

# Victoria University of Wellington Law Review



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VICTORIA UNIVERSITY OF WELLINGTON  
*Te Whare Wananga o te Upoko o te Ika a Maui*



**Review Vol 79 1 Fall 1989 University Press Of Virginia  
Review**

**Jonathan Boymal**



## **Review Vol 79 1 Fall 1989 University Press Of Virginia Review:**

**Art and Memory in the Work of Elizabeth Bishop** Jonathan Ellis, 2018-01-17 In *Art and Memory in the Work of Elizabeth Bishop* Jonathan Ellis offers evidence for a redirection in Bishop studies toward a more thorough scrutiny of the links between Bishop's art and life. The book is less concerned with the details of what actually happened to Bishop than with the ways in which she refracted key events into writing both personal unpublished material as well as stories, poems, and paintings. Thus Ellis challenges Bishop's reputation as either a strictly impersonal or personal writer and repositions her poetry between the Modernists on the one hand and the Confessionals on the other. Although Elizabeth Bishop was born and died in Massachusetts, she lived a life more bohemian and varied than that of almost all of her contemporaries, a fact masked by the tendency of biographers and critics to focus on Bishop's life in the United States. Drawing on published works and unpublished material overlooked by many critics, Ellis gives equal attention to the influence of Bishop's Canadian upbringing on her art and to the shifts in her aesthetic and personal tastes that took place during Bishop's residence in Brazil during the 1950s and 1960s. By bringing together the whole of Bishop's work, this book opens a welcome new direction in Bishop studies specifically and in the study of women poets generally.

*Revisiting the Contracts* Scholarship of Stewart Macaulay Jean Braucher, John Kidwell, William C. Whitford, 2013-01-14 This book contains the papers prepared for a conference held at the Wisconsin Law School in 2011 to honour the work of Stewart Macaulay, one of the most famous contracts scholars of his generation. Macaulay has been writing about contracts and contract law for over 50 years; the 1960s were particularly productive years for him when he introduced many novel ideas into the scholarly world. Macaulay's foundational work for what is now called relational contract theory was published during this period. Macaulay is also known for his use of empirical research and interdisciplinary theories to illuminate our knowledge of contracting practices. The papers in this volume reflect in diverse ways on the subsequent influence and the contemporary relevance of Macaulay's work. All the contributors are important contracts scholars in their own right: David Campbell and John Wightman from the UK, Brian Bix, Jay Feinman, Robert Gordon, Claire Hill, Charles Knapp, Ethan Leib, Deborah Post, Edward Rubin, Carol Sanger, Robert Scott, Gordon Smith, Josh Whitford, Li Wen Lin, and William Woodward from the USA. The volume also reproduces Macaulay's most cited paper, *Non Contractual Relations in Business*, and excerpts from two other important papers of his, *Private Legislation* and *The Duty to Read Business Run by IBM Machine*. The *Law of Contracts* and *Credit Cards* and *The Real and The Paper Deal*. Empirical Pictures of Relationships Complexity and the Urge for Transparent Simple Rules.

*The SAGE Handbook of Intellectual Property* Matthew David, Debora Halbert, 2014-11-18 This Handbook brings together scholars from around the world in addressing the global significance of controversies over and alternatives to intellectual property. IP today. It brings together over fifty of the leading authors in this field across the spectrum of academic disciplines from law, economics, geography, sociology, politics, and anthropology. This volume addresses the full spectrum of IP issues including

