

COURT LIBRARY NOTES

Australian Business Law Review, Vol 32(5) 2004 pp: 375-384

Slade, Ben - Change to the Trade Practices Act limits personal injury claims, Law Society Journal, Vol 42(9) 2004 pp: 74-76

Cockburn, Tina - Home alone, Law Society Journal, Vol 42(9) 2004 pp: 76-77

Trusts and trustees

McFarlane, Ben - Constructive trusts arising on a receipt of property sub conditione, Law Quarterly Review, Vol 120 2004 pp: 667-695

Wills

Ridge, Pauline - Equitable undue influence and wills, Law Quarterly Review, Vol 120 2004 pp: 617-639

Work health

Nossar, Igor - Regulating supply-chains to address the occupational health and safety problems associated with precarious employment: the case of home-based clothing workers in Australia, Australian Journal of Labour Law, Vol 17(2) 2004 pp: 137-160.

Courts and technology strategic committee

The Courts and Technology Strategy Committee (CATS) meets on a quarterly basis to develop, monitor and drive the implementation and ongoing strategies for the use of all technologies, including information and information systems, within the Northern Territory Courts. Periodically the committee will be updating members of the legal community on various matters.

Issues that have been discussed at recent meetings include a five-year vision for the court, the use of wireless technology in and by the courts, video conferencing and improvements to the webpages of the courts. The developments in wireless technology and video conferencing will be the topics covered in the December 2004 issue of *Balance*. Other topics will appear in subsequent issues.

There have been several recent developments as a result of the deliberations of the committee. There have been improvements made to the searching facilities for NT judgments and sentencing transcript. The database of sentencing records maintained by the Judges' associates has been made available through the libraries in Darwin and Alice Springs where its use is increasing; the costs and options involved in the web enabling of this database are being investigated. An information/ideas session will be held to develop the 5-Year vision for the courts.

The next meeting of the committee is on 16 December 2004. For further information please contact Frieda Evans on 8999 6585 or frieda.evans@nt.gov.au in the first instance. Another avenue of input to the CATS Committee could be through the court user groups.

Frieda Evans (Executive Officer, CATS Committee)^①

Pool builder named after complaints

A Darwin pool builder has been publicly named by NT Consumer and Business Affairs after an unacceptable number of complaints.

The Consumer Affairs Commissioner Richard O'Sullivan said he has received an unacceptably high number of consumer complaints regarding Olympic Pool Constructions (NT) Pty Ltd and companies associated with Brian Julius Rigby Smith and the construction of swimming pools.

Olympic Pool Constructions (NT) also advertises under the names Olympic Pool Constructions Pty Ltd and Olympic Pool Construction Pty Ltd. Brian Julius Rigby Smith is a director of Olympic Pool Constructions (NT) Pty Ltd.

The complaints against Olympic Pool Constructions include allegations of poor quality or standard of work, failure to comply with contractual obligations such as warranties and failure to observe relevant Australian Standards.

Engineering reports in relation to swimming pools associated with Olympic Pool Constructions (NT) Pty Ltd indicate the workmanship is of poor quality and does not comply with the relevant Australian Standard.

According to Consumer and Business Affairs, this appears to contradict express statements made by Olympic Pool Constructions.

Mr O'Sullivan said consumers are reminded to always take great care when entering into such contracts. In particular consumers are reminded to:

- * ensure that legal documentation is in place before money is exchanged and work starts;
- * seek independent legal advice in relation to contracts;
- * obtain references from past customers.^①

DEADLINES

Contributions to Balance are welcome.

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