

# English Standard for the Citation OSCOLA Extract

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## Books

Author (initial in author's name without full stop + surname), title (*italics*), (edition, publisher, year), pp. (without pp.)

**Es.:** HLA Hart, *The Concept of Law* (2<sup>nd</sup> edn, Clarendon Press 1994) 135

A Ashworth, *Principles of Criminal Law* (6th edn, OUP 2009) 68.

Elizabeth Fisher, *Risk Regulation and Administrative Constitutionalism* (Hart Publishing 2007).

**N.B.** Titles of books (and all publications with an ISBN) should be italicised.

**N.B.2** If a source has more than three authors, give the first name listed followed by 'and others'

**N.B.3** If no person, organisation or institution claims editorial responsibility, begin the citation with the title

## Collective works / chapters in volume

Author (initial in author's name without full stop + surname), 'title', in Authors, 'volume title', (publisher, year). pp. (without pp.)

**Es.:** G Bindman, 'Freedom of expression', in D. Bean (ed.), *Law Reform for All* (Blackstone, 1996), 139 - 151.

J Pila, 'The Value of Authorship in the Digital Environment' in WH Dutton and PW Jeffreys (eds), *World Wide Research: Reshaping the Sciences and Humanities in the Century of Information* (MIT Press 2010), 223

## Contributions in encyclopedias

Author (initial in author's name without full stop + surname), 'title', Encyclopedia title (edition number, year), volume number, paragraph number, pp. (without pp.)

**Es.:** Halsbury's Laws (5th edn, 2010) vol 57, para 53.

CJ Friedrich, 'Constitutions and Constitutionalism', *International Encyclopedia of the Social Sciences* III (1968) 319.

L Green, 'Legal Positivism', *The Stanford Encyclopedia of Philosophy* (Fall edn, 2009) <<http://plato.stanford.edu/archives/fall2009/entries/legal-positivism>> accessed 08 April 2016.

## Journals

Author (initial in author's name without full stop + surname), 'title' (year) Journal number, abbreviated journal name, pp. (without pp.)

**Es.:** A Ashworth, 'Testing Fidelity to Legal Values: Official Involvement and Criminal

Justice' (2000) 63 MLR 633, 635.

**N.B.** If no volume number is stated, then use square brackets [xxxx] for the year.

Es. P Craig, 'Theory, "Pure Theory" and Values in Public Law' [2005] PL 440.

**N.B.2.** In case of volume and issue number, the second one goes in brackets.

Es. A De Mauro, M Greco, M Grimaldi, 'A Formal definition of Big Data based on its essential features' (2016) 63(3) Library Review, 122 ff.

#### **Citation of the same work (different pages) in two or more consecutive footnotes**

Robert Stevens, *Torts and Rights* (OUP 2007).

ibid 271–78.

#### **Citation of the same work (different pages) in non-consecutive footnotes**

Author, 'abbreviated title' (no. footnote) pp.

**Es.:** Ashworth, 'Testing Fidelity to Legal Values' (n 27) 635-37.

Ashworth, *Principles of Criminal Law* (n 28) 73.

#### **References to quotations in another footnote**

**Es.:** 1 Robert Stevens, *Torts and Rights* (OUP 2007).

26 Stevens (n 1) 110.

**N.B.** Abbreviation and initials in author's names do not take full stop.

**N.B. 2** Indicate footnotes with a superscript number which should appear after the relevant punctuation in the text (if any).<sup>4</sup>

#### **Order of citations in footnotes**

When citing more than one source of the same kind for a single position, put the sources in chronological order, with the oldest first. Separate the citation with semi-colons and do not precede the final citation with end.

If one or more sources are more relevant than the other, cite these first and then cite the less relevant one in a new sentence, beginning 'See also'.

Legislation before cases.

Primary sources before secondary sources.

## QUOTATION (citazioni testuali)

Incorporate Quotation of up to three lines into the text within single quotation marks. The footnote marker comes last, after both the closing quotation mark and the punctuation.