copyright patent trademarks and trade secrets as well as parallel rights and novel applications In addition to addressing the role of IP in an increasingly information based and globalized economy and culture it also challenges the utility and viability of IP today and addresses a range of alternative futures      *The Persuaders* S. John,2002-05-22 The impact of political lobbyists remains highly controversial No one has explored when they matter This book tells readers when lobbyists count and analyses the relationship between lobbying policy outcomes and the impact of external factors to reveal the professional lobbyist s limited effect on policy On most policy issues lobbyists simply do not matter But on rare occasions lobbyists can make a difference and this book explains when they matter and why      *Corporate Governance in the Shadow of the State* Marc Moore,2013-03-01 Over recent decades corporate governance has developed an increasingly high profile in legal scholarship and practice especially in the US and UK But despite widespread interest there remains considerable uncertainty about how exactly corporate governance should be defined and understood In this important work Marc Moore critically analyses the core dimensions of corporate governance law in these two countries seeking to determine the fundamental nature of corporate governance as a subject of legal enquiry In particular Moore examines whether Anglo American corporate governance is most appropriately understood as an aspect of private facilitative law or as a part of public regulatory law In contrast to the dominant contractarian understanding of the subject which sees corporate governance as an institutional response to investors market driven private preferences this book defines corporate governance as the manifestly public problem of securing the legitimacy and in turn sustainability of discretionary administrative power within large economic organisations It emphasises the central importance of formal accountability norms in legitimating corporate managers continuing possession and exercise of such power and demonstrates the structural necessity of mandatory public regulation in this regard In doing so it highlights the significant and conceptually irreducible role of the regulatory state in determining the key contours of the Anglo American corporate governance framework The normative effect is to extend the state s acceptable policy making role in corporate governance as an essential supplement to private ordering dynamics Shortlisted for The Peter Birks Prize for Outstanding Legal Scholarship 2013      Hazards Vulnerability and Environmental Justice Susan L. Cutter,2012-05-04 From Hurricane Katrina and the south Asian tsunami to human induced atrocities terrorist attacks and the looming effects of climate change the world is assailed by both natural and unnatural hazards and disasters These expose not only human vulnerability particularly that of the poorest who are least able to respond and adapt but also the profound worldwide environmental injustices that result from the geographical distribution of risks hazards and disasters This collection of essays from one of the most renowned and experienced experts provides a timely assessment of these critical themes Presenting the top selections from Susan L Cutter s thirty years of scholarship on hazards vulnerability and environmental justice the volume tackles issues such as nuclear and toxic hazards risk assessment communication and planning and societal responses Cutter maps out the terrain and draws out the salient themes with a fresh powerful

introduction written in the wake of her work in the aftermath of Katrina This essential collection is ideal for professionals researchers academics and students working on hazards risk disasters and environmental justice across a range of disciplines

*New Intimacies, Old Desires* Oishik Sircar, Dipika Jain, 2017-06-21 In the last 15 years queer movements in many parts of the world have helped secure the rights of queer people These moments have been accompanied by the brutal rise of crony capitalism the violent consequences of the war on terror the hyper juridification of politics the financialization managerialization of social movements and the medicalization of non heteronormative identities practices How do we critically read the celebratory global proliferation of queer rights in these neoliberal times This volume responds to the complicated moment in the history of queer struggles by analysing laws state policies and cultures of activism to show how new intimacies between queer sexuality and neoliberalism that celebrate modernity and the birth of the liberated sexual citizen are in fact reproducing the old colonial desire of civilizing the native By paying particular attention to the problematics of race religion and class this volume engages in a rigorous self reflexive critique of global queer politics and its engagements confrontations and negotiations with modernity and its investments in liberalism legalism and militarism with the objective of queering the ethics of our queer politics Published by Zubaan

**The Economics of Alcohol Addiction** Jonathan Boymal, 1995

**Christianity in America** G. Wright Doyle, 2013-07-17 Was America founded as a Christian nation What role has the Christian faith of many of its leaders played in the course of its history How has Christianity affected American culture and society This trenchant critique of the role of Christianity in American history highlights both the ways in which Christians have made many valuable contributions as salt and light and how they have caused a great deal of damage by trying to be savior and lord Believers in Christ have built one of the most Christianized countries in the world with benefits for millions They have also nurtured messianic aspirations that have spawned disasters for themselves and other countries Generous in praise for dedicated believers who have reflected the character of Christ the book is also unsparing in criticism of Christians who have sometimes with the best intentions failed to act wisely In short the reader will be encouraged by the many triumphs of Christianity in America and sobered by its tragedy

