

Court library notes

by Frieda Evans, Librarian

We have decided to be more selective with what we have included in *Balance* this month. If you would like the comprehensive indexing sent to you by e-mail on a monthly basis, please send a message to frieda.evans@nt.gov.au. Please let us know if you prefer the shorter format or would like us to keep to the previous amount.

Magistrates decisions are now available on SCALEPLUS on the Internet. Only a few decisions have been sent so far but earlier decisions will be sent later. They are on the same site as the Supreme Court decisions

NEW BOOKS

This is a selection of the volumes received by the library in June 1999.

Damages

CONTRIBUTION BETWEEN PERSONS LIABLE FOR THE SAME DAMAGE / New South Wales Law Reform Commission. Sydney: New South Wales Law Reform Commission, 1999.

346.03 CONT

Domestic Violence

MODEL DOMESTIC VIOLENCE LAWS: REPORT: APRIL 1999 / Domestic Violence Legislation Working Group (Australia) Canberra: The Working Group, 1999.

345.02555 DOME

Family Law

PROPERTY & FAMILY LAW: OPTIONS FOR CHANGE: A DISCUSSION PAPER Barton, ACT: Attorney-General's Dept, 1999.

346.041 PROP

RECENT ARTICLES

Company law

McQueen, Rob - Life without Salomon Federal Law Review Vol 27(2) 1999pp: 181-202

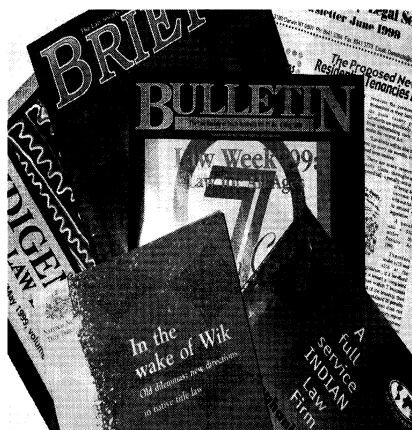
Ville, Simon P - Judging Salomon: corporate personality and the growth of British capitalism in a comparative perspective Federal Law Review Vol 27(2) 1999 pp: 203-216

Courts

Donaghue, Stephen - The future of the judicial role of the House of Lords Public Law Review Vol 10(2) 1999 pp: 104-107

Gleeson, Murray - Legal oil and political vinegar Law Institute Journal Vol 73(5) 1999pp: 50-54

Traves, A R - Guidelines for the use of technology in litigation in any civil matter Law Institute Journal Vol 73(7) 1999pp: 80-81



Genetically modified foods

Waldron, Andrew - Frankenstein farms? Solicitors Journal Vol 143(22) 1999pp: 532-533

GST

Davine, Derry - Impact of GST on leases and licences - Part 1 & 2 Law Institute Journal Vol 73(5) 1999 pp: 82-84, 89-92

Sinclair, Andrew - Solicitors warned about contracts beyond 2000 Bulletin Vol 21(5) 1999pp: 30-31

Industrial relations

Catanzariti, Joe - Redundancy payments: why make them and how to calculate? Law Society Journal Vol 37(3) 1999pp: 31

Law office management

Mannering, Hannu - 'Paperless' or 'less paper' office - possibilities for savings? Ethos Vol No 174 1999pp: 21-22

McLure, Pamela - Satisfying your clients: winning isn't everything! Law Institute Journal Vol 73(5) 1999 pp: 22-23

Julian, Linda - Improving lawyer performance - what works and what doesn't. Law Institute Journal Vol 73(5) 1999pp: 66-73

Hamill, Derek - Document attachments to email Law Society Journal Vol 37(3) 1999pp: 52-53

McNaughton, Valerie - Active listening: applying mediation skills in the courtroom Judges' Journal Vol 38(2) 1999pp: 23-24, 46-48

Legal costs

Johnson, Marija - Principles of charging by time Law Institute Journal Vol 73(6) 1999 pp: 96-97

Native title

McIntyre, Greg - Administrative avalanche: The Application of the Registration Test under the Native Title Act 1993 (Cth) Indigenous Law Bulletin Vol 4(20) 1999pp: 8-11

Lane, Patricia - Native Title litigation Australian Bar Review Vol 18(2) 1999pp: 147-165

Begg, Sheila - Indigenous land use agreement - first for the Northern Territory Native Title News Vol 4(3) 1999pp: 47

Negligence

Swanton, Jane - Contributory negligence is not a defence to actions for breach of contract in Australian law - *Astley v Austrust Ltd* Journal of Contract Law Vol 14(3) 1999pp: 251-264

Livesey, Mark - *Astley v Austrust Ltd*: The High Court decision in a landmark negligence case Bulletin Vol 21(5) 1999pp: 14-15

Edwards, Claire - Contributory negligence defence in contract left hanging Law Society Journal Vol 37(5) 1999 pp: 55-57

Privilege

Sackville, Ronald - Lawyer/client privilege Australian Bar Review Vol 18(2) 1999 pp: 104-114

Erskine, Christopher - Can a bankrupt claim legal professional privilege against a trustee in bankruptcy? Ethos Vol No 174 1999 pp: 10-11, 15

Flitcroft, Richard - The shifting sands of legal professional privilege Law Society Journal Vol 37(3) 1999 pp: 29

