## CONTENTS

List of contributors page viii Preface and acknowledgments xv

- I Introduction
- The relevance and resonance of the Great Charter of 1215 for religions today
   ROBIN GRIFFITH-JONES AND MARK HILL QC
- 2 Magna Carta 19 LORD JUDGE

### 11 The birth of Magna Carta and the spread of its principles

- Due process in Magna Carta: its sources in English law, canon law and Stephen Langton
  JOHN W BALDWIN
- From Charter to common law: the rights and liberties of the pre-Reformation Church 53
  MARGARET MCGLYNN
- 5 Magna Carta and the law of nations 70 R H HELMHOLZ
- 6 Magna Carta and personal liberty 81 SIR JOHN BAKER QC
- Towards a new Magna Carta for early modern England
  JOHN WITTE, JR

#### CONTENTS

8 Differences over the foundation of law in seventeenth- and eighteenth-century America 136
 DAVID LITTLE

# 111 Comparative religious approaches to Magna Carta's rule of law

9 Quranic Magna Carta: on the origins of the rule of law in Islam 157
 WAEL B HALLAQ

10 Justice in Islamic legislation 177

- 11 Shari'a and the rule of law: preserving the realm 196 ANVER M EMON
- 12 Democracy and the power of religion: some lessons from India 215 SUDIPTA KAVIRAJ
- The still small voice of Magna Carta in Christian law today 229
   NORMAN DOE
- Magna Carta, rule of law and religious diversity 248
  MALEIHA MALIK

## IV The contemporary inheritance of Magna Carta

- The development of human rights thought from Magna Carta to the Universal Declaration of Human Rights
   267
   SIR RABINDER SINGH
- Strasbourg's approach to religion in the pluralist democracies of Europe 281
   JAVIER MARTÍNEZ-TORRÓN
- 17 The Great Covenant of Liberties: biblical principles and Magna Carta 301LORD SACKS

vi

- The cardinal rule of religion and the rule of law: a musing on Magna Carta 314
   SIMON LEE
- Strengthened by the rule of law: the message of Magna Carta for religions todayA 334LORD DYSON

Appendix: The Charters in translation338Bibliography372Index389