
Index – Volume 19 January to December 1998

Articles Index

ARBITRATION

EU Convention, 172

AUSTRALIA

Franchising reforms, 293

BANKING

Islamic, 200

BUDGET, 83, 88, 106

CIVIL JUSTICE REFORM, 142

COMPANY LAW

Stakeholders' interests, 169

USA, in, 31

COMPETITION

EC law,

beer supply, 116

developments, 84

CONTRACTS

Damages, 86

Employment, 27

CONTRIBUTORS

Clarke C, 144

Cowan DA, *see* Nazerali JS

Dibb Lupton Alsop Tax Team,
106

Edwards M, 27, 258

Fairfax H, 118

Flint D, 79, 112, 134, 279

Freeland R, 200

Giliker P, 86

Groves PJ, 148, 255

Hull JA, 140

Jackson J, 166

Jamieson K, *see* Learmond-Criqui J

Johnson J, 211

Learmond-Criqui J *and* Jamieson
K, 55

and Wilson L, 3

and Wright G, 110

Loose HJE, 194

Miles L (*see also* Proctor G), 61

Nazerali JS, 84, 167

and Cowan DA, 116

Panesar S, 8, 78

Proctor C *and* Thieffry G, 56

Proctor G *and* Miles L, 169

Richards Butler Group, 142

Sparkes P *and* Wooldridge F, 31

Springthorpe RJ, 7

Thieffry G, *see* Proctor C

Trevor K, 218, 261

Whitehorn D, 190

Williams E, 191

Wilson L, *see* Learmond-Criqui J

Wooldridge F *see* Sparkes P

Woolf, Lord, 142

Wright G *see* Learmond-Criqui J

Zumbo F, 293

COPYRIGHT

Database, 255

Internet, 134

COURTS *see* Civil Justice

CROSS-BORDER ACTIONS

Mareva injunctions and, 7

EMPLOYMENT *see also* EC

Law; Health and Safety;

Taxation

Contracts, various, 27

Maternity law, 191

Redundancy, 258

References, 110

Working Time Directive, 231

ENVIRONMENT *see* Insurance

EUROPEAN COMMUNITY

LAW *see also* Arbitration;

Competition

Acquired Rights Directive, 218

Belgium, in, 220

France, in, 222

Germany, in, 223

Italy, in, 226

Spain, in, 228

Netherlands, in, 261

UK, in, 218

European Monetary Union

description and opportunities,
58

Parallel imports,

Pharmaceutical industry, and
167

Social Chapter

effect on UK, 3

FINANCE BILL *see* Budget

FOOD AND DRINK

Beer supply agreements, 116

HEALTH AND SAFETY

Employers duties in white-collar
jobs, 55

INFORMATION

TECHNOLOGY *see* Internet

INSURANCE

Environmental, 194

INTELLECTUAL PROPERTY

see Copyright; Internet; Trade
Marks

INTERNET

Defamation, libel and civil

liberties, on, 279

Domain names, 79

Journalists' copyright, and, 134

Regulation proposals, 112

JAPAN

Corporate governance, in 61

LEGAL PRACTICE

No win, no fee, 140

Secretary as manager in, 190

Translations for, 118

LEGISLATION

SIs 1997, 148

OBITUARY

Professor 'Jim' Gower, 78

POLLUTION *see* Insurance

PROPERTY *see* Taxation

SOLICITORS

No win, no fee, and, 140

TAKEOVERS AND MERGERS

Management of, 166

TAXATION *see also* Budget

Capital Gains tax, 106

Corporation tax, 106

Employee share schemes, 107

PAYE, 254

Property, 108

Research and development and,
109

Trusts, offshore, 108

TRADE

Restrictive Trade Practices Act, 2

TRADE MARKS

Internet domain names, 79

Monitoring brand names, 254

TRANSPORT

Working time, 230

TRUSTS

Offshore, 108

Trustee fraud and negligence, 8

UNITED STATES

Limited liability companies in, 31

Infobank Current Comment

ADVERTISING

EU, 36, 66, 152, 202, 296
Internet, on, 79, 238
Tobacco, 202

COMPANY LAW

EU 44, 151, 302

COMPETITION

EU, 36, 66, 152, 202, 296
Exports to EU, 202
Football clubs, 203
UK Bill, 203

CONSUMER AND RETAIL LAW

EU, 155, 299

EMPLOYMENT

EU, 42, 156, 203, 299
Maternity and EOC, 203
Pensions, 204
References from employers, 204

