

# Court library notes

by Frieda Evans, Librarian

## STAFF

RAVI SHARMA will be returning to the library for January and February, while Bronwyn is away. Ravi left the library 3 years ago, after working as Legislation Clerk for 4 years. Ravi will be processing the new volumes for the library as well as checking that the legislation is up-to-date.

## LIBRARY COLLECTION

Please could all library materials on loan be returned as we are checking the library collection in January.

## RECENT ARTICLES

### Aborigines, Aust

Brown, Ken - Paper promise? - the constitutional prescription of customary law in the Northern Territory Alternative Law Journal Vol 24(5) 1999 pp: 221-223, 232

McMahon, Karen - Set back for stolen generation: Williams v The Minister, Aboriginal Land Rights Act & Anor Indigenous Law Bulletin Vol 4(24) 1999 pp: 11-13

### Banking law

House, Fred - How to work with online banking systems Law Society Journal Vol 37(11) 1999 pp: 70-71

### Barristers

Yeo, Stanley - Dismantling barristerial immunity Queensland University of Technology Law Journal Vol 14 1998 pp: 12-22

MacDonald, Arlene - Lawyers in practice and the GST - Barristers at the independent bar Bulletin Vol 21(10) 1999 pp: 24-26

### Companies

Shaw, Jeff - Incorporation of legal practices under the Corporations Law: the Attorney General expands his proposals Law Society Journal Vol 37(10) 1999 pp: 66-70

### Consumer law

Butcher, Alistair - Price exploitation under part VB of the Trade Practices Act and legal services Ethos Vol No 176 1999 pp: 8-10

Morrison, Simon - Small fry v large fry: Hurley v McDonalds Australia Ltd Plaintiff Vol Issue 36 1999 pp: 26-27

### Contracts law

Sanders, Jane - A legal limbo for children making contracts Law Society Journal Vol 37(10) 1999 pp: 60-61

### Corporations Law

Whincop, Michael J - Trading places: thoughts on federal and state jurisdiction in Corporate Law after Re Wakim Company and Securities Law Journal Vol 17(8) 1999 pp: 489-506

Baxt, Robert - The Wakim decision: what should be done to overcome its impact? Company and Securities Law Journal Vol 17(8) 1999 pp: 518-521

### Courts

Beaumont, Bryan - The self-administering court - from principles and pragmatism Journal of Judicial Administration Vol 9(2) 1999 pp: 61-69

McBeth, Veronica Simmons - Reclaiming the courts' historic role: judges as leaders in their communities Judges' Journal Vol 38(4) 1999 pp: 19-23, 44-46

Kirby, Michael - Australia's courts - a quarter century of change Queensland University of Technology Law Journal Vol 14 1998 pp: 1-11

### Defamation

Gillooly, Michael - False innuendoes and the Polly Peck defence Tort Law Review Vol 7(3) 1999 pp: 189-194

### Domestic violence

Dick, Toni - She gave as good as she got? Family violence, interim custody/residence and the Family Court Queensland University of Technology Law Journal Vol 14 1998 pp: 40-72

Nyman, Trevor - Apprehended violence orders: industry or disease? Law Society Journal Vol 37(11) 1999 pp: 52-55

### Enduring powers of attorney

Aitken, Ken - Enduring powers and wills Law Institute Journal Vol 73(12) 1999 pp: 94

### Evidence

Keenan, Caoline - Interviewing allegedly abused children with a view to criminal

prosecution Criminal Law Review 1999 pp: 863-873

Zaltzman, Nina - Relitigating the admissibility of a confession: collateral attack on acquittal in subsequent criminal proceedings Criminal Law Review 1999 pp: 886-888

McMullan, John - Expert witnesses - who plays the saxophones? Journal of Judicial Administration Vol 9(2) 1999 pp: 94-118

### Family law

Field, Rachael - Family law mediation: process imbalances women should be aware of before they take part Queensland University of Technology Law Journal Vol 14 1998 pp: 23-39

Watts, Garry - Do family lawyers need to worry about the GST? Law Society Journal Vol 37(10) 1999 pp: 31-32

Creighton, Alison - Less and more: providing legal aid in family law matters Reform Vol No 75 1999 pp: 60-64

Dickey, Anthony - The best interests of the child in a non-Convention abduction case Australian Law Journal Vol 73(12) 1999 pp: 867-868

### GST

Watts, Garry - Do family lawyers need to worry about the GST? Law Society Journal Vol 37(10) 1999 pp: 31-32

Durack, J W - GST and insurance Australian Tax Review Vol 28(4) 1999 pp: 189-196

### Insurance law

Gray, Geraldine - The changing face of legal practice and implications for professional indemnity insurance Insurance Law Journal Vol 11(1) 1999 pp: 72-80

### International law

Blake, Nicholas - Torture, persecution and the state: recent developments in international law Reform Vol No 75 1999 pp: 10-14

### Judges

Jamieson, Philip - Court proceedings, adversarial process and the role of the judicial assistant Journal of Judicial Administration Vol 9(2) 1999 pp: 81-93

## **Jurisdiction**

Recent developments in cross-vesting of jurisdiction Journal of Judicial Administration Vol 9(2) 1999 pp: 57-60

