Record Nr. UNINA9910811059003321 Drafting legislation: a modern approach / / edited by Constantin **Titolo** Stefanou and Helen Xanthaki Pubbl/distr/stampa Aldershot, Hampshire, England; ; Burlington, VT, : Ashgate Pub., 2008 **ISBN** 1-315-57802-6 1-317-14827-4 1-317-14826-6 1-281-83406-8 9786611834067 0-7546-8843-7 Descrizione fisica 1 online resource (347 p.) Collana Philosophy and Theory of Law: European Law DaleWilliam, Sir, <1906-> Altri autori (Persone) StefanouConstantin <1961-> XanthakiHelen Disciplina 328.3/73 Soggetti Bill drafting Legislation Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali "In memory of Sir William (Leonard) Dale KCMG (1906-2000)."--Page facing t.p. Includes bibliographical references and index. Nota di bibliografia Cover; Contents; List of Figures; List of Contributors; 1 On Nota di contenuto Transferability of Legislative Solutions: The Functionality Test; 2 Drawing the Line; 3 Legislative Intention; 4 Legislator's Intent: How Judges Discern it and What They Do if They Find it: 5 The Techniques of Gender-neutral Drafting: 6 Drafting Legislation at the Tax Law Rewrite Project; 7 Retrospectivity in the Drafting and Interpretation of Legislation; 8 Repealing or Amending Legislation by Non-Legislative Means; 9 Pre-legislative Scrutiny; 10 The Role of the Legislative Drafter in Promoting Social Transformation 11 Improving Democratic Development by Better Regulation 12 Drafting Principles of Existing European Contract Law: 13 Drafting of EU Acts: A View From the European Commission; 14 Drafting to Implement EU Law: the European Arrest Warrant in the United Kingdom; 15 Procedures for the Approximation of Albanian Legislation with the

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Sommario/riassunto

Drafting Legislation sets out to prove Sir William Dale's doctrine that the rules for drafting good quality legislation are the same in common and civil systems of law. The book discusses the general issue of quality in legislation from the legislative process to the actual drafting interpretation and enforcement, as well as issues of clarity, precision and disambiguity, plain language and gender-neutral language.