British Overseas Territories

Guide to resources at Lincoln’s Inn Library

August 2021
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Cover map adapted from https://commons.wikimedia.org/wiki/File:British_Overseas.png
Introduction

This guide covers selected legal materials held by Lincoln’s Inn Library for the British Overseas Territories. The British Overseas Territories are:

- *Anguilla*
- *Bermuda*
- *British Antarctic Territory*
- *British Virgin Islands*
- British Indian Ocean Territory
- *Cayman Islands*
- Falkland Islands
- Gibraltar
- *Montserrat*
- Pitcairn Islands
- *St Helena, Ascension and Tristan da Cunha*
- South Georgia and the South Sandwich Islands
- Sovereign Base Areas of Akrotiri and Dhekelia in Cyprus
- *Turks and Caicos Islands*

*Inner Temple Library is the Inn library with the primary responsibility for these jurisdictions. Lincoln’s Inn Library may also hold relevant materials.*

Specific materials are not held by Lincoln’s Inn Library for British Antarctic Territory, British Indian Ocean Territory, or South Georgia and the South Sandwich Islands.

For a comprehensive list of the materials held by Lincoln’s Inn Library, search the online catalogue available at: www.lincolnsinnlibrary.org.uk
Catalogue Guide

Most British Overseas Territories material will be located in the Commonwealth section of the Cellar. It can be identified with a shelf mark such as this:

COMMONWEALTH - ANGUILLA - TEXTBOOKS

This guide includes only a selection of the British Overseas Territories material held by Lincoln’s Inn Library, but the online catalogue includes virtually all of the Library’s holdings. The catalogue is freely available outside the Library here: www.lincolnsinnlibrary.org.uk

The catalogue provides a selection of search fields that can be used in combination to identify and locate potentially relevant material.

Tips for using these fields to find British Overseas Territories material follow.
Catalogue Guide

Textbooks

The catalogue record for textbooks primarily about British Overseas Territories jurisdictions should include that jurisdiction name as a subject, so include this term in the subject field.

The catalogue record for textbooks with only a chapter or section on the law of a jurisdiction may only include the reference in a note, so include the jurisdiction name in the words or phrases field.

To search for the latest editions of textbooks, change the type field to Latest edition held. To search for old editions of textbooks, change the type field to Old edition.

Legislation

The author of legislation will be the relevant jurisdiction, so include the jurisdiction name in the author search field.

Change the type field to Legislation.

Law Reports & Journals

The catalogue record for British Overseas Territories serials (Law Reports & Journals) should include the jurisdiction name as a subject, so include this term in the subject field.

Change the type field to Journals or Law reports as required.
General Works

Key Texts

HALSBURY'S Laws of England
Vol. 13: Commonwealth

HENDRY, Ian
British overseas territories law. 2nd ed. / Ian Hendry and Susan Dickson. 2018

SPITZ, Barry
Offshore service / general editor Giles Clarke ; consulting editor Barry Spitz
Loose-leaf: 1998 onwards

Journals

OXFORD University Commonwealth law journal
Vol. 1 (2001) onwards

Law Reports

The WEST Indian reports
Vol. 1 (1958) onwards

Jurisdictions covered include: Bermuda, Cayman Islands, the Eastern Caribbean States including Anguilla, British Virgin Islands and Montserrat
General Textbooks

INTERNATIONAL trust laws / edited by John Glasson
Loose-leaf: 1992 onwards
_Anguilla, Bermuda, British Virgin Islands, Cayman Islands, Gibraltar, Turks & Caicos Islands_

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards
_Bermuda, British Virgin Islands, Cayman Islands, Cyprus, Gibraltar_

KEMPSTER, Steven
International trust disputes / edited by Steven Kempster, Morven McMillan, Alison Meek
2020
_Bermuda, British Virgin Islands, Cayman Islands, Gibraltar_

PANICO, Paolo
International trust laws. 2nd ed.
2017
_Bermuda, Cayman Islands, Cyprus, Gibraltar, Turks & Caicos Islands_

WILLIAMS, Richard
A practical guide to the transfer of trusteeships. 3rd ed. / editors Richard Williams, Arabella Murphy and Toby Graham
2017
_Bermuda, British Virgin Islands, Cayman Islands_

HO, Look Chan 4th ed.
Cross-border insolvency : a commentary on the UNCITRAL model law. 4th ed
2017
_British Virgin Islands, Cayman Islands_

