

# COURT LIBRARY NOTES

## NT LEGISLATION

Legislative changes in July-August 2001, notified in the *NT Government Gazette*.

### New Acts

21/2001 Prisons (Correctional Services) Amendment Act (N/C)

22/2001 Public Order and Anti-Social Conduct Act (8.8.01)

23/2001 Telecommunications (Interception) Northern Territory Act (N/C)

24/2001 Residential Tenancies Amendment Act (30.7.01)

25/2001 Weapons Control Act (8.8.01)

26/2001 Law Reform (Miscellaneous Provisions) Amendment Act (No.2) (19.7.01)

27/2001 Criminal Code Amendment Act (N/C)

28/2001 Juvenile Justice Amendment Act (N/C)

29/2001 Bail Amendment Act (19.7.01)

30/2001 Domestic Violence Amendment Act (N/C)

31/2001 Electricity Networks (Third Party Access) Amendment Act (19.7.01)

32/2001 Water Supply and Sewerage Services Amendment Act (19.7.01)

33/2001 Utilities Commission Amendment Act (N/C)

34/2001 Electricity Reform Amendment Act (19.7.01)

35/2001 Summary Offences Amendment Act (N/C)

36/2001 Sexual Offences (Evidence and Procedure) Amendment Act (N/C)

37/2001 Evidence Amendment Act (N/C)

38/2001 Sentencing Amendment Act (N/C)

39/2001 Sentencing Amendment Act (No.2) (N/C)

40/2001 Justices Amendment Act (N/C)

41/2001 Fisheries Amendment Act (19.7.01)

42/2001 Mining Management (Consequential Amendments) Act (N/C)

43/2001 Mining Management Act (N/C)

44/2001 Mining Amendment Act (N/C)

45/2001 First Home Owner Grant Amendment Act (9.3.01)

46/2001 Debits Tax Amendment Act (1.7.01)

47/2001 Taxation (Administration) Amendment Act (ss.4(1), 5, 15, 23 & 26 – 26.5.01, ss.4(2), 6, 7, 8, 14, 16 to 22 (inclusive), 24, 25, 27, 28, 29 & 31 – 1.7.01, s.4(3) – 1.7.01, s.9 to 13 (inclusive) and 30 – N/C)

48/2001 Stamp Duty Amendment Act (s.7(1) – 29.5.01, ss.4, 5, 6, & 7(2) – 1.7.01)

49/2001 Pay-Roll Tax Amendment Act (1.7.01)

### New regulations

36/2001 Legal Practitioners Rules (11.7.01)

37/2001 Northern Territory Government and Public Authorities Superannuation Scheme Rules (25.7.01)

38/2001 Brands Regulations (8.8.01)

39/2001 Fisheries Regulations (8.8.01)

40/2001 Procurement Regulations (8.8.01)

41/2001 Stock Diseases Regulations (8.8.01)

42/2001 Weapons Control Regulations (8.8.01)

### Commencements

42/2000 Petroleum Amendment Act (No.2) (29.6.01)

## RECENT ARTICLES

### Associations

McGregor-Lowndes, Myles - Reforming Queensland's incorporated associations legislation *Queensland Lawyer* Vol 22(1) 2001pp: 9-19

Fletcher, Keith - Incorporated associations: Cheap incorporation - limited choices *Queensland Lawyer* Vol 22(1) 2001pp: 20-23

### Censorship

Heaton, Greg - Internet content regulation after the Online Services Act *Law Society Journal* Vol 39(7) 2001pp: 58-61

### Commercial leases

Papallo, Mark V - Relief against forfeiture of commercial leases *Law Society Journal* Vol 39(7) 2001pp: 46-48

### Contracts law

Wheeler, Chris - Is disclosure at all costs the future of government contracting? *Law Society Journal* Vol 39(7) 2001 pp: 66-68

Finucane, Anthony - The effect of mistake on a contract *New Law Journal* Vol 151(6996) 2001pp: 1217

### Copyright

Rimmer, Matthew - Shine: Copyright law and film *Australian Intellectual Property Journal* Vol 12(3) 2001pp: 129-142

Keyzer, Patrick - Copyright law in Indonesia: New reforms and prospects *Australian Intellectual Property Journal* Vol 12(3) 2001 pp: 153-177

### Courts

Freiberg, Arie - Problem-oriented courts: Innovative solutions to intractable problems? *Journal of Judicial Administration* Vol 11(1) 2001pp: 8-27

Federal Magistrates Court Rules *Victorian Bar News* Vol No 117 2001 pp: 12-13

Federal Magistrates Court releases its rules *Brief* Vol 28(7) 2001 pp: 24-25

### Criminal defences

Murdie, Alan - Was it reasonable? *Solicitors Journal* Vol 145(28) 2001 pp: 666-667

### Easements

Wilkinson, H W - Prescriptive easements - change in the nature of the use *New Law Journal* Vol 151(6996) 2001 pp: 1207-1208

### Entertainment law

Rimmer, Matthew - Shine: Copyright law and film *Australian Intellectual Property Journal* Vol 12(3) 2001pp: 129-142

## Family law

Richards, Robert - CGT, GST and the family home *Law Society Journal* Vol 39(7) 2001pp: 40-41

## GST

Pattison, Susan - The whys and hows of GST and party party costs *Law Society Journal* Vol 39(7) 2001 pp: 30-31