**Es.:** The Chief Justice explained that this power ‘is not limited to defence against aggression from a foreign nation’.<sup>2</sup>

Punctuation follows the closing quotation mark, unless it is an essential part of the quotation, as a question or exclamation mark might be, or unless the whole sentence is a quotation

**Es.:** Bix raises the question, ‘What is the point of a dissent, after all, at least on the highest court of the jurisdiction, if the law simply is whatever the majority on that court says it is?’<sup>22</sup>

When a quotation begins in the middle of a sentence in the text, the first letter of the quotation should be capitalized only if the quotation itself is a complete sentence, but not otherwise. When a quotation begins at the start of a sentence in the text, the first letter should be capitalized, and square brackets placed around it if it was not capitalized in the original text.

**Es.:** [T]he House of Lords also concluded that the civil standard of proof (on the balance of probabilities) should be applied in such a way as to be sensitive to the ‘seriousness of the matters to be proved and the implications of proving them’, which in effect means proof beyond reasonable doubt (ie the criminal standard).<sup>27</sup>

When intervening text is missing (...)

**Foreign words** in italics (*corsivo*) + translation immediately after in brackets

## CITATION IN BIBLIOGRAPHY

Items in bibliographies take the same form as all other citations in OSCOLA, with three exceptions:

- (1) the author's surname should precede his or her initial(s), with no comma separating them, but a comma after the final initial;
- (2) only initials should be used, and not forenames;
- (3) the titles of unattributed works should be preceded by a double em-dash. Works should be arranged in alphabetical order of author surname, with unattributed works being listed at the beginning of the bibliography in alphabetical order of first major word of the title.

**Es.:** Fisher E, *Risk Regulation and Administrative Constitutionalism* (Hart Publishing 2007)

If citing several works by the same author in a bibliography, list the author's works in chronological order (starting with the oldest), and in alphabetical order of first major word of the title within a single year. After the citation of the first work, replace the author's name with a double em-dash. Alphabetize works by more than one author under the first author's name, but place them after that author's sole-authored works. If a first author has more than one co-author, arrange the co-authored works in alphabetical order of co-author surname, and if you are citing more than one work by the same first author and co-author, arrange the works in chronological order, repeating the co-author's name each time.

Hart HLA, *Law, Liberty and Morality* (OUP 1963)

-- 'Varieties of Responsibility' (1967) 83 LQR 346

-- *Punishment and Responsibility* (OUP 1968)

-- and Honoré AM, 'Causation in the Law' (1956) 72 LQR 58, 260, 398

-- and Honoré AM, *Causation in the Law* (2nd edn, OUP 1985)

### **Ranges of numbers and years**

When referring to ranges of numbers, use both figures for numbers between ten and twenty, and thereafter use as few figures as possible, but always use at least two for the final number.

**Es.:** 1–6 11–17 21–26 22–32 121–221 1782–83 1782–812

## LEGISLATION

### **Treaties and protocols**

Title of the legislation (including amendments), [year of publication], the OJ series, issue (= numero di rilascio) and page numbers.

**Es.:** Consolidated Version of the Treaty on European Union [2008] OJ C115/13.  
Treaty on European Union (Maastricht Treaty) art G5.

### **EU Regulations, Directives, Decisions, Recommendations and Opinions**

Legislation type number date title [year] | OJ L issue/first page

**Es.:** Council Directive 2002/60/EC of 27 June 2002 laying down specific provisions for the control of African swine fever and amending Directive 92/119/EEC as regards Teschen disease and African swine fever [2002] OJ L192/27.

Council Regulation (EC) 1984/2003 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/

**N.B.** Note that the year precedes the running number in citations to Directives, but follows it in citations to Regulations.

OJ = Official Journal of the European Communities

### **Decisions of the European Commission**

*case name* (case number) Commission Decision number [year] OJ L issue/first page

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

### **Bills**

Title | HC Bill | (Parliamentary session) | [number] in square brackets only if is a Bill of the HC

**Es.:** Consolidated Fund HC Bill (2008–09) [5]  
Academies HL Bill (2010-11) 1

### **Citazioni legislazione non inglese**

Cite legislation from other jurisdictions as it is cited in its own jurisdiction, but without any full stops in abbreviations.

