

Court library notes

by Frieda Evans, Librarian

NEWS

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NEW BOOKS

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

Fox, Richard
Sentencing: State and federal law in Victoria. OUP. 1999. 2nd edition
345.077 FOX

Freckleton, Ian
The Law of Expert Evidence. LBC. 1999.
347.067 FREC

Fricke, Graham
Tales from the courts. Lothian. 1999.
347.01 FRIC

RECENT ARTICLES

Aborigines, Aust
McCausland, Sally
Protecting communal interests in indigenous artworks after the Bulun Bulun case Indigenous Law Bulletin Vol 4(22) 1999pp: 4-6

Loughnan, Arlie - Kin kava Indigenous Law Bulletin Vol 4(22) 1999pp: 7-9

Edis, Jessica - Cubillo gives the stolen generations the go-ahead Indigenous Law Bulletin Vol 4(22) 1999pp: 18-19

Administrative tribunals
Rose, Alan - The adversarial model and the administrative tribunal Judicial Review Vol 4(2) 1999 pp101-125

Molesworth, Simon R - The new Victorian Civil and Administrative Tribunal Judicial Review Vol 4(2) 1999 p p 153-177

Civil procedure

Riethmuller, Grant T - The Uniform Civil Procedure Rules Queensland Lawyer Vol 20(1) 1999pp: 14-17

Martino, DJ - Without prejudice communications at pre-trial conferences Brief Vol 26(7) 1999pp: 36-37

Courts

Lake, Jo - The development and implementation of a constitutional partnership: making the courts more effective Journal of Judicial Administration Vol 9(1) 1999pp: 37-54

Courts - IT

Wallace, Anne - The challenge of information technology in Australian courts Journal of Judicial Administration Vol 9(1) 1999pp: 8-36

Criminal law

Gray, Stephen - "I didn't know, I wasn't there": common purpose and the liability of accessories to crime Criminal Law Journal Vol 23(4) 1999pp: 201-217

Moen, David PA - The cyclone of change on 'no case to answer' submissions - the Kiwi Electrix case Brief Vol 26(7) 1999pp: 19-20

Criminal liability

Tolmic, Julia - Intoxication and criminal liability in New South Wales: a random patchwork? Criminal Law Journal Vol 23(4) 1999pp: 218-237

Criminal proceedings

West, Andrew - Streamlining criminal proceedings Queensland Lawyer Vol 20(1) 1999pp: 18-20

Damages

Turner, Clive - High Court: contractual damages for professional negligence are not reduced by client's contributory negligence Queensland Lawyer Vol 20(1) 1999pp: 5-8

Keen, John - The Full Court giveth and the Full Court taketh away: effects of the Supreme Court decision in 'Duke Group' Bulletin Vol 21(7) 1999pp: 24-25

Dispute resolution

Ferguson, David - Expert determination of disputes: the Fermentation Industries

case Australian Dispute Resolution Journal Vol 10(3) 1999pp: 161-164

Drug offences

Franco, Peter - Share and share alike Queensland Lawyer Vol 20(1) 1999pp: 21-24

Environmental law

Gardner, Katherine - The open and shut "bat case" Law Society Journal Vol 37(7) 1999pp: 65-66

Euthanasia

Hamilton, Richard - Assisted suicide: morals and ethics Solicitors Journal Vol 143(30) 1999pp: 734-735

Family law

Levy, Deborah - Second time around Solicitors Journal Vol 143(29) 1999pp: 704-705

Benjamin, Robert - Can child maintenance arrears be discharged after maintenance orders cease to be in force? Law Society Journal Vol 37(7) 1999pp: 24, 26

Forensic pathology

Lynch, Matthew J - Forensic pathology: redefining medico-legal death investigation Journal of Law and Medicine Vol 7(1) 1999pp: 67-74

GST

Richards, Robert - A constitutional snag for the GST Law Society Journal Vol 37(7) 1999pp: 26-27

Holmes, Peter - Claims, settlements and the GST: who supplies what, to whom and for what consideration? Bulletin Vol 21(7) 1999pp: 28-30

Industrial relations

Spry, Max - Industrial Relations Act 1999 Queensland Lawyer Vol 20(1) 1999pp: 9-13

Catanzariti, Joe - Asking the right questions about an employee's history is crucial Law Society Journal Vol 37(7) 1999pp: 31-32

Injunctions

Devonshire, Peter - Mareva injunctions and third parties: exposing the subtext Modern

Law Review Vol 62(4) 1999 pp: 539-563

Judges

Lloyd, David - Judicial accountability

Judicial Review Vol 4(2) 1999pp: 87-100

McWilliams, Evelyn - Keeping judges independent: guidelines for the relationship between the judiciary and parliament Law Society Journal Vol 37(7) 1999pp: 50-52

