



# Editorial

## Welcome to the IALS Student Law Review

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Welcome to the latest issue of the Institute of Advanced Legal Studies Student Law Review (ISLRev).

The ISLRev is moving forward towards establishing its aims of publishing scholarly legal material that effectively reflects fresh perspectives on a plethora of issues and in an equally diverse number of jurisdictions. It is my honour to be part of the new Editorial board to facilitate the ISLRev in achieving its aims.

This issue of the ISLRev I trust will continue in the trend of encouraging intellectual engagement in relevant issues touching us personally as individuals and as part of the wider society. On the individualistic perspective, there are articles on human rights which critically evaluates the effectiveness of the significance of the new legislative measures in the United Kingdom; the differences in effectiveness between the United Kingdom and that of the United States on specific areas of human rights; and issues relating to victims of crimes. The articles do this whilst touching on jurisdictional comparisons on these themes. On the societal front the ISLRev takes us to Pakistan and considers the duties of a corporate entity in society.

I trust that there are no doubts that these are interesting and current issues that I hope will encourage further analysis and possibly even fodder for further articles that the ISLRev can serve to publish!

In this issue:

**Rehmat Ali** takes us to Pakistan and considers the inefficiencies of legislation on the key issues of “*the potential for abuse of the separate legal entity and/or the doctrine of limited liability*”; and the current issue of “*social, economic and environmental responsibilities of corporate entities*” within the specific sphere of the Single Member Company (SMC). In his consideration Rehmat poses key questions such as; “*whether there still remains potential for the single members forming a SMC to escape the corporate liability under the SMC guide?*”; and “*what sort of duties can be performed by the SMC in the society*”. These are questions that are keenly in line with global modern thoughts on the development of the functions of the corporate entity not just in Pakistan.

**Naomh Gibson** considers some valuable points whilst critically evaluating the “*relatively modern*” and “*nebulous*” concept of privacy “*using a perspective from feminist legal theory*” modern age, such as concepts of “*sexual information*”; “*confidence and intimacy*” with an aim to “*reconceptualise privacy*”.

**Natalie Kyneswood** brings us home to the United Kingdom to consider a key issue that directly affects us as individuals and citizens of the United Kingdom by discussing “*the reasons behind the perceived unpopularity of the Human Rights Act 1998*” and commenting on the value of the UK Government’s proposals to introduce “*an alternative British Bill of Rights and Responsibilities*”. In her discussion, Natalie, touches and concludes on the salient issue of whether “*human rights law is international in nature*”. The answer to which is worth the journey through this article.

**Sara Moynihan** keeps us in the United Kingdom but touches on jurisdictional comparison with the United States and some parts of Europe, specifically on the issue of “*meaningful participation [of the victim of an alleged crime] at the trial stage of the criminal justice process*”. Specifically, the article “*critically evaluates how victim participation in the criminal justice process has the potential to*

*undercut the integrity of the Anglo-American adversarial system....*". The article paints the current picture of "fervent arguments" on the "*value of various forms of victim input*"

**Ashley Needham** keeps us focused on issues surrounding victims but takes us to the different perspective of torture victims' families by "*[assessing] the American Convention on Human Rights in relation to the European Convention on Human rights on the topic of decisions made in cases of enforced disappearances*". In conducting this assessment, Ashley, considers that value of the Inter-American Court's "*extensive experience, its lack of a rigid standard of proof, and its opinion on the responsibility of burden of proof*" in comparison with those of the European Court of Human Rights.

I must offer the most sincere thanks, on behalf of the current Editorial Board, to the previous Editorial Board who saddled the significant responsibility of working on bringing you these articles before their departure and easing the transition of the current Editorial Board. As always, further thanks must also go to IALS (particularly Dr Constantin Stefanou for his academic counsel to the Board and to Steven Whittle for his invaluable support in bringing the finer details of the publication to life) and, of course, to our Associate Editors and Peer Reviewers for giving us the benefit of their time and effort in supporting the ISLRev in its aims.

In light of the fact that there would effectively be no ISLRev without its contributing authors separate paragraph to emphasise the magnitude of thanks to all the authors that have contributed to this issue. Please accept our express thanks and we hope that you will continue in your support of the ISLRev in the achievement of its aims.

We expect our next issue to be published around March 2016, so please do not hesitate to submit your papers for consideration as soon as possible. Submissions can be made through the ISLRev's online submission form at: <http://sasajs.da.ulcc.ac.uk/lawreview/user/register> or by email to: [ials.islr@sas.ac.uk](mailto:ials.islr@sas.ac.uk)

**Catherine Odigie (Editor-in-Chief, IALS Student Law Review)**

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