ENVIRONMENT AND WATER LAW

EU, 44, 158, 302

EMU, 158, 302

FINANCIAL SERVICES

EU, 44, 151, 302

FOOD

EU, 45, 159

INSURANCE

EU, 45, 173, 203, 204, 303
Motor, 205

INTELLECTUAL PROPERTY

Copyright,
 disclosure of sources, 178
 joint authorship, 120
Counterfeit and pirated goods, 174
Data protection, 174
Designs, 174
Domain names, 90, 121
EU, 16, 46, 173, 304
Inventions EC, 174
Passing off, 68, 90, 178
Patents EC, 66, 174
Technology licences, 66
Trade marks, 89, 121, 173, 179

INTERNET

Advertising on, 238
Data transmission, 180
Encryption, 264
Liability of ISPs, 205
Tags, links and frames, 238

MERGERS AND

ACQUISITIONS, 38, 65, 66,
204, 306

PENSIONS *see* Employment

PHARMACEUTICALS

EU, 65, 174

PUBLIC PROCUREMENT, 67,

175, 205, 307

SOCIAL POLICY

EU, 204

TAXATION

Double taxation, 176
EU, 308
VAT, 176

TELECOMMUNICATIONS

EU, 67, 177, 308

Infobank: News

ACCOUNTANCY

Employee benefits, 91
Forensic, 267
Fraud Advisory Panel, 60
Governance disclosures, 208
IASC,
 asset impairment, 211
 interpretations, 181
 reporting financial performance

ADVERTISING

EU rules, 36

AIR TRANSPORT

China UK, 213
Noise limits, 24

BELGIUM

IMF and, 99

BRIBERY CONVENTION, 20

BUDGET, 129

Overseas life insurance, 213
Transfer pricing, 213

CITY DISPUTES PANEL, 128

COMPANY LAW *see also*

TAXATION
Review, 182, 243
Share capital in euro, 123

COMPETITION *see also*

MERGERS

EU law, 36, 70
Fair Trading Act, 267
Ice cream, MCC report, 243

Newspapers, 93, 183

Restrictive Trade Practices Act, 2
Steel cartel fined, 70

CONSTRUCTION LAW, 183, 208

CONSUMER CREDIT, 93, 94,
185, 268
Appeals, 184

CONSUMER PROTECTION *see*

also Consumer Credit

Contract terms, 70
Counterfeits, 185
Doorstep sellers, 125, 208, 268
EU Consumer Council, 160
Package travel, 94
Task force report, 185
Timeshare, 209, 244, 269
Utilities,
 consumer councils, 160
 doorstep selling, 125
 regulation 125, 244

CONTRACTS, *see also* Consumer

Protection, Euro
'No loss' defence in breach, 126

COURTS

Civil, fees, 95
Early settlement, 247
Procedure, 248
Small claim, 127

CURRENCY *see* Euro

CUSTOMS & EXCISE

Gaming duty, 209
Interest rates, 210

DATA PROTECTION, 48, 95

Employees' files, 210
EU Directive, 245, 309
Internet, on, 71

DISCRIMINATION

Blind, against, 72

ELECTRONIC COMMERCE, 248, 274

EMPLOYMENT

Employee benefits, 91
EU fee movement, 247
Files on employees, 210
National minimum wage, 251
Transfer of undertakings, 127
White Paper, 186