## **Law office management**

Fleming, Kate - How can lawyers be effective at winning new work? New Law Journal Vol 149(6905) 1999 pp: 1412-1413

Key, Sally - A what, why and how of practice management systems Law Society Journal Vol 37(10) 1999 pp: 72-75

## **Legal drafting**

Butt, Peter - Plain language in property law: uses and abuses Australian Law Journal Vol 73(11) 1999 pp: 807-821

## **Legal ethics**

The basics - how long must trust records be kept? Bulletin Vol 21(10) 1999 pp: 12

Mulherron, Rachael - Solicitors' conflicts - the other scenarios Bulletin Vol 21(10) 1999 pp: 29-31

## **Legal profession**

Storer, Jeremy - Lawyer 'oversupply' a myth: latest legal sector study finds new grads not short of employment Bulletin Vol 20(7) 1998 pp: 15

Shaw, Jeff - Incorporation of legal practices under the Corporations Law: the Attorney General expands his proposals Law Society Journal Vol 37(10) 1999 pp: 66-70

Gray, Geraldine - The changing face of legal practice and implications for professional indemnity insurance Insurance Law Journal Vol 11(1) 1999 pp: 72-80

## **Litigants in person**

Mildren, Dean - Don't give me any LIP - the problem of the unrepresented litigant in criminal trials Australian Bar Review Vol 19(1) 1999 pp: 30-40

## **Medical negligence**

Neilson, Elise - Chappel v Hart: the problem with the common sense test of causation University of Queensland Law Journal Vol 20(2) 1999 pp: 318-323

Nisselle, Paul - Managing risks in medical practice Journal of Law and Medicine Vol 7(2) 1999 pp: 130-139

## **Native title**

Komesaroff, Andrew - Native title amendments and international law Law Institute Journal Vol 73(12) 1999 pp: 78-81

De Soyza, Anne - Northern Territory's alternative native title scheme and the Senate Indigenous Law Bulletin Vol 4(24) 1999 pp: 7-10

## **Negligence**

Phegan, Colin - The tort of negligence into the new millennium Australian Law Journal Vol 73(12) 1999 pp: 885-903

## **Warner, Ken**

Assumption of responsibility and economic loss in negligence law Australian Law Journal Vol 73(12) 1999 pp: 904-907

## **Partnership law**

Wainwright, Robert - High Court shifts in treatment of partnership losses Plaintiff Vol Issue 36 1999 pp: 38-40

## **Piracy**

Sinopoli, Donna - Piracy - a modern perspective Queensland University of Technology Law Journal Vol 14 1998 pp: 159-175

## **Professional liability**

Dugdale, Anthony M - Caparo ten years on - limiting audit liability Tort Law Review Vol 7(3) 1999 pp: 213-225

Jones, Michael A - The Bolam test and the responsible expert Tort Law Review Vol 7(3) 1999 pp: 226-250

## **Refugees**

Pipe, Margaret - Operation Safe Haven: a new era in temporary protection Reform Vol No 75 1999 pp: 33-35

Sidoti, Chris - Immigration detention: a question of human rights Reform Vol No 75 1999 pp: 36-40

## **Sentencing**

Goldflam, Russell - Mandatory sentencing and the concentration of powers Alternative Law Journal Vol 24(5) 1999 pp: 211-215

Spigelman, JJ - Sentencing guideline judgments Australian Law Journal Vol 73(12) 1999 pp: 876-884

## **Social security**

Riggali, David - Changes to social security preclusion periods Bulletin Vol 21(10) 1999 pp: 26-28

## **Sports law**

Davenport, Geoff - The regulation of sports agents in New Zealand Rugby and beyond: is there a need for legislation Canterbury Law Review Vol 7(2) 1999 pp: 371-402

## **Bufl, Tony**

Drug testing in sport: legal challenges and issues University of Queensland Law Journal Vol 20(2) 1999 pp: 153-185

## **Torts**

Long, Peter - The wreck of the Willemstad found in a potato field Plaintiff Vol Issue 36 1999 pp: 8-13

Scattini, Damien - Pure economic loss Plaintiff Vol Issue 36 1999 pp: 14-17

## **Trade practices**

Newton, David - Franchising Code of Conduct Ethos Vol No 176 1999 pp: 7

Butcher, Alistair - Price exploitation under Part VB of the Trade Practices Act and legal services Ethos Vol No 176 1999 pp: 8-10

## **Wills**

Barrett, R I - Validity of unsigned wills Australian Law Journal Vol 73(11) 1999 pp: 805-806

## **NT LEGISLATION**

Legislative changes in November-December 1999, notified in the *NT Government Gazette*

## **New Acts**

42 New tax System Price Exploitation Code (NT) Act 1999 (10.12.99)

## **New regulations**

36 Fisheries Regulations (01.12.99)

37 Traffic Regulations (01.12.99)

38 Police Administration (Fees) Regulations (08.12.99)

39 Mining Regulations Amdt (22.12.99)\*

40 Community Welfare Amdt (22.12.99)\*

41 Juvenile Justice (Juveniles' Infringement Notice Enforcement Scheme) Regulations (22.12.99)\*