



Regulating Public Utilities

**A Legal and
Constitutional Approach**

Cosmo Graham

B L O O M S B U R Y

Regulating Public Utilities A Legal And Constitutional Approach

Ian Walden



Regulating Public Utilities A Legal And Constitutional Approach:

Regulating Public Utilities Cosmo Graham, 2000-03-27 This book examines the implications for public law of the regulation of privatised utilities asking how these institutions fit into our constitutional understandings regarding accountability individual rights and territorial government It argues that new approaches are needed if constitutional and regulatory principles are to accommodate one another This is of particular interest in the context of recent constitutional reforms and the growing influence of European integration After describing the institutions their powers and duties particular attention is paid to the position of consumers the role of the European Community territorial government and the place of individual rights The book concludes by looking at price control the coming of competitive markets for utility services and the future of the regulatory system in the light of convergence multi utilities and the government s planned reforms

Legal Frameworks for Transparency in Water Utilities Regulation Mohamad Mova Al'Afghani, 2016-08-12 Transparency in the regulation of water utilities is essential in order to ensure quality and fairness This book explores and compares different regulatory arrangements in the water utilities sectors in three jurisdictions to determine which regulatory and ownership model is most transparent and why The three jurisdictions considered are England UK Victoria Australia and Jakarta Indonesia Following an introduction to the importance of transparency in water utilities regulation the book provides an overview of the three chosen jurisdictions and their legal and institutional frameworks Through a comparison of these the author explores the contested and difficult terrain of privatization as often opposed to public ownership in which it is shown that the relationships between transparency and ownership models are not as clear cut as might be assumed Chapters consider various aspects and outcomes of the regulatory process and the role of transparency including topics such as regulators internal governance mechanisms utilities corporate governance licensing and information flow freedom of information and transparency in tariffs and pricing as well as customer service The book concludes with a summary of lessons learned to inform the refinement of transparency in utilities regulation

The Oxford Handbook of Regulation Robert Baldwin, Martin Cave, Martin Lodge, 2012-07-19 Regulation is often thought of as an activity that restricts behaviour and prevents the occurrence of certain undesirable activities but the influence of regulation can also be enabling or facilitative as when a market could potentially be chaotic if uncontrolled This Handbook provides a clear and authoritative discussion of the major trends and issues in regulation over the last thirty years together with an outline of prospective developments It brings together contributions from leading scholars from a range of disciplines and countries Each chapter offers a broad overview of key current issues and provides an analysis of different perspectives on those issues Experiences in different jurisdictions and insights from various disciplines are drawn upon and particular attention is paid to the challenges that are encountered when specific approaches are applied in practice Contributors develop their own distinctive arguments relating to the central issues in regulation and apply scholarly rigour and clear writing to matters of high policy

relevance The essays are original accessible and agenda setting and the Handbook will be essential reading both to students and researchers and to with regulatory and regulated professionals

Public Law in a Multi-Layered Constitution

Nicholas Bamforth, Peter Leyland, 2003-10-30 How is the distribution of power between the different levels of the contemporary constitution to be policed What is the emerging contribution of the courts in regard to EC law the Human Rights Act 1998 and devolution What roles should be played by the legislative and judicial bodies at each level Who should have access to the courts in public law disputes and on what grounds should the courts regulate the exercise of public power Can a coherent distinction be maintained between public and private law These essays by leading public law scholars explore the allocation and regulation of public power in the United Kingdom At the beginning of the twenty first century it appears that the traditional Diceyan model of a unitary constitution has been superseded as power has come to be distributed particularly in the post 1997 period between institutions at European national devolved and local level Furthermore the courts have come to play a powerful role at all levels through judicial review while forms of regulation and contracting together with other informal techniques of governance have emerged The contemporary constitution can be characterised as involving a multi layered distribution of power a situation which raises many key questions about the role of public law The essays in this important collection tackle such questions from a variety of perspectives aiming between them to provide a dynamic picture of the role of public law in the contemporary multi layered constitution