ENERGY

Domestic appliance consumption,
270

ENVIRONMENT *see also* Energy

Air pollution, 211
Discharge into river, 186

Green Claims Code, 96
 Packaging, 210
 Landfill sites, scrap tyres, 71
 Small firms and, 246
 Transport in EU, 213
 Waste disposal
 Toluene into river, 186
 Water pollution, 309

EC LAW, 17, 36, 211, 245, 246
 Euro, *see also* Company Law;
 Pensions
 contract continuity 96,
 EC report, 95
 IMF and, 271
 tax aspect, 251
 Online legislation, 309
 Single Market,
 extension, 270

FINANCE BILL *see* Budget

FINANCIAL SERVICES
 City Disputes Panel, 128

HEALTH AND SAFETY *see also*
 ENVIRONMENT
 Enforcement, 131
 Lighting, workplace, 97
 Womens', 309
 Police officers, 97
 Seating, workplace, 98
 Transport, 98

HUMAN RIGHTS
 Bill, 17

HUNGARY
 Corporate law reform, 131

INFORMATION
 TECHNOLOGY *see also*
 Intellectual Property
 Evidence, computerised, 71
 Internet, 2, 18, 70, 71, 129
 Secure electronic commerce, 161
 Year 2000, 278

INSURANCE *see also* Budget
 Genetic testing, 49, 310

INTELLECTUAL PROPERTY
 Patents,
 application fees, 247
 computer, 26, 271
 Trade marks,
 domain names and, 129
 infringement, 19

INVESTMENT
 Unit trusts, EU law, 246

LAND *see* Property

LEGAL PRACTICE, 21
 Evidence, computerised, 71

MERGERS AND
 ACQUISITIONS, 20, 48, 49,
 96, 124, 183, 267

PATENTS *see* Intellectual
 Property

PENSIONS
 Effect of euro, 186, 212

POLICE *see* Health and Safety

POLLUTION *see* Environment

PROPERTY
 Deeds, 271
 Land Registry, 72, 101

PUBLIC PROCUREMENT
 Lord Chancellor's department,
 accounting and services
 contract, 101

ROMANIA
 IMF and, 211

RUSSIA
 IMF and, 310

STOCK EXCHANGE
 Preliminary announcements, 91

TAKEOVERS *see* MERGERS

TAXATION 23, 72. *See also*
 Budget; Customs & Excise, EC
 Business travel, 30, 51
 Business rate valuations, 310
 Companies, 51
 controlled foreign, 249
 corporation tax, 103, 187, 272
 purchase, 272
 Construction industry, 311
 Double taxation, 23, 73, 212, 250,
 252, 274
 Electronic commerce and, 274
 Employers,
 loans to employees, 130
 national minimum wage, 250
 PAYE, 249
 termination of employment, 50
 travel of employees, 30, 51
 EMU tax consequences, 73
 Inland Revenue Code of Practice,
 130
 Professions, 51
 Scottish Variable Rate, 187
 Self-assessment, 104, 130
 Stamp duty, group relief, 311
 Tax avoidance, 101 102
 Telephone services, 272
 Valuation Office Agency, 164
 VAT on sports clubs, 130
 VAT, licence to occupy land, 312

TELECOMMUNICATIONS
 Broadcast entertainment
 restrictions, 164

Telephone services,
 Internet, 70
 taxation, for, 272

TRANSPORT *see also* Air
 Transport; Environment, Health
 and Safety
 EU agenda, 75, 213