EU Competition Law, Data Protection and Online Platforms: Data as Essential Facility Inge Graef, 2016-10-17 All are agreed that the digital economy contributes to a dynamic evolution of markets and competition Nonetheless concerns are increasingly raised about the market dominance of a few key players Because these companies hold the power to drive rivals out of business regulators have begun to seek scope for competition enforcement in cases where companies claim that withholding data is needed to satisfy customers and cut costs This book is the first focus on how competition law enforcement tools can be applied to refusals of dominant firms to give access data on online platforms such as search engines social networks and e commerce platforms commonly referred to as the gatekeepers of the Internet The question arises whether the denial of a dominant firm to grant competitors access to its data could constitute a refusal to deal and lead to competition law liability under the so

called essential facilities doctrine according to which firms need access to shared knowledge in order to be able to compete A possible duty to share data with rivals also brings to the forefront the interaction of competition law with data protection legislation considering that the required information may include personal data of individuals Building on the refusal to deal concept and using a multidisciplinary approach the analysis covers such issues and topics as the following data portability interoperability data as a competitive advantage or entry barrier in digital markets market definition and dominance with respect to data disruptive versus sustaining innovation role of intellectual property regimes economic trade off in essential facilities cases relationship of competition enforcement with data protection law and data related competition concerns in merger cases The author draws on a wealth of relevant material including EU and US decision making practice case law and policy documents as well as economic and empirical literature on the link between competition and innovation The book concludes with a proposed framework for the application of the essential facilities doctrine to potential forms of abuse of dominance relating to data In addition it makes suggestions as to how data protection interests can be integrated into competition policy An invaluable contribution to ongoing academic and policy discussions about how data related competition concerns should be addressed under competition law the analysis clearly demonstrates how existing competition tools for market definition and assessment of dominance can be applied to online platforms It will be of immeasurable value to the many jurists business persons and academics concerned with this very timely subject Local Government Autonomy

Michael E. Libonati, United States. Advisory Commission on Intergovernmental Relations, 1993 **The Nature Study Movement** Kevin C. Armitage, 2009 The first comprehensive history of the nature study movement and its significance to American environmental thought and politics Argues that nature study advocates through their systematic program or educating children about nature formed a critical foundation for the launching of the conservation movement **Foreign**

**Aid in the Age of Populism** Viktor Jakupec, Max Kelly, 2019-02-07 Across the world the Western dominated international aid system is being challenged The rise of right wing populism de globalisation the advance of illiberal democracy and the emergence of non Western donors onto the international stage are cutting right to the heart of the entrenched neoliberal aid paradigm Foreign Aid in the Age of Populism explores the impact of these challenges on development aid arguing that there is a need to bring politics back into development aid not just the politics of economics but power relations internally in aid organisations in recipient nations and between donor and recipient In particular the book examines how aid agencies are using Political Economy Analysis PEA to inform their decision making and to push aid projects through whilst failing to engage meaningfully with wider politics The book provides an in depth critical analysis of the Washington Consensus model of political economy analysis contrasting it with the emerging Beijing Consensus and suggesting that PEA has to be recast in order to accommodate new and emerging paradigms A range of alternative theoretical frameworks are suggested demonstrating how PEA could be used to provide a deeper and richer understanding of development aid interventions and

their impact and effectiveness This book is perfect for students and researchers of development global politics and international relations as well as also being useful for practitioners and policy makers within government development aid organisations and global institutions *Discovering Quacks, Utopias, and Cemeteries* Cynthia Williams Resor,2019-06-21 *Discovering Quacks Utopias and Cemeteries* Modern Lessons from Historical Themes explores two enduring issues our age old pursuit of better lives and how the media impacts our choices In this unique approach to social history each chapter opens with essential questions asking the reader to consider these issues in historical and modern life The histories of fake cures imaginary and real utopias cemeteries tombstones and scrapbooks are explored from ancient times through the transformations caused by the Industrial Revolution into the twentieth century Historical images excerpts from primary source documents and activities adaptable to learners of all ages are included to illustrate the role of historical media Quacks Utopias and Cemeteries the third in the daily life series by Cynthia Resor is an ideal book for history enthusiasts especially social studies teachers education or humanities professors museum educators and anyone wanting to know about the lives of average people in the past