KAWAREY, Ian R. C.
Cross-border judicial cooperation in offshore litigation : the British offshore world. 2nd ed. / edited by Ian R.C. Kawaley, Andrew J. Bolton and Robin J. Mayor
2016
_Bermuda, British Virgin Islands, Cayman Islands_
General Textbooks

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed.
2014
*Anguilla, Bermuda, British Virgin Islands, Cayman Islands, Turks & Caicos Islands*

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed.
2013
*Anguilla, Bermuda, British Virgin Islands, Cayman Islands, Gibraltar, Turks & Caicos Islands*

BURGESS, Andrew
Commonwealth Caribbean company law
2013
*Anguilla, Montserrat*

The INTERNATIONAL trust 3rd ed. / general editor David Hayton
2011
*Bermuda, British Virgin Islands, Cayman Islands, Cyprus, Gibraltar, Turks & Caicos Islands*

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013
*Bermuda, British Virgin Islands, Cayman Islands, Cyprus, Gibraltar*

KODILINYE, Gilbert
Commonwealth Caribbean law of trusts. 3rd ed. / Gilbert Kodilinye and Trevor Carmichael
2013
*Anguilla, Montserrat*
Anguilla

Legislation

Ordinances 1957-1968
Laws: 1961-1976
Revisions: 1961

Case Law

SAINT CHRISTOPHER NEVIS AND ANGUILLA
[DECISIONS in the High Court of Justice and Court of Appeal]: 1975-1985

General Textbooks

INTERNATIONAL trust laws / edited by John Glasson.
Loose-leaf: 1992 onwards

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed.
2014
Anguilla

General Textbooks

ANTOINE, Rose-Marie Belle
Offshore financial law: trusts and related tax issues. 2nd ed.
2013

KODILINYE, Gilbert
Commonwealth Caribbean law of trusts. 3rd ed. / Gilbert Kodilinye and Trevor Carmichael
2013

BURGESS, Andrew
Commonwealth Caribbean company law
2013

Free online resources

Anguilla Financial Services Commission
Includes financial services legislation.

Anguilla Commercial Registry
Provides company registration and related services, including the full text of selected legislation.
www.commercialregistry.ai/
Bermuda

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke ; consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and limited partnership legislation and reports of cases

Legislation

Acts : 1690 - 1736; 1864 - 1980; 1985 onwards

Law Reports

Bermuda law reports: Vol. 1 (1909/1924) - vol. 2 (1925/1926)
Bermuda

Textbooks

O’NEILL, P. T
The law of reinsurance in England and Bermuda. 5th ed / by P.T. O’Neill, J.W. Woloniecki, Franziska Arnold-Dwyer
2019

KAWALEY, Ian R. C 2nd ed.
Offshore commercial law in Bermuda. 2nd ed. / edited by Ian R.C. Kawaley, editorial consultant Karen Skiffington
2018

BICKLEY, Christopher
Bermuda, British Virgin Islands and Cayman Islands company law. 4th ed.
2013
Bermuda

General Textbooks

INTERNATIONAL trust laws / edited by John Glasson.
Loose-leaf: 1992 onwards

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards

PANICO, Paolo
International trust laws. 2nd ed. 2017

WILLIAMS, Richard
A practical guide to the transfer of trusteeships. 3rd ed. / editors Richard Williams, Arabella Murphy and Toby Graham
2017

KAWALEY, Ian R. C.
Cross-border judicial cooperation in offshore litigation : the British offshore world. 2nd ed. / edited by Ian R.C. Kawaley, Andrew J. Bolton and Robin J. Mayor
2016
Bermuda

General Textbooks

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed.
2014

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed.
2013

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013

COLLINS, Sara
International trust disputes / edited by Sara Collins ... [et al.]
2012

The INTERNATIONAL trust 3rd ed. / general editor David Hayton
2011
Bermuda

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for Bermuda.