Media Regulation, Public

Interest and the Law Mike Feintuck, 2006-07-10 Regulation of the media has traditionally been premised upon claims of the public interest yet the term itself remains contested and generally ill defined In the context of technological development and convergence as well as corporate conglomeration traditional public service values in British broadcasting are challenged by market values With such ongoing trends continuing apace regulators must increasingly justify their interventions The communication industries commercialisation and privatisation pose a fundamental threat to democratic values Media Regulation Public Interest and the Law argues that regulators will only successfully protect such values if claims associated with citizenship are recognised as the rationale and objective for the regulatory endeavour While such themes are central to the book this second edition has been substantially revised and updated to take account of matters such as European Directives the UK's Communications Act 2003 the process of reviewing the BBC's Charter and relevant aspects of the reform of general competition law Key Features Identifies and examines the rationales underlying media regulation and the current challenges to them Considers fully the actual and potential utility of legal mechanisms and principles in the design and activities of regulatory institutions Fully updated to take account of the European Union's 2002 New Regulatory Framework and the UK's Communications Act 2003 Accessible to a wide readership in media studies journalism broadcasting and law Praise for the First Edition A detailed and critical assessment of the problems and confusions of recent media regulation in the UK including digital television franchising and the Broadcasting Complaints Commission it is well organised and should

be a useful resource for more advanced students and academics for updating the public regulation case with vigour and clarity this book is to be welcomed

THE Oxford Handbook of Comparative Administrative Law Peter Cane, Herwig Hofmann, Eric C. Ip, Eric Chi Yeung Ip, Peter L. Lindseth, 2021 In this Handbook distinguished experts in the field of administrative law discuss a wide range of issues from a comparative perspective The book covers the historical beginnings of comparative administrative law scholarship and discusses important methodological issues and basic concepts such as administrative power and accountability

Textbook on Administrative Law Peter Leyland, Gordon Anthony, 2013 The seventh edition of Textbook on Administrative Law continues to provide students with an accessible and stimulating guide to the subject Practical in approach the authors concentrate on fully analysing core topics while at the same time setting them within a contextual and thematic framework

Telecommunications Law and Regulation Ian Walden, 2012-09-13 Since the last edition of the book was published there have been a number of important developments in the telecommunications industry Telecommunications Law and Regulation takes these changes into account including an examination of the EU New Regulatory Framework as well as the establishment of the Body of European Regulators for Electronic Communications BEREC There are also new chapters on spectrum management radio frequencies and consumer protection rules The access and interconnection chapter addresses the issues surrounding the high capacity broadband widely provided by Next Generation Networks The chapter on licensing and authorisation has been refocused to reflect the increasing regulatory focus on the mobile sector The chapter on regulating content has also been significantly restructured and revised to reflect the changes in how we consume content Written by leading experts it is essential reading for legal practitioners and academics involved in the telecommunications industry

The British Regulatory State Michael Moran, 2003-08-14 For the first two thirds of the twentieth century British government was among the most stable in the advanced industrial world In the last three decades the governing arrangements have been in turmoil and the country has been a pioneer in economic reform and in public sector change In this book Michael Moran examines and explains the contrast between these two epochs What turned Britain into a laboratory of political innovation Britain became a formal democracy at the start of the twentieth century but the practice of government remained oligarchic From the 1970s this oligarchy collapsed under the pressure of economic crisis The British regulatory state is being constructed in its place Moran challenges the prevailing view that this new state is liberal or decentralizing Instead he argues that it is a new threatening kind of interventionist state which is colonizing dominating and centralizing hitherto independent domains of civil society The book is essential reading for all those interested in British political development and in the nature and impact of regulation

Autonomous Public Bodies and the Law Stéphanie De Somer, 2017-05-26 This insightful book discusses the impact of EU law on the creation and empowerment of autonomous public bodies APBs at Member State level and analyzes recent attempts of European states to rationalize delegation to APBs It examines the tensions between these trends under what

conditions can APBs be considered legitimate forms of government in the light of modern conceptions of constitutionalism the rule of law and democracy values that are deeply rooted in European constitutions And to what extent do EU obligations on the independence of national regulators data protection authorities and the like conflict with those conceptions

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