## CASES FROM ENGLAND AND WALES

### English case law citation with neutral citation

*case name* | [year] | court | number, | [year] OR (year) | volume | report abbreviation | first page

Es.: *Corr v IBC Vehicles Ltd* [2008] UKHL 13, [2008] 1 AC 884

### English case law citation without neutral citation

*case name* | [year] OR (year) | volume | report abbreviation | first page | (court)

**Es.:** *Barrett v En eld LBC* [2001] 2 AC 550 (HL)

*Barrett v En eld LBC* (1999) 49 BMLR 1 (HL)

**N.B.:** When the year is used to identify the law report volume it is given in square brackets. In such cases, also give a volume number if the series in question was issued in more than one volume during that particular year, but do not do so if only one volume was issued. Give the year of judgment (not publication) in round brackets when the volumes of the law report series are independently numbered, so that the year of publication is not needed to find the volume.

### Mainly court abbreviations

HC = House of Commons

HL = House of Lords

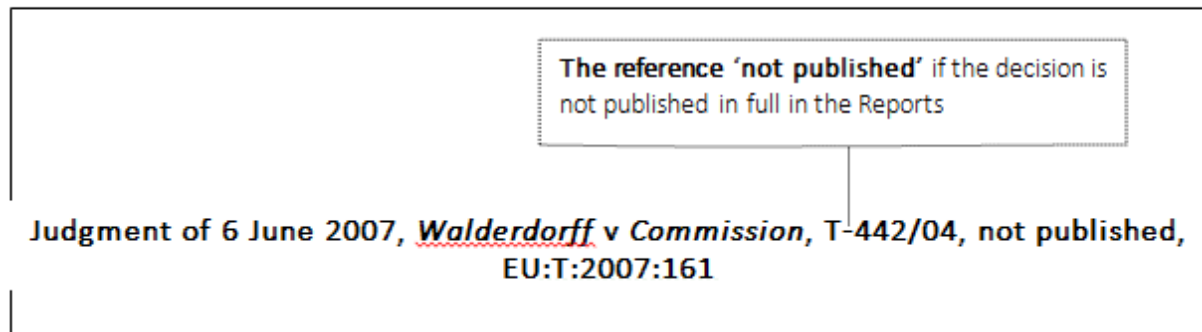
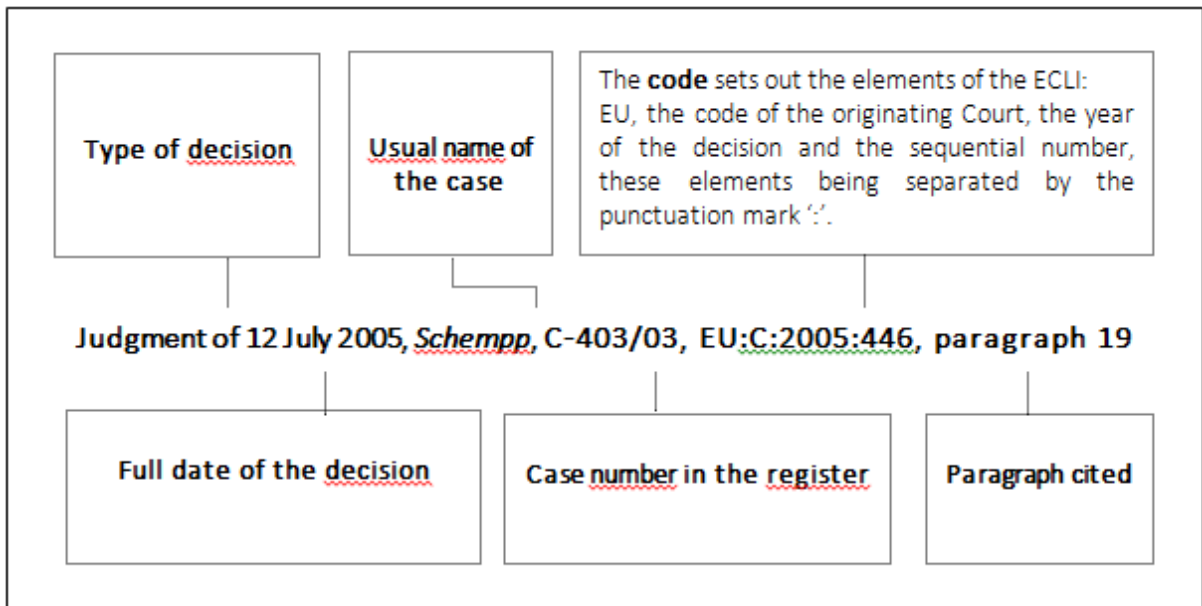
### Citation of non-English case law

Cite cases from other jurisdictions as they are cited in their own jurisdiction, but with minimal punctuation.