VAT *see* Taxation

Cases

Accinauto *v* EC, 152
 Action Sebago Inc and SA
 Ancienne Maison Dubois et fils
 v SA G-B Unie, 305
 Agar *v* Multi-Fluid (USA), 19
 AGJPB and ors *v* Central Station
 (Belgium), 156
 AGR Regeling *v* Bestuur van de
 Bedrifsvereniging voor de
 Metallnijverheid, 299
 Antec International Ltd *v* South
 Western Chicks (Warren) Ltd,
 179
 Armitage *v* Nurse and ors, 10
 Asia Motors France *v* EC (CFI),
 152
 Ball *v* Balfour Kilpatrick Ltd, 259
 Bannister *v* SGB plc and ors, 101
 BASF AG *v* Präsident des
 Deutschen Patentamts (ECJ),
 176
 BASF Lacke und Farben *v* EC
 (CFI), 152
 Bavarian Lager Co Ltd *v* EC, 152
 Bellone *v* Yokohama (ECJ), 37
 Bernard von Hoffman *v* Finanzamt
 Trier (ECJ), 176
 Bernstein *v* US (USA), 265
 Bevan Ashford *v* Geoff Yeandle
 (Contractors) Ltd, 141
 Boyle *v* EOC, 203
 Brown *v* Stockton-on-Tees
 Borough Council, 192
 Caledonian Bureau Investment
 and Property *v* Caffrey, 193
 Channele Veterinary Ltd *v* Pfizer
 (Ireland) Ltd and Pfizer Animal
 SA (Irish H Ct), 41, 66
 Church *v* West Lancashire NHS
 Trust, 259
 Clark *v* Associated Newspapers
 Ltd, 90
 Coin Controls Ltd *v* Suzo
 International (UK) Ltd, 16
 Consorzio Del Prosciutto Di
 Parma *v* Asda Stores Ltd and
 anor, 179
 Coote *v* Granada Hospitality Ltd,
 204
 Corsica Ferries SA *v* Gruppo
 Antichi Ormeggiatori del Porto
 di Genova, 297

Crédit Suisse Fides Trust *v*
 Coughi, 7
 Crees *v* Royal London Insurance,
 191
 Data Concepts Inc *v* Digital
 Consulting Inc (USA), 82
 Direct Line Group Ltd and ors *v*
 Direct Line Group Estate
 Agency and ors, 68
 East Suffolk Local Health Services
 NHS Trust *v* Palmer, 260
 EMAP *v* Security Publications, 68
 European (The) *v* The Economist
 Newspaper Ltd, 19
 EC Commission and France *v*
 Ladbroke Racing Ltd (ECJ), 37
 EC *v* France (ECJ), 42
 Europièces *v* Wilfried Sanderas
 and Automotive Industries
 Holding Company SA, 300
 FNK *v* EC (ECJ), 154
 Fort Dodge Animal Health Ltd
 and ors *v* Azko Nobel and anor,
 16
 France *v* EC, 152
 Freeman *v* Niroomand, 87
 Fritz Loendersloot Internationale
 Expeditie *v* George Ballentine &
 Sons Ltd (ECJ), 46, 65, 121,
 173
 Futuredontics Inc *v* Applied
 Anagramics Inc (USA), 242
 Fylde Microsystems Ltd *v* Key
 Radio Systems Ltd, 139
 G C Allen *v* Wilfried Sanderas
 and Automotive Industries
 Holding Company SA, 300
 Handels- og
 Kontorfunktionærernes
 Forbund i Danmark *v* Dansk
 Handel & Service (ECJ), 193
 Hasbro *v* Clue Computing Inc
 (USA), 19
 Helmut Marschall *v* Land
 Nordrhein-Westfalen (ECJ), 42
 Hera *v* Unita, 67
 High Table Ltd *v* Horst and ors,
 258
 Insituform Technologies *v*
 National EnviroTech Group
 (USA), 239
 Interstellar Starship Services Ltd
v Epix Inc (USA), 239
 Javico International *v* Yves St
 Laurent (ECJ), 36, 202
 John Brown Engineering Ltd *v*
 Brown and ors, 259
 Jorgensen *v* Foreningen af
 Speciallaeger (ECJ), 300
 Jules Dethier Equirement SA *v*
 Jules Dassy and Soval sprl, 156
 Junger *v* Daley (USA), 265
 Juno Online Services LP *v* Juno
 Lighting Inc (USA), 82
 Kwik Save Stores Ltd *v* Greaves,
 191
 Lisa Grant *v* South-West Trains
 Ltd (ECJ), 156

