ISSN: 2753-5746

CAMBRIDGE LAW REVIEW

VOLUME 8
ISSUE 1
SPRING 2023

CAMBRIDGE LAW REVIEW EDITORIAL BOARD

EDITORS
Sebastian Kjærnli Aguirre
Ollie Bacon
Neelabh Kumar Bist
Rupal Chhaya
Marcus Choy

Thajaswini Coimbatore Balasubramanian

Cameron Coleman Benjamin Conlon

Renatus O F Derler

Spyridon Drakopoulos

Wednesday Eden

Zhi Geng

Adhiraj Gupta

Ryan Henry Ho

Eponine Howarth

Sadie Hughes Niharika Julka

Mehera Kochar

Varad Sumant Kolhe

Kui Li

Harry Maunder

Su Jia Moh

Leo Pang

Kamakshi Puri

Matthew Raffety

Aparna Raju

Dikshit Sarma Bhagabhati

Srijan Somal

Ishita Soni

Devina Srivastava

Christopher Symes

Elle Wintle

Kai Yeo

Cameron Zhang

INTERNATIONAL EDITORS

Jocelyn Catenacci

Western University

Alan Gül

Leiden University

Amanda Huang

University of Virginia

Nicholas Hui

University of Melbourne

Miranda Lalla

Leiden University

Blair Michael Ntambi

University of Cape Town

Lena Raxter

University of Ottawa; American University

Rosa Maria Torraco

University of Bologna

EDITORIAL

It is with great pleasure that we present the Spring Issue of Volume 8 of the *Cambridge Law Review*. Now in its eighth year, the journal has continued to receive many remarkable submissions from around the world, a testament to its profile and reputation, and—more importantly—to the exceptional quality of the work of previous editors, from which we continue to benefit, and for which we are grateful.

The articles published in this Issue offer insight into a wide range of contemporary legal issues, including liability in respect of artificial intelligence and automated systems; the place of digital assets within the framework of property law; women's rights within Ghana's marital property regime; the proportionality test as applied in Indian constitutional law; the approach taken by Austrian and German courts to what might loosely be termed 'political' questions; and the protection of sound marks and phonograms in EU intellectual property law. Perhaps closer to home, this Issue also discusses the implications of the Retained EU Law (Revocation and Reform) Bill—colloquially known as the 'Brexit Freedoms Bill'—which is currently making its way through Parliament at the time of publication and has been the subject of considerable public debate. The breadth and depth of the articles published will hopefully make them of interest to British and international, student and professional audiences alike. The international and comparative nature of many of the articles in this Issue also serve as a reminder that there is much to be gained from an understanding of the laws of other jurisdictions.

We would like to express our gratitude to the Editorial Board for their work in reviewing and editing submissions, especially to our team of International Editors for providing comments and guidance in respect of submissions pertaining to jurisdictions other than England and Wales.

We look forward to presenting the Autumn Issue later this year.

Leo Pang and Sebastian Aguirre *March 2023*

TABLE OF CONTENTS

The Guilty (Silicon) Mind: Blameworthiness and Liability in Human-Machine Teaming]
Brendan Walker-Munro and Zena Assaad	
Does the United Kingdom Need the 'Brexit Freedoms Bill'? Amy Appenteng Daniels	25
Towards an Idea of Digital Asset Ownership Kan Jie Marcus Ho	41
A Question Not for the Courts to Answer: A Thematic Analysis of the Recent Jurisprudence of the German Federal Constitutional Court and the Austrian Constitutional Court through the Lens of the Political Question Doctrine Clara Valeria Kammeringer	72
Building a Bridge to a Culture of Justification: Guidelines for Designing the Standard of Proportionality in India Rudraksh Lakra	104
Strengthening Women's Right to Property Acquired During Marriage: A Study of Ghana's Legal Framework Priscilla Akua Vitoh	133
Artistic Expression at Risk: The Overlap of Sound Mark Protection and Phonogram Protection in EU IP Law Rémi Saidane	152