Provocation

Hocking, Barbara Ann - Limited (and gendered?) concessions to human frailty: frightened women, angry men and the law of provocation Psychiatry, Psychology and Law Vol 6(1) 1999 pp: 57-66

Succession

White, Kevin J - Deceased estates: the role, duties and obligations of executors and administrators Law Society Journal Vol 37(5) 1999 pp: 44-49

Video conferencing

Wente, Gary H - Courtroom video conferencing comes of age: a report from the Tenth Circuit Judges' Journal Vol 38(2) 1999 pp: 28-29

Konstantopoulos, Voula - Video conferencing in civil cases in Victoria Law Institute Journal Vol 73(7) 1999 pp: 71-73

Wills

Aitken, Ken - Execution of wills - the solicitor's duty Law Institute Journal Vol 73(6) 1999 pp: 80-81

Y2K

Hughes, Gordon - The Y2K bug and frustration of contracts Law Institute Journal Vol 73(5) 1999 pp: 30-31

Jolly, Edward - Y2K: step beyond the harbingers of doom Bulletin Vol 21(5) 1999 pp: 18-20

Priestley, Greg - Are you prepared?: supply chain issues, contingency planning Law Society Journal Vol 37(3) 1999 pp: 56-57

Hughes, Gordon - Y2K warranties and disclaimers Law Institute Journal Vol 73(7) 1999 pp: 36-37

Zero tolerance policing

Darcy, David - Zero tolerance - not quite the influence on NSW policing some would have you believe Current Issues in Criminal Justice Vol 10(3) 1999 pp: 290-298

Cunneen, Chris - Zero tolerance policing and the experience of New York City Current Issues in Criminal Justice Vol 10(3) 1999 pp: 299-313

NT LEGISLATION

Legislative changes in July 1999, notified in the *NT Government Gazette*

New Acts

26/99 Lands & Mining (Misc. Amdts) (No. 2) Act 1999 (17.6.99)

27/99 Statute Law Revision Act 1999 (18/6/99) (s7(2) - N/C)

28/99 Batchelor Institute of Indigenous Tertiary Education Act 1999 (1.7.99)

29/99 Pay-roll Tax Amdt Act 1999 (1.7.99)

30/99 Legal Practitioners Amdt Act 1999 (N/C)

31/99 Anti-Discrimination Amdt Act 1999 (18.6.99)

32/99 Stock Diseases Amdt Act 1999 (N/C)

33/99 Sentencing Amdt Act (No 2) 1999 (1.7.99)

34/99 Juvenile Justice Amdt Act (No 2) 1999 (1.7.99)

35/99 Financial Sector Reform (Northern Territory) Act 1999 (N/C)

36/99 Appropriation Act 1999-2000 (1.7.99)

New regulations

19/99 Mining Regulations Amdt (9.6.99)

20/99 Justices (TINES) Regulations Amdt (1.7.99)

21/99 Pay-roll Tax Regulations Amdt (1.7.99)

22/99 Registration Regulations Amdt (1.7.99)

23/99 Motor Vehicles (Fees and Charges) Regs Amdt (1.7.99)

24/99 Water Supply and Sewerage Regulations Amdt (1.7.99)

Conference papers from the Criminal Lawyer's Conference, Bali 1999, available from the Law Society NT.

Conference opening, Denis Burke MLA, Chief Minister of the NT.

Keynote address by Justice Michael Kirby, High Court of Australia.

Justice for the Courts, Chief Justice Brian Martin, Supreme Court of the NT.

The High Court and Criminal Law: the last decade, a sign of things to come, David Grace QC, Barrister & Solicitor, Melbourne.

Current Issues in Criminal Law, Sir Anthony Mason, Former Chief Justice of the High Court.

The Mickelburg Saga and the Public Purse, Stephen Pallaras, Senior Crown Prosecutor, Perth.

Musings on the Magistracy, Alisdair McGregor SM, Katherine.

Don't give me any L.I.P., Justice Dean Mildren, Supreme Court of the NT.

Sentencing Drug Addicted Offenders, Stephen Odgers, Barrister, Sydney.

Different Methods of Managing Heroin, Tony Parsons, Barrister and Solicitor, Melbourne.

Advocacy Skills Workshop, David Grace QC, Barrister and Solicitor, Melbourne, Director, Australian Advocacy Institute.

The Criminal Trials Practice Bill (Vic), Geoffrey Flatman QC, DPP, Victoria.

Seriously Sexy Criminal Trial Practice, Richard Coates and Jenny Blokland, Director of NT Legal Aid Commission, and General Counsel with the NT DPP, respectively.

Restorative Justice, Elizabeth Morris & Tony Fitzgerald, Solicitor, NTLAC and Senior Mediator and Coordinator, Resolve NT, respectively.

Twelve Months in the Magistrates Court, Hugh Bradley CM, Chief Magistrate of the NT.

The Sentencing Act (NT) 1998: Sentencing Principles, Purposes and Orders, John Lowndes SM, Darwin.

Mandatory Sentencing, Jonathon Hunyor and Russell Goldflam, Solicitors with NTLAC, in Darwin and Alice.

The Truly Reclaimable Drug Offender, Rob Melasecca, Barrister and Solicitor, Melbourne.

The Franco Branco Case, Artidjo Alkostar, Artidjo Alkostar, SH & Associates, Yogyakarta.