Magorrian and Cunningham *v*
 Eastern Health & Social
 Services Board (ECJ), 42
 Mannesmann Anlagenbau Austria
 AC *v* Strohal Rotationsdruck
 GmbH (ECJ), 175
 Marks & Spencer plc and ors *v*
 One in a Million and ors, 81, 90
 Mary Brown *v* Rentokil Initial
 UK Ltd (ECJ) 156
 Mecklermedia Corp and
 Mecklermedia Ltd *v* DC
 Congress Gesellschaft mbH
 (ECJ), 15
 Michael O'Mara Books Ltd and
 ors *v* Express Newspapers PLC
 and ors, 178
 Molenaar *v* Allgemeine
 Ortskrankenkasse Baden-
 Württemberg (ECJ), 156
 Mugford *v* Midland Bank plc, 260
 Mulder, Heg and Stam *v* The
 Volkskrant (Netherlands), 138
 Oppedahl & Larsen *v* Advanced
 Concepts (USA), 239
 Panatown *v* Alfred McAlpine, 126
 Panavision International *v*
 Toeppen (USA), 80
 Parfums Christian Dior *v* Evora
 BV (ECJ), 15, 46, 65
 Pearce *v* Ove Arup Partnership, 15
 Philips Electronics NV *v*
 Remington Consumer Products,
 89
 Planned Parenthood Federation of
 America *v* Bucci (USA), 82
 Playboy Enterprises *v* Calvin
 Designer Label; Terri Wells;
 Asia Focus International;
 Universal Tel-A-Talk (USA),
 239
 Prince Jefri of Brunei *v* KPMG,
 267
 Pro Sieben Media AG *v* Carlton
 UK Television Ltd and anor, 68
 R *v* Customs & Excise *ex p* Lunn
 Poly Ltd and Bishopsgate
 Insurance Ltd, 203
 Ray *v* Classic FM plc, 121
 Ruxley Electronics and
 Construction Ltd *v* Forsyth, 86
 Safeway Stores plc *v* Burrell, 258
 Safir *v* Skattennayndighetan
 Dalarnas Lan (ECJ), 205
 Scandecor Developments Ltd *v*
 Scandecor Marketing AB and
 anor, 179
 SCK *v* EC (ECJ), 154
 Shetland Times *v* Wills, 241
 Silhouette International Schmied
 GmbH & Co *v* Hartlauer
 Handelsgesellschaft mbH (ECJ),
 121, 173
 Smith *v* Hobby Lobby Stores
 (USA), 19
 SNJ *v* SA SDV Plurimedia
 (France), 135
 Société Commerciale des Potasses

et de l'Azote and Enterprise
 Minière et Chimique *v* EC, 152
 Tasini and ors *v* New York Times
 and ors (USA), 134
 Telco Communications *v* An
 Apple a Day (USA), 19
 Thai Trading (A Firm) *v* Taylor
 and anor, 140
 Tiber Balog *v* ASBL Royal
 Charleroi Sporting Club (ECJ),
 297
 Ticketmaster Corp *v* Microsoft
 Corp (USA), 241
 USJF *v* Plurimedia and Publishers
 of DNA (France) 135
 Van den Bergh Foods Ltd *v* EC
 (CFI), 203, 297
 Washington Post Co *v* Total News
 (USA), 242
 Waterford Wedgwood plc *v* David
 Nagli Ltd, 179
 Webber *v* Holly Hotels (USA), 19
 Zeran *v* America Online Inc
 (USA), 205

Books and Publications

Business Administration Manual,
 119
 A Fair Deal for Consumers:
 Modernising the Framework for
 Utility Regulation (Green
 Paper), 126
 Drug Misuses at Work (*HSE*), 57
 Preparing Financial Information
 for the Euro, 60
 Reporting Financial Performance
 (*IASC et al*), 69
 Innovating for the Future, 109
 International Accounting
 Standards, 91
 Internet: EU Reports, 97
 Internet: Lord Chancellor's
 Department Site, 101