Bermuda Laws Online

The Laws of Bermuda are provided here as currently in force, and annual Acts and Statutory Instruments are available from 1993 onwards. Texts are fully searchable. Also available are the Constitution of Bermuda 1968 and selected UK Statutory Instruments 2000 onwards applicable to Bermuda.

www.bermudalaws.bm/SitePages/Home.aspx

Finding the Law in Bermuda

Outlines the Bermuda legal system and sources of law, and provides links to online resources wherever possible.

www.nyulawglobal.org/globalex/Bermuda1.html

Government of Bermuda: the Judiciary

Contains Judgments of the Court of Appeal and Supreme Court, 2007 onwards, Practice Directions, 2007 onwards, information on the constitution and personnel of the courts, and (via a link) the Court Rules.

www.gov.bm/department/judiciary
British Virgin Islands

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke ;
consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and
limited partnership legislation and reports of cases

Legislation

Revisions: 1961

Textbooks

HARNEY WESTWOOD AND RIEGELS
British Virgin Islands commercial law
4th ed. 2018

BICKLEY, Christopher
Bermuda, British Virgin Islands and Cayman Islands
company law
4th ed. 2013

TRIDENT TRUST 2nd ed.
The Trident guide to British Virgin Islands trusts
2nd ed. 2005
British Virgin Islands

General Textbooks

INTERNATIONAL trust laws / edited by John Glasson
Loose-leaf: 1992 onwards

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards

WILLIAMS, Richard
A practical guide to the transfer of trusteeships. 3rd ed. / editors Richard Williams, Arabella Murphy and Toby Graham
2017

HO, Look Chan 4th ed.
Cross-border insolvency : a commentary on the UNCITRAL model law. 4th ed
2017

KAWALEY, Ian R. C.
Cross-border judicial cooperation in offshore litigation : the British offshore world. 2nd ed. / edited by Ian R.C. Kawaley, Andrew J. Bolton and Robin J. Mayor
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ANTOINE, Rose-Marie Belle
Offshore financial law: trusts and related tax issues. 2nd ed.
2013

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013

COLLINS, Sara
International trust disputes / edited by Sara Collins ... [et al.]
2012

The INTERNATIONAL trust 3rd ed. / general editor David Hayton
2011
British Virgin Islands

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for the British Virgin Islands.

British Virgin Islands Financial Services Commission

The site’s “Legislation” section has full text (PDF) of legislation relating to the following sectors: Anti-money laundering, Corporate structures, Deposit-taking institutions, Governance, Insolvency, Insurance, Intellectual property, International Cooperation, Investment business, and Trusts & estates. There is also an extensive “Form Library”.

www.bermudalaws.bm/SitePages/Home.aspx

Government of the Virgin Islands Official Gazette

The Official Gazette is the official publication of the Government of the British Virgin Islands. The Gazette itself contains government notices; bills, acts and statutory instruments are circulated along with it. It is published weekly, with extraordinary editions appearing as necessary on other days. Free registration permits unlimited access to Gazettes for two months following publication; an enhanced subscription service is also available, allowing complete access to all Gazettes.

https://eservices.gov.vg/gazette/
Cayman Islands

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke; consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and limited partnership legislation and reports of cases

Legislation

Laws: 1907 onwards

Regulations, Rules and Orders: 1964 onwards


Law Reports

Cayman Islands law reports: 1952/1979 onwards
Also available online within the Library (staff log in required)
Cayman Islands

Textbooks

CONYERS DILL AND PEARMAN
Cayman Islands company and commercial law. 2nd ed.
2019

BICKLEY, Christopher
Bermuda, British Virgin Islands and Cayman Islands company law. 4th ed.
2013

KESSLER, James
Drafting Cayman Islands trusts / James Kessler and Tony Pursall
2006

DUCKWORTH, Antony
STAR trusts : the Special Trusts (Alternative Regime) Law 1997 Cayman Islands - 2nd generation of purpose trusts and more
1998

DAVIES, Elizabeth W.
The legal system of the Cayman Islands
1989
Cayman Islands

General Textbooks

INTERNATIONAL trust laws / edited by John Glasson
Loose-leaf: 1992 onwards

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards

PANICO, Paolo
International trust laws. 2nd ed. 2017

WILLIAMS, Richard
A practical guide to the transfer of trusteeships. 3rd ed. / editors Richard Williams, Arabella Murphy and Toby Graham. 2017

HO, Look Chan 4th ed.
Cross-border insolvency : a commentary on the UNCITRAL model law. 4th ed. 2017

KAWALEY, Ian R. C.
Cayman Islands

General Textbooks

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed.
2014

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed.
2013

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013

COLLINS, Sara
International trust disputes / edited by Sara Collins ... [et al.]
2012

The INTERNATIONAL trust 3rd ed. / general editor David Hayton
2011
See Inner Temple Library’s AccessToLaw for more free online resources for the Cayman Islands.

