Development, University of Bologna, April 2003.
Presented paper on 'Freedom of Information and the executive in the UK'.

Conference: Governing After the Human Rights Act,
London Metropolitan University, January 2003
Presented paper on 'The Human Rights Act and local government'.

Conference: Tecnica e diritto: l'ingegneria forense, i compiti e le responsabilità nel processo edilizio,
Venice School of Architecture, IUAV, Venice, 5-6th December 2002
Presented paper 'Executive Accountability and Multi-Layered Governance in the UK with particular reference to Planning Law'

International Conference: "Unione europea e autonomie regionali. Prospettive per una Costituzione europea",
Università di Trieste 24-25 October, 2002
Presented paper on 'UK Devolution: Questions of Integration, Accountability and Control'

Workshop: Re-configuring Governance: Politics, Process and Policy:
Queen's University, Belfast, 27th -28th September 2002
Paper presented on 'Devolution and the Distribution of Power'

Hart Workshop: Comparative Law in the 21st Century
Institute of Advanced Legal Studies, London, July 2000
Paper presented a paper on theoretical approaches to comparative public law

International Conference, Public Administration and Globalisation: International and Supranational Administrations
International Institute of Administrative Sciences, Bologna, June 2000

Rethinking Homicide Law
Oriental College, Oxford, 7-8th January 2000

Research Collaboration

Thai Constitution Project
This is being undertaken in collaboration with Centre for Global and Comparative Law and Governance at SOAS and with partner Thai Institutions including NIDA, Chulalongkorn University, Thammasat University. Present work is leading up to a major international conference to be held under the auspices of KPI in Bangkok, November 2006. Funding obtained from the British Academy.

European Funding Bid

London Metropolitan/North London University participated in bid for research funding into Regional and Political Sub-Systems in Europe, social capital, political institutions and policy delivery at the root of European governance in 2002. This is in collaboration with the University of Bologna, Istituto Cattaneo, CIRIEC – Italian section of the International Center of Research and Information on the Public and Cooperative Economy, and Bath University.

Comparative Public Law Workshops and Associated Publications

This is a combined initiative addressing questions of comparative public law with University of Bologna, Center for Constitutional Studies and Democratic Development, Spisa and John Hopkins University. Further workshops and publications are planned 2004-2006.

Consultancy and Advice

January to June 2005 SOAS for Chinese Government: Advice to Chinese administrative lawyers regarding administrative justice and dispute resolution

January 2005 Office of the Council of State, Bangkok: Advisor and lectures on law and administration for civil servants and government lawyers

July 2004 Philippines Embassy and Asian Center for the Study of Democracy: Advice in respect to constitutional issues.

Languages

French, Italian, German, Russian and Thai.

(updated on 26/07/2007)