

VOL 7 NO 4 | DECEMBER | 2011 ISSN 1744-5523



International Journal of Law in Context

A Global Forum for Interdisciplinary Legal Studies

CAMBRIDGE
UNIVERSITY PRESS

International Journal of Law in Context

Editors-in-Chief

Professor Michael Freeman F.B.A.
Faculty of Laws, University College London, Bentham House,
Endsleigh Gardens, London, WC1H 0EG UK
Email uctlmdf@ucl.ac.uk

Professor Carrie Menkel-Meadow
Georgetown University, Law Center, 600 New Jersey Avenue,
N.W., Washington DC 20001, USA, University of California,
Irvine Law School, USA and Center for Transnational Legal
Studies 37-39 High Holborn, London WC1V 6AA
Email meadow@law.georgetown.edu

Professor David Nelken
Distinguished Professor of Legal Institutions and Social
Change, University of Macerata, Italy and Distinguished
Research Professor of Law, University of Cardiff, UK
Email sen4144@gmail.com

Reviews Editor

Helen Reece
Department of Law
London School of Economics
Houghton Street
London WC2A 2AE
h.reece@lse.ac.uk

International Editorial Board

Maria Aristodemou, Birkbeck College, UK
Professor Dr Franz von Benda-Beckmann, Max-Planck-Institut
für ethnologische Forschung, Germany
Professor Belinda Bennett, University of Sydney, Australia
Professor Susan Boyd, University of British Columbia, Canada
Professor Sandra Burman, University of Cape Town,
South Africa
Professor Tom Campbell, Charles Sturt University, Australia
Dr Anne Cheung, The University of Hong Kong, Hong Kong
Professor Davina Cooper, University of Kent, UK
Professor Roger Cotterrell, Queen Mary, University of London,
UK
Professor Javier A. Couso, Universidad Diego Portales, Chile
Professor Alison Diduck, University College London, UK
Professor Kim Economides, University of Otago, New Zealand
Professor Lawrence M. Friedman, Stanford University, USA
Dr Elaine Genders, University College London, UK
Professor Dame Hazel Genn, University College London, UK
Professor Patrick Glenn, McGill University, Montreal, Canada
Professor John Harris, University of Manchester, UK
Professor Andrew Lewis, University College London, UK
Mavis Maclean, University of Oxford, UK
Professor Christopher McCrudden, University of Oxford, UK
Professor Naomi Mezey, Georgetown University, USA
Professor Rizwaan Mokal, University College London, UK
Professor Bronwen Morgan, University of Bristol, UK
Colm O'Cinneide, University College London, UK
Professor Dawn Oliver, University College London, UK
Professor Philippe Sands Q.C., University College London, UK

Professor Thomas Spijkerboer, University
Amsterdam, Netherlands
Dr Igor Stramignoni, London School Economics and
Political Science, UK
Professor Tim Swanson, University College London,
UK
Professor William Twining, University College
London, UK
Professor Robin West, Georgetown University, USA
Professor Melanie L. Williams, University of Exeter
School of Law, UK

Contents

Articles

- 401–421 Prepare your indicators: economics imperialism on the shores of law and development
Amanda Perry-Kessaris
- 423–446 Tainted law? The Italian Penal Code, Fascism and democracy
Stephen Skinner
- 447–466 Ambiguous symbolisms: recognising customary marriage and same-sex marriage in South Africa
Nicola Barker
- 467–486 The uneasy relationship between national security and personal freedom: New Zealand and the ‘War on Terror’
David Small

Review essay

- 487–503 Having one’s cake and eating it: the paradox of contextualisation in socio-legal research
Reza Banakar

Book reviews

- 505–508 Buying Social Justice: Equality, Government Procurement, and Legal Change
Tim Murphy
- 508–510 Civil Rights in Wartime: The Post 9/11 Sikh Experience
Prakash Shah
- 510–512 Law in Crisis. The Ecstatic Subject of Natural Disaster
Valerio Nitrato Izzo