McWilliams, Evelyn - What sort of judges do we want? And how should we choose them?: a dialogue on judicial reform Law Society Journal Vol 37(7) 1999pp: 53-54

Curriculum Vitae of High Court - (things you wanted to know, but were too afraid to ask?) Bulletin Vol 21(7) 1999 pp: 18-20

Landlord and tenant

Draper, Michael - Peaceable re-entry and insolvent tenants Solicitors Journal Vol 143(29) 1999pp: 716-717

Law office management

Livermore, Maree - How to keep clients coming back to your website Law Society Journal Vol 37(7) 1999pp: 36

Mediation

Vann, Vicki J - Confidentiality in court sponsored mediation: disclose at your own risk? Australian Dispute Resolution Journal Vol 10(3) 1999pp: 195-205

Medical law

Bridge, Caroline - Religious beliefs and teenage refusal of medical treatment Modern Law Review Vol 62(4) 1999pp: 585-594

de Cruz, Peter - Adolescent autonomy, detention for medical treatment and Re C Modern Law Review Vol 62(4) 1999pp: 595-604

Medical negligence

Reid, Scarlet - Res ipsa loquitur: a Chameleon in medical negligence cases Journal of Law and Medicine Vol 7(1) 1999pp: 75-86

Mining law

Sceales, Alexander - Certiorari and the Minister's discretion under the Mining Act Brief Vol 26(7) 1999 pp: 26-29

Mortgages

Aitken, Lee - Equity and the defaulting

mortgagor: a case for statutory relief?

Law Society Journal Vol 37(7) 1999 pp: 67-68

Negligence

Legg, Michael - High Court's decision on concurrent liability and contributory negligence in Astley v Austrust Ltd Australian Bar Review Vol 18(3) 1999 pp: 262-282

Partnership

Keen, John - The Full Court giveth and the Full Court taketh away: effects of the Supreme Court decision in 'Duke Group' Bulletin Vol 21(7) 1999 pp: 24-25

Personal injuries

Goudkamp, Tom - Motor Accidents Compensation Act (1999) Law Society Journal Vol 37(7) 1999 pp: 62-64

Privilege

McNicol, S B - Client legal privilege and legal professional privilege: considered, compared and contrasted Australian Bar Review Vol 18(3) 1999pp: 189-213

Professional negligence

Turner, Clive - High Court: contractual damages for professional negligence are not reduced by client's contributory negligence Queensland Lawyer Vol 20(1) 1999pp: 5-8

Quarantine

Kelsall, Helen - Public health law and quarantine in a federal system Journal of Law and Medicine Vol 7(1) 1999 pp: 87-95

Real property law

Cahill, Tony - When is a conceptual alignment a proposal? Law Society Journal Vol 37(7) 1999pp: 34-35

Refugees

Andonian, Bernard - Persecution and refugee status Solicitors Journal Vol 143(30) 1999pp: 732-733

Res Judicata

Handley, Hon Justice KR - Res judicata: general principles and recent developments Australian Bar Review Vol 18(3) 1999pp: 214-224

Sale of land

Stickley, Amanda - Strict measure of time of the essence Queensland Lawyer Vol 20(1) 1999pp: 3-4

Sentencing

Shute, Stephen - Who passes unduly lenient sentences? How were they listed?: a survey of Attorney-General's Reference Cases, 1989-1997 Criminal Law Review 1999pp: 603-626

Henham, Ralph - Bargain justice or justice denied? Sentence discounts and the criminal process Modern Law Review Vol 62(4) 1999pp: 515-538

Summary offences

Fenwick, Helen - The right to protest, the Human Rights Act and the margin of appreciation Modern Law Review Vol 62(4) 1999pp: 491-514

Taxation

Retallack, Tim - Brown and Steele: book ends with interest Brief Vol 26(7) 1999pp: 17-18

Torts

McLean, Sheila - Law, ethics and medical progress: Allies or adversaries? Journal of Law and Medicine Vol 7(1) 1999pp: 25-35

Witnesses

Davidson, Tom - Assessing the credit of witnesses Judicial Review Vol 4(2) 1999 pp: 141-152

Bull, Ray - Questioning approach Solicitors Journal Vol 143(29) 1999pp: 706-707

NT LEGISLATION

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

New reprints

Bail Act - 18.6.99
Justices Act - 1.6.99
Traffic Act - 1.6.99

Commencements

25/99 Australasia Railway (Third Party Access) Act 1999 (2.9.99)