

# COURT LIBRARY NOTES

## NEW BOOKS

This is a selection of the volumes received by the library in April 2001.

*Australian Family Law Act 1975, With Regulations And Rules.* / 20th ed. consolidated to 12 February 2001. — North Ryde, NSW: CCH Australia, 2001. 346.0150263 CCH21 Location: D ASM

*Costs Assessment And GST: A Paper Presented For The Continuing Professional Education Department Of The College Of Law On Tuesday, 21st November 2000 / Vine-Hall, Deborah.* — St Leonards, NSW: The Department, 2000. 347.077 VINE Location: D

*Recognising Aboriginal And Torres Strait Islander Rights / Council for Aboriginal Reconciliation (Australia) — [Kingston ACT]: Council for Aboriginal Reconciliation, 2000.* 342.0872 RECO Location: D

*Reconciliation: Australia's Challenge: Final Report Of The Council For Aboriginal Reconciliation To The Prime Minister And The Commonwealth Parliament / Council for Aboriginal Reconciliation.* — Canberra: Council for Aboriginal Reconciliation, 2000. 305.89915 RECO Location: D AS

*Sustaining The Reconciliation Process / Council for Aboriginal Reconciliation (Australia) — [Kingston, ACT]: Council for Aboriginal Reconciliation, 2000.* 305.89915 SUST Location: D

## RECENT ARTICLES

### Aborigines, Canadian - citizenship

Borrows, John - Uncertain citizens: Aboriginal peoples and the Supreme Court *Canadian Bar Review* Vol 80(1/2) 2001pp: 15-41

### Amicus curiae

Williams, George - The amicus curiae and intervener in the High Court of Australia: a comparative analysis *Federal Law Review* Vol 28(3) 2000 pp: 365-402

### Aviation accidents

Burnett, M J F - Boards of inquiry and military aviation accidents - their evidentiary value in actions for personal injury *Plaintiff* Vol Issue 44 2001 pp: 18-21

## Aviation law

McIlwaine, R S - New developments in international air carriers liability for death and personal injury to passengers *Plaintiff* Vol Issue 44 2001 pp: 6-8

Sydes, Brendan - Injuries during the course of international air travel *Plaintiff* Vol Issue 44 2001 pp: 10-13

Withers, Brian - Appeal dismissed with costs *Plaintiff* Vol Issue 44 2001 pp: 14-17

Goudkamp, Tom - Acting for the plaintiff in an overseas aircraft product liability case *Plaintiff* Vol Issue 44 2001 pp: 22-23

## Banking

Stanton, Keith M - Defining misfeasance in public office *Tort Law Review* Vol 9(1) 2001 pp: 20-23

Sugar, Simon - Banking on dispute resolution *Solicitors Journal* Vol 145(14) 2001 pp: 338-339

## Cannabis

Boister, Neil - Decriminalising the personal use of cannabis in the United Kingdom: does International law leave room for manoeuvre? *Criminal Law Review* Vol March 2001 pp: 171-183

Boister, Neil - Decriminalising the personal use of cannabis in the United Kingdom: does international law leave room for manoeuvre? *Criminal Law Review* Vol March 2001 pp: 171-183

## Consumer law

Hodge, Chris - Product liability for old products *New Law Journal* Vol 151 2001 pp: 424-426

## Conveyancing

Cocks, Russell - Electronic conveyancing: Challenges for the Torrens system *Australian Property Law Journal* Vol 8(3) 2001 pp: 270

## Courts

Monahan, Patrick J - The Supreme Court of Canada in the 21st century *Canadian Bar Review* Vol 80(1/2) 2001 pp: 374-398

## Crimes compensation

Lombard, Michael - "The return of the red coat": crimes compensation revamp *Law Institute Journal* Vol 75(3) 2001 pp: 55-58

## Criminal law

Paciocco, David M - Evidence about guilt: balancing the rights of the individual and society in matters of truth and proof *Canadian Bar Review* Vol 80(1/2) 2001 pp: 433-455

Boister, Neil - Decriminalising the personal use of cannabis in the United Kingdom: does International law leave room for manoeuvre? *Criminal Law Review* Vol March 2001 pp: 171-183

Haesler, Andrew - Is DNA testing a panacea for solving all crime or a modern Spanish inquisition? *Law Society Journal* Vol 39(3) 2001pp: 58-63

Boister, Neil - Decriminalising the personal use of cannabis in the United Kingdom: does international law leave room for manoeuvre? *Criminal Law Review* Vol March 2001pp: 171-183

Follett, Rosemary - Discrimination law amended to cover spent criminal convictions *Ethos* Vol No 181 2001pp: 12

## Discrimination

Follett, Rosemary - Discrimination law amended to cover spent criminal convictions *Ethos* Vol No 181 2001pp: 12

## DNA

Haesler, Andrew - Is DNA testing a panacea for solving all crime or a modern Spanish inquisition? *Law Society Journal* Vol 39(3) 2001pp: 58-63

## Electronic Land titles

Cocks, Russell - Electronic conveyancing: Challenges for the Torrens system *Australian Property Law Journal* Vol 8(3) 2001 pp: 270-280

## Emergencies

Williams, Kevin - Medical rescue - a wake up call for the emergency services? *Tort Law Review* Vol 9(1) 2001 pp: 23-27

## Equity

Waters, Donovan W M - The reception of equity in the Supreme Court of Canada (1875 - 2000) *Canadian Bar Review* Vol 80(1/2) 2001 pp: 620-698

McConvill, James - Equity in the Torrens system *Australian Property Law Journal* Vol 8(3) 2001 pp: 191-197