When citing a decision of the highest court of a US state, the abbreviation of the name of the state suffices.

**Es.;** *Henningsen v Bloom eld Motors Inc* 161 A 2d 69 (NJ 1960)

CASES LAW OF THE COURT OF JUSTICE OF THE EUROPEAN UNION  
(CJEU)



## CASE LAW OF THE EUROPEAN COURT OF HUMAN RIGHTS (ECHR)

### NEW COURT

The form of citation for judgments and decisions published in this series from 1 November 1998 to the end of 2007 follows the pattern:

*name of case*, application number, paragraph number (for judgments), ECHR, year and number of volume.

**N.B.** From the beginning of 2008 to the end of 2015, there is no volume number (e.g., ECHR 2008, ECHR 2009, etc.).

#### Examples:

Judgment on the merits delivered by a Chamber

*Campbell v. Ireland*, no. 45678/98, § 24, ECHR 1999-II

Judgment on the merits delivered by the **Grand Chamber**

*Campbell v. Ireland* [GC], no. 45678/98, § 24, ECHR 1999-II

**Decision** on admissibility delivered by a Chamber

*Campbell v. Ireland* (dec.), no. 45678/98, ECHR 1999-II

**Decision** on admissibility delivered by the **Grand Chamber**

*Campbell v. Ireland* (dec.) [GC], no. 45678/98, ECHR 1999-II

Judgment on **preliminary objections** delivered by a Chamber

*Campbell v. Ireland* (preliminary objections), no. 45678/98, § 15, ECHR 1999-II

Judgment on **just satisfaction** delivered by a Chamber

*Campbell v. Ireland* (just satisfaction), no. 45678/98, § 15, ECHR 1999-II

Judgment on **revision** delivered by a Chamber

*Campbell v. Ireland* (revision), no. 45678/98, § 15, ECHR 1999-II

Judgment on **interpretation** delivered by a Chamber

*Campbell v. Ireland* (interpretation), no. 45678/98, § 15, ECHR 1999-II

Judgment **striking** the case out delivered by a Chamber

*Campbell v. Ireland* (striking out), no. 45678/98, § 15, ECHR 1999-II

Judgment on a **friendly settlement** delivered by a Chamber

*Campbell v. Ireland* (friendly settlement), no. 45678/98, § 15, ECHR 1999-II

### OLD COURT

*name of case*, date of the judgment or decision, paragraph number (for judgments), Series, application number

#### Examples

see *Plattform "Ärzte für das Leben" v. Austria*, 21 June 1988, § 31, Series A no. 139

see *Delta v. France* (Article 50), 30 January 1990, § 38, Series A no. 191-A

see *Allenet de Ribemont v. France* (interpretation), 7 August 1996, § 17, *Reports of Judgments and Decisions* 1996-III

see *National & Provincial Building Society, Leeds Permanent Building Society and Yorkshire Building Society v. the United Kingdom*, 23 October 1997, § 118, *Reports* 1997-VII

see *Gautrin and Others v. France* (friendly settlement), 20 May 1998, § 57, *Reports* 1998-III

see *Gustafsson v. Sweden* (revision – merits), 30 July 1998, § 28, *Reports* 1998-V



see *Moreira de Azevedo v. Portugal*, no. 11296/84, Commission decision of 14 April 1988, Decisions and Reports 56, p. 126

see *Garnieri v. Italy*, no. 22256/88, Commission decision of 18 May 1992, unreported

**N.B.** Where the title of a judgment or decision includes the name of a newspaper or other publication, such name will appear in roman

**Example**

see *The Sunday Times v. the United Kingdom* (Article 50), 6 November 1980, § 22, Series A no. 38