Cayman Islands Government
Provides information about the legal system and contacts for government departments and agencies. There is a link to the separate web site of the government’s Gazette Office, where legal notices are available in the Cayman Islands Gazette 2004 onwards and Acts, Regulations and Bills in the Gazette supplement, also 2004 onwards. The Gazette Office site also contains the latest annual Consolidated Index of Laws and Subsidiary Legislation in force.

www.gov.ky/

Cayman Islands Judicial Administration
Case law consists of Cayman Islands Law Reports and Unreported Judgments (dates vary). These are available by subscription, or with limited access on registration. Legislation (Cayman Islands enacted plus UK laws extended to the Cayman Islands) is available on a similar basis.

www.judicial.ky/
Cyprus

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke ; consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and limited partnership legislation and reports of cases

Legislation

AKROTIRI AND DHEKELIA


CYPRUS
Laws: 1884-1892 ; 1895-1989

Ordinances: 1880-1883

Yasalar: 1965 - 1974

Revisions: 1879; 1924; 1926; 1953; 1959
Cyprus

Case Law

Judgments of the Supreme Court of Cyprus: 1965 - 1984; 1986, pt. 2; 1987, pt. 1

The Cyprus law reports: Vol. 1 (1893) - vol. 24 (1960); 1961 – 1991

Cyprus Constitutional Court reports: Vol. 1 (1960/1961)

General Textbooks

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards

PANICO, Paolo
International trust laws. 2nd ed. 2017

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed. 2014

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed. 2013
Cyprus

General Textbooks

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013

The INTERNATIONAL trust 3rd ed. / general editor
David Hayton
2011

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for Cyprus.

Cyprus Law Reports
Contains the full text of the judgments of the Supreme Court of Cyprus for the period 1976 to 2003. Many of the judgments are in Greek only, but the search engine allows for the use of English keywords.

http://www.cylawreports.com/LRep.dll/MainPg?
Falkland Islands

Legislation

Ordinances: 1885 - 1970; 1979


Revised laws of the Falkland Islands: 1853/2005
[loose-leaf] 1998-2005

Revisions: 1857; 1873; 1884; 1913; 1950

Case Law

The Falkland Islands law reports: 1863/2001

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for Cyprus.

Falkland Islands Statute Law Database
Contains Ordinances, secondary legislation, United Kingdom laws and European Union laws as in force in the Falkland Islands.

www.legislation.gov.fk/
Gibraltar

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke ;
consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and
limited partnership legislation and reports of cases

Legislation

Acts: 2007 onwards

Ordinances: 1867 – 2006

Subsidiary legislation: 1867-1969 ; 1971

Legal notices: 1991 onwards

Revisions: 1935; 1950 (updated to 1963); 1964
(updated to 1974)

Case Law

1988 onwards
Gibraltar

Textbooks

RESTANO, John
Justice so requiring: the emergence and development of a legal system in Gibraltar.
2012

A RED book on Gibraltar.
1965

General Textbooks

INTERNATIONAL trust laws / edited by John Glasson
Loose-leaf: 1992 onwards

INTERNATIONAL trust precedents / general editors: Nicola Bradbury, Keith Bruce-Smith, Murray Hallam
Loose-leaf: 1989 onwards

PANICO, Paolo
International trust laws. 2nd ed.
2017
Gibraltar

General Textbooks

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed.
2013

HARPER, Mark
International trust and divorce litigation. 2nd ed. / editors Mark Harper ... [et al.]
2013

COLLINS, Sara
International trust disputes / edited by Sara Collins ... [et al.]
2012

The INTERNATIONAL trust 3rd ed. / general editor David Hayton.
2011
See Inner Temple Library’s AccessToLaw for more free online resources for Gibraltar.

Gibraltar Courts Service
Includes unreported cases of the Supreme Court and Court of Appeal (PDF) 1996 onwards.
www.gcs.gov.gi/

Gibraltar Financial Services Commission
The GFSC regulates the financial services industry in Gibraltar. Its web site provides a large collection of downloadable legislation, forms and other documents relating to the financial services sector. To display these, select “Regulated Firms”, and choose a subject area.
www.fsc.gi/

Laws of Gibraltar
This official Gibraltar Government web site contains all primary and secondary legislation as currently in force, and bills from 2006 onwards, in PDF. Judgments are included in addition to laws. These currently comprise all judgments published in the hard copy volumes of the Gibraltar Law Reports, commencing in 1812, and judgments, decisions and rulings of Employment Tribunals, 1999 onwards.
www.gibraltarlaws.gov.gi/
Montserrat

Legislation

Ordinances: 1868 - 1956
Acts: 1853 – 1868
Revisions: 1668-1740; 1920; 1962

General Textbooks

KODILINYE, Gilbert
Commonwealth Caribbean law of trusts. 3rd ed. / Gilbert Kodilinye and Trevor Carmichael. 2013

BURGESS, Andrew
Commonwealth Caribbean company law. 2013

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for Montserrat.