## Evidence

Flatman, Geoffrey - Non-similar fact propensity evidence: admissibility, dangers and jury directions *Australian Law Journal* Vol 75(3) 2001 pp: 190-205

Mitchell, John - Controversial scientific evidence in children's cases *New Law Journal* Vol 151(5976) 2001 pp: 412-413

Gilmore, Hamish - Approved schedule of fees and disbursements for expert witnesses *Bulletin* Vol 23(3) 2001pp: 32-33

## Family law

Milne, Miranda - Pre-nuptial agreements *Ethos* Vol No 181 2001pp: 16-17

## Hearsay

Browne, Kevin - Unravelling the hearsay conundrum *Solicitors Journal* Vol 145(14) 2001 pp: 328-329, 331

## Intellectual property

Zumbo, Frank - Striking a balance between competing interests in trade practices law and intellectual property *Law Society Journal* Vol 39(3) 2001 pp: 70-71

## Internet

Griffin, Trevor - Classifying Internet content *Bulletin* Vol 23(3) 2001pp: 20-21

## Judges

Corns, Chris - The judiciary in Victoria: balancing independence with accountability *Law Institute Journal* Vol 75(3) 2001pp: 46-49

Young, Peter W - Disqualification of judges *Australian Law Journal* Vol 75(3) 2001 pp: 146-147

## Juries

Francis, Ian - Jury trial: evolution or extinction *New Law Journal* Vol 151(6976) 2001 pp: 414

## Landlord and tenant

Wilkinson, H W - Ahoy, "Dinty Moore", your time is up: can a houseboat become part of the land? *New Law Journal* Vol 151(6976) 2001pp: 419-420

## Law office management

Thomson, Andrea - Exit interviews - the key to staff retention *Law Institute Journal* Vol 75(3) 2001 pp: 41

Szvider, Jeremy - Setting e-mail and Internet policies to minimise potential risks *Law Institute Journal* Vol 75(3) 2001 pp: 68

## Legal agreements

Milne, Miranda - Pre-nuptial agreements *Ethos* Vol No 181 2001pp: 16-17

## Legal costs

Gilmore, Hamish - Approved schedule of fees and disbursements for expert witnesses *Bulletin* Vol 23(3) 2001 pp: 32-33

Puig, Gonzalo Villalta - GST consequences of out-of-court *Ethos* Vol No 181 2001pp: 13-15

## Legal profession

Mahendra, B - Professions and the public interest *New Law Journal* Vol 151(6977) 2001 pp: 448-449

Cockburn, Tina - Liability of solicitors in the conduct of litigation and mediation *Plaintiff* Vol Issue 44 2001 pp: 44-45

## Medical negligence

Gunson, John - Turbulent causal waters: the High Court, causation and medical negligence *Tort Law Review* Vol 9(1) 2001 pp: 53-80

Medical negligence claims - early evaluation scheme *Plaintiff* Vol Issue 44 2001pp: 37

Madden, Bill - Mandatory reporting of medical negligence *Plaintiff* Vol Issue 44 2001pp: 38-39

Finestone, Lauren - Medical negligence and tort reform in NSW *Plaintiff* Vol Issue 44 2001 pp: 40

## Mining law

Cole, David - The right to quality of life versus the right to mine *Bulletin* Vol 23(3) 2001pp: 27-31

## Misfeasance

Stanton, Keith M - Defining misfeasance in public office *Tort Law Review* Vol 9(1) 2001pp: 20-23

## Mortgages

Hockley, John - Mortgage brokers - problems in Western Australia *Australian Property Law Journal* Vol 8(3) 2001pp: 198-205

## Native title

Howden, Kristin - The Common Law Doctrine of Extinguishment - more than a pragmatic compromise *Australian Property Law Journal* Vol 8(3) 2001pp: 206-217

## Negligence

Bowman, Michael - Public authority

negligence on the waterfront *Tort Law Review* Vol 9(1) 2001pp: 7-14

## Occupiers liability

Spry, Max - Occupier's liability in negligence for the criminal acts of third parties *Plaintiff* Vol Issue 44 2001 pp: 34-36

## Ombudsman

Sugar, Simon - Banking on dispute resolution *Solicitors Journal* Vol 145(14) 2001 pp: 338-339

## Personal injuries

McIlwaine, R S - New developments in international air carriers liability for death and personal injury to passengers *Plaintiff* Vol Issue 44 2001 pp: 6-8

Sydes, Brendan - Injuries during the course of international air travel *Plaintiff* Vol Issue 44 2001pp: 10-13

Withers, Brian - Appeal dismissed with costs *Plaintiff* Vol Issue 44 2001pp: 14-17

## Product liability

Goudkamp, Tom - Acting for the plaintiff in an overseas aircraft product liability case *Plaintiff* Vol Issue 44 2001pp: 22-23

## Professional negligence

Cockburn, Tina - Liability of solicitors in the conduct of litigation and mediation *Plaintiff* Vol Issue 44 2001 pp: 44-45

## Retail leases

Duncan, W D - Safety in numbers? Not really; limits of joint action by retail lessees against a common lessor *Australian Property Law Journal* Vol 8(3) 2001 pp: 255-269

## Sentencing

Edney, Richard - Exceptional circumstances and the Sentencing Act 1991: an emerging jurisprudence *Law Institute Journal* Vol 75(3) 2001pp: 50-54

Stone, Nigel - The ambit of the standard community rehabilitation order *Criminal Law Review* Vol March 2001 pp: 214-219

## Shopping centres

Spry, Max - Occupier's liability in negligence for the criminal acts of third parties *Plaintiff* Vol Issue 44 2001 pp: 34-36

## Torrens system

McConvill, James - Equity in the Torrens system *Australian Property Law Journal* Vol 8(3) 2001 pp: 191-197