

From Use to Law: the judicial recognition of community customary rights in Britain in the eighteenth and nineteenth centuries

Works Submitted for PhD by Publication that are the Subject of this Synthesis

'The Persistence of the Ancient Regime: Custom, Utility and the Common Law in Nineteenth-Century England', 79 *Cornell Law Review* 183-218 (1993)

<https://scholarship.law.cornell.edu/clr/vol79/iss1/5/>

'The Great Rabbit Massacre – A "Comedy of the Commons"? Custom, Community and Rights of Public Access to the Links of St Andrews', 22 *Liverpool Law Review* 123-55 (2001)

<https://doi.org/10.1023/A:1010600520470>

'Urban Commons: From Customary Use to Community Right on Scotland's Bleaching Greens', in Lewis, Brand and Mitchell (eds.), *Law in the City: Proceedings of the Seventeenth British Legal History Conference 2005* (Dublin, Four Courts Press, 2007), 319-345

'Customary Rights in Scots Law: Test Cases on Access to Land in the Nineteenth Century', 28 (2) *Journal of Legal History* (2007), 207-232 <https://doi.org/10.1080/01440360701485181>