**The Early Poetry of Charles Wright** Robert D. Denham,2009-01-27 This companion covers Charles Wright s first two trilogies *Country Music* 1982 and *The World of the Ten Thousand Things* 1990 providing biographical details information on Wright s sources and influences and historical notes It pays special attention to the way that Wright s poems work together and the links that are formed between them While each poem is given its own commentary the author argues that they work together in a concentrated whole to document a man s spiritual journey

**Annual Report** ,1990 *Institutionalized Corruption and the Kleptocratic State* Mr.Joshua Charap,Christian Harm,1999-07-01 This paper argues that corruption patterns are endogenous to political structures Thus corruption can be systemic and planned rather than decentralized and coincidental In an economic system without law or property rights a kleptocratic state may arise as a predatory hierarchy from a state of pure anarchy A dictator minimizes the probability of a palace revolution by creating a system of patronage and loyalty through corrupt bureaucracy Competitive corruption patterns are associated with anarchy and weak dictators while strong dictators implement a system of monopolistic corruption Efforts at public sector reform may meet resistance in countries featuring such systemic corruption **The 21st North Carolina Infantry** Lee W. Sherrill, Jr.,2015-04-14 The 21st North Carolina Troops 11th North Carolina Volunteers was one of only two Tar Heel Confederate regiments that in 1865 could boast From Manassas to Appomattox The 21st was the only North Carolina regiment with Stonewall Jackson during his 1862 Valley Campaign and remained with the same division throughout the war It participated in every major battle fought by the Army of Northern Virginia except the 1864 Overland Campaign when General Lee sent it to fight its own intense battles near New Bern and Plymouth This book is written from the perspective of the 1 942 men who served in the regiment and is filled with anecdotal material gleaned from more than 700 letters and memoirs In several cases it sheds new light on accepted but often incorrect interpretations of

events Names such as Lee Jackson Hoke Trimble Hill Early Ramseur and Gordon charge through the pages as the Carolina regiment gains a name for itself Suffering a 50 percent casualty rate over the four years only 67 of the 920 young men and boys who began the war surrendered to Grant at its end

Courts, Justice, and Efficiency Hector Fix-Fierro, 2004-01-06 This study explores the socio legal context of economic rationality in the legal and judicial systems It examines the meaning and relevance of the concept of efficiency for the operation of courts and court systems seeking to answer questions such as in what sense can we say that the adjudicative process works efficiently What are the relevant criteria for the measurement and assessment of court efficiency Should the courts try to operate efficiently and to what extent is this viable What is the proper relationship between efficiency and justice considerations in a judicial proceeding To answer these questions a conceptual framework is developed on the basis of empirical studies and surveys carried out mainly in the United States Western Europe and Latin America Two basic ideas emerge from it First economic rationality has penetrated the legal and judicial systems at all levels and dimensions from the level of society as a whole to the day to day operation of the courts from the institutional dimension of adjudication to the organizational context of judicial decisions Far from being an alien value in the judicial process efficiency has become an inseparable part of the structure of expectations we place on the legal system Second economic rationality is not the prevalent value in legal decision making as it is subject to all kinds of constraints local conditions and concrete negotiations with other values and interests

**Globalization** Jan Aart Scholte, 2017-03-16 This highly acclaimed bestselling textbook quickly established itself as one of the leading texts on the subject worldwide in its 1st edition Now substantially revised and updated Scholte provides students with a comprehensive introduction to globalization and questions why this phenomenon has occurred to what extent it changes the world and whether it is a force for good or ill Accessibly written by a leading authority both as an academic researcher and a policy consultant this second edition draws on the author s research in more than 20 countries over 5 continents Split into 3 parts the text first outlines a critical framework for understanding globalization before exploring its impact on society and the key debates surrounding its normative impact Exploring questions such as what globalization is how it has emerged and what effect it has had on society this text is essential reading for undergraduate and postgraduate students seeking a thorough study of globalization New to this Edition A broader perspective on all the dimensions of globalization Makes use of the extensive new data and research findings since the first edition was released Draws more widely from other fields such as Business Studies Law and Economics



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