Searle, Lyndsey - GST update on settlements and court awards *Law Society Journal* Vol 39(7) 2001pp: 34-35

Richards, Robert - CGT, GST and the family home *Law Society Journal* Vol 39(7) 2001pp: 40-41

## Income tax

O'Connor, Rob - Recent developments with part IVA of the Income Tax Act *Brief* Vol 28(7) 2001pp: 26-28

## Industrial relations

Catanzariti, Joe - Determining dress standards at work: an employer or employee's right to decide? *Law Society Journal* Vol 39(7) 2001 pp: 38-39

## Insurance

ASIC chairman reviews HIH collapse in corporate governance address *Victorian Bar News* Vol No 117 2001 pp: 44-45

## Judges

Jamieson, Philip - Judicial use of uncited authority *Journal of Judicial Administration* Vol 11(1) 2001pp: 28-42

Wood, David - Community values and judicial decisions *Journal of Judicial Administration* Vol 11(1) 2001pp: 43-52

## Juries

Markovitz, Alison - Jury secrecy during deliberations *Yale Law Journal* Vol 110(8) 2001pp: 1493-1530

## Legal costs

Pattison, Susan - The whys and hows of GST and party party costs *Law Society Journal* Vol 39(7) 2001pp: 30-31

Searle, Lyndsey - GST update on

settlements and court awards *Law Society Journal* Vol 39(7) 2001pp: 34-35

## Magistrates

Federal Magistrates Court Rules *Victorian Bar News* Vol No 117 2001 pp: 12-13

Ian Gray, Chief Magistrate *Victorian Bar News* Vol No 117 2001 pp: 15-17

Federal Magistrates Court releases its rules *Brief* Vol 28(7) 2001 pp: 24-25

## Mediation

Behrens, James - The mediation of trust disputes *New Law Journal* Vol 151(6995) 2001 pp: 1183-1184

## Medical negligence

Madden, Bill - New Health Care Liability Bill reduces benefits *Law Society Journal* Vol 39(7) 2001pp: 56-57

## Migration

Cameron, John - Order 80 Pro Bono panel in the Federal Court: Who benefits? *Brief* Vol 28(7) 2001pp: 5-10

## Perjury

Slapper, Gary - The peculiar crime of perjury *New Law Journal* Vol 151(6996) 2001 pp: 1206

## Personal injuries

Hunt, Peter - Suffer the consequences of rejecting a good offer *Law Society Journal* Vol 39(7) 2001 pp: 49-50

## Professional negligence

Gatty, Daniel - But he wasn't my client *Solicitors Journal* Vol 145(28) 2001 pp: 664-665

## Shares and shareholders

Duffy, Michael - Shareholder representative proceedings: Remedies for the mums and dads *Law Society Journal* Vol 39(7) 2001 pp: 53-55

## Trademarks

Rose, Nick - Trademark infringement and the Internet *New Law Journal* Vol 151(6994) 2001pp: 1138, 1142

## Trusts and trustees

Behrens, James - The mediation of trust disputes *New Law Journal* Vol

151(6995) 2001 pp: 1183-1184

## Wills

Parsons, Keith - Tracing papers *Solicitors Journal* Vol 145(31) 2001 pp: 748

## NEW BOOKS

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

*Australian Trade Practices Legislation: Trade Practices Act, Trade Practices Regulations, Related Acts And Regulations; Consolidated To 5 June 2001* — 16th Ed. — North Ryde, N.S.W.: CCH Australia, 2001. 893 p; 23 Cm. 343.0720263 AUST17 Location: D AS

*Information Paper: ABS Views On Remoteness, 2001* / Australian Bureau Of Statistics. — Canberra: Australian Bureau Of Statistics, 2001. 27 p; 30 Cm. 910.021734 INFO 2001LOCATION: D

*Joske's Law And Procedure At Meetings In Australia* / Magner, Eilis S. — 9th Ed. — Sydney: Lawbook Co, 2001. 312 p; 22 Cm. 346.06645 JOSK9 Location: D

*Land Law* / Butt, Peter J. — 4th Ed. — North Ryde, NSW: LBC Information Services, 2001. 895 p; 24 Cm. 346.043 BUTT4 Location: D AS

*Prisoners In Australia* / Australian Bureau Of Statistics. — Canberra: Australian Bureau of Statistics, 2001-30 Cm. REF 365.6 PRIS 2000 Location: D

*Selected Laws Of Papua New Guinea* — Pymont, Nsw: Lawbook Company, 2001. 2177 p. NOT FOR LOAN Location: D

*Sheila: A Biography Of Sheila Mary McClemans* / Davies, Lloyd. — Leichhardt, Nsw: Desert Pea Press, 2000. 208 p.; 22 Cm. JANE 340.092 DAVI Location: D

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# Trial of the Century



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## TRIAL OF THE CENTURY

Trial of the Century is a community sentencing project featuring a mock trial and sentencing workshops. It will be held at court houses in:

<b>Darwin:</b>	Saturday 6 October 9.30sharp - 2.30pm
<b>Katherine:</b>	Saturday 13 October 9.30sharp - 2.30pm
<b>Tennant Creek:</b>	Thurs 8 November 7.00 - 10pm
<b>Alice Springs:</b>	Saturday 10 November 9.30sharp - 2.30pm