Government of Montserrat: Attorney General’s Chambers


www.gov.ms/government/legal-department/attorney-generals-chambers/
Pitcairn Islands

Legislation

Ordinances: 1982 onwards

Subsidiary legislation: 1971 onwards

Legislation: 1952-1971

Revisions: 1971

Textbooks

OLIVER, Dawn
Justice, legality, and the rule of law : lessons from the Pitcairn prosecutions / edited by Dawn Oliver
2009
St Helena, Ascension and Tristan da Cunha

Legislation

ASCENSION


Legislation: 1967 - 1975

TRISTAN DA CUNHA
Ordinances: 1967-1992

Free online resources

See Inner Temple Library’s AccessToLaw for more free online resources for these territories.

Legislation of St Helena, Ascension and Tristan da Cunha
Contains the latest edition of the Revised Laws for each of the three territories, all dated 2017. Individual laws are available in PDF.

Turks and Caicos Islands

Key Texts

SPITZ, Barry
Offshore service / general editor Giles Clarke ;
consulting editor Barry Spitz
Loose-leaf: 1998 onwards
Contains: Commentary, the company, trust and
limited partnership legislation and reports of cases

Legislation


Ordinances: 1861-1958

General Textbooks

INTERNATIONAL trust laws / edited by John
Glasson
Loose-leaf: 1992 onwards
Turks and Caicos Islands

General Textbooks

PANICO, Paolo
International trust laws. 2nd ed.
2017

ANTOINE, Rose-Marie Belle
Confidentiality in offshore financial law. 2nd ed.
2014

ANTOINE, Rose-Marie Belle
Offshore financial law : trusts and related tax issues. 2nd ed.
2013

The INTERNATIONAL trust 3rd ed. / general editor David Hayton
2011
Free Online Resources

Inner Temple Library have created and maintain AccessToLaw, a gateway site providing annotated links to selected UK, Commonwealth and worldwide free legal web sites. A selection of these are provided below, but for more free online legal resources visit:

https://www.accesstolaw.com

CommonLII: Caribbean Law Project

Provides practice directions, case summaries and, in the case of the Supreme Court, judgments 2004 onwards in PDF.

http://www.commonlii.org/resources/55912.html

Eagle-i Internet Portal for Law

A portal, developed by the Institute of Advanced Legal Studies, linking to worldwide legal information sources on the Web. Coverage includes UK, European, foreign, comparative and international law. The database can be searched, with options available to filter the search by country, resource type, or organisation.

https://ials.sas.ac.uk/digital/ials-digital-resources/eagle-i-internet-portal-law

World Legal Information Institute (WorldLII)

Aims to provide free access to worldwide law, with the ability to search over 1800 databases from 123 jurisdictions.

http://www.worldlii.org/
Other Libraries with British Overseas Territories Legal Materials

Inner Temple Library

Primary responsibility for developing collections for the various Commonwealth jurisdictions is divided between Inner Temple and Lincoln’s Inn Libraries. This includes a division between the various British Overseas Territories jurisdictions.

www.innertemplelibrary.org.uk

Institute of Advanced Legal Studies

The Institute of Advanced Legal Studies (IALS) Library has extensive collections of British Overseas Territories legal materials.

https://ials.sas.ac.uk/library

FLAG Foreign Law Guide

The FLAG database provides a gateway to foreign, international and comparative law collections held within UK university and national libraries, and within major practitioners’ law libraries. The database is searchable in several ways and includes descriptions of each collection and links to the web catalogues of contributing libraries.

http://ials.sas.ac.uk/library/flag/flag.htm
Lincoln’s Inn Library
London WC2A 3TN
Tel: 020 7242 4371
Fax: 020 7404 1864
Email: library@lincolnsinn.org.uk
Catalogue: www.lincolnsinnlibrary.org.uk
See also the Library pages on the Inn’s website: www.lincolnsinn.org.uk