

# COURT LIBRARY NOTES

## NEW STAFF

Christine Timms has joined the team in the Courts Library. She will be working in the Magistrates Library position. Although Christine has worked in libraries for many years, this is the first time she has worked in a law library.

## CDROMS

The library committee is looking at options for improving the access to material presently provided in the CD tower. If you would like to contribute to the discussion, please contact the Law Society representatives on the Library Committee. These are Peter Tiffin (8999 7533) or Sue Porter (8941 2544).

## NEW LOOSELEAF

*Federal Magistrates Court Practice*. CCH. 2000-LOOSE 347.021 FEDE

## RECENT ARTICLES

### Air law

Davies, Gareth - It's time to sue for that overbooking *Solicitors Journal* Vol 144(6) 2000pp: 146-147

### Bankruptcy

Edelman, James - The meaning of fraud in insolvency and bankruptcy: a 400 year old riddle *Company and Securities Law Journal* Vol 18(2) 2000pp: 82-108

Keay, Andrew - Getting a balance in bankruptcy law *New Directions in Bankruptcy* Vol 10(1) 2000 pp: 15-17

Pignone, Gino - Recovering superannuation contributions under sections 120 and 121 *New Directions in Bankruptcy* Vol 10(1) 2000pp: 18-21

Findlay, Mark - Goods and services tax in bankrupt estate administration *New Directions in Bankruptcy* Vol 10(1) 2000pp: 22-24

Anderson, Kylie - The Balnaves case: notice requirements for the dismissal of trustees *New Directions in Bankruptcy* Vol 10(1) 2000pp: 25-26

### Barristers

Bremner, J L - GST: A summary of its impact on barristers at the Victorian Bar *Victorian Bar News* Vol No 112 2000pp: 30-34

### Class actions

Donnan, Julian - Class actions in

securities fraud in Australia *Company and Securities Law Journal* Vol 18(2) 2000 pp: 82-96

### Contributory negligence

Freilich, Aviva - Contributory negligence and breach of contract: the implications of *Astley v Austrust Ltd University of WA Law Review* Vol 29(1) 2000pp: 18-38

### Criminal law

Bargen, Jenny - The Young Offenders Act 1997 Is the diversionary scheme being diverted *Judicial Officers Bulletin* Vol 12(3) 2000pp: 17-22

Townsley, Michael - Repeat burglary victimisation: spatial and temporal pattern *Australian and New Zealand Journal of Criminology* Vol 33(1) 2000pp: 37-63

Fisher, Jonathan - Proposals for procedural reform in cases of serious fraud pre-trial procedures - Part 1 & 2 *New Law Journal* Vol 150(6927) 2000 pp: 398-399 *New Law Journal* Vol 150(6928) 2000pp: 435-436

Lupton, Deborah - Part of living in the late twentieth century: notions of risk and fear in relation to crime *Australian and New Zealand Journal of Criminology* Vol 33(1) 2000pp: 21-36

### Defamation

Johnson, Elizabeth - Criminal defamation: poisonous words and punishment *Law Institute Journal* Vol 74(3) 2000 pp: 66-69

Manley, Mark - Mediation in libel cases? *Solicitors Journal* Vol 144(11) 2000 pp: 268

Eisenberg, Julie - Safely out of sight: The impact of the new online content legislation on defamation law *University of NSW Law Journal* Vol 6(1) 2000pp: 23-25

### Domestic violence

Stewart, Anna - Who are the respondents of domestic violence protection orders? *Australian and New Zealand Journal of Criminology* Vol 33(1) 2000pp: 77-90

### Employment law

Lewis, Penny - A burning issue *Solicitors Journal* Vol 144(9) 2000pp: 224-225

### Evidence

Aitken, Lee - Self-incrimination in Equity *Law Society Journal* Vol 38(3) 2000pp: 68-71

Benjamin, Tom - The soft science expert: a contradiction in terms *Plaintiff* Vol Issue 38 2000pp: 39

Quinn, Margaret - The expert witness - a discussion of the Federal Court's guidelines on expert witnesses *New Directions in Bankruptcy* Vol 10(1) 2000pp: 9

### Family law

Benjamin, Robert - Change to the law on prospective inheritances *Law Society Journal* Vol 38(3) 2000pp: 64-65

### Franchising

Zumbo, Frank - Disclosure in franchising - requirements of the Franchising Code of Conduct *Law Society Journal* Vol 38(3) 2000 pp: 52-57

### Fraud

Fisher, Jonathan - Proposals for procedural reform in cases of serious fraud pre-trial procedures - Part 1 & 2 *New Law Journal* Vol 150(6927) 2000 pp: 398-399 *New Law Journal* Vol 150(6928) 2000 pp: 435-436

Edelman, James - The meaning of fraud in insolvency and bankruptcy: a 400 year old riddle *Company and Securities Law Journal* Vol 18(2) 2000pp: 82-108

### GST

Butt, Peter - The impact of GST on the sale and rental of real estate *Australian Law Journal* Vol 74(4) 2000pp: 211-216

Bremner, J L - GST: A summary of its impact on barristers at the Victorian Bar *Victorian Bar News* Vol No 112 2000 pp: 30-34

Flynn, Rodger - GST and Barristers *Queensland Bar News* Vol No 4 2000 pp: 24-26

Edwards, Peter - Common law claims: The impact of the GST *Plaintiff* Vol Issue 38 2000pp: 12-17

Jankoff, Cyril - A brief summary of the GST for litigation lawyers *Plaintiff* Vol Issue 38 2000 pp: 20-25

Stuk, Jack - GST and the sale of a partnership interest *Australian Tax Review* Vol 29(1) 2000pp: 11-24

Findlay, Mark - Goods and services tax in bankrupt estate administration *New Directions in Bankruptcy* Vol 10(1) 2000pp: 22-24

## Judges

Brennan, Gerard - Judges and judging - fifty years of change *Australian Journal of Forensic Sciences* Vol 32(1) 2000 pp: 11-18

## Landlord and tenant

McIntosh, Milton - Repairs update *Solicitors Journal* Vol 144(7) 2000pp: 167-168

King, Lesley - Joint tenancy problems: severance and notice *Solicitors Journal* Vol 144(11) 2000pp: 266-267

Saunders, Philip - Boundaries of the doctrine of quiet enjoyment *Solicitors Journal* Vol 144(14) 2000pp: 348-349

## Law office management

Stoakes, Christopher - Making time *Solicitors Journal* Vol 144(8) 2000 pp: 197  
Stoakes, Christopher - Write and wrongs *Solicitors Journal* Vol 144(13) 2000pp: 323

## Legal aid

Radford, Tony - Why Legal aid needs more money *Victorian Bar News* Vol No 112 2000pp: 35-37

## Legal profession

Goodliffe, Jonathan - Alcoholic clients and alcoholic lawyers (1) & (2) *Solicitors Journal* Vol 144(9) 2000 pp: 226-227  
*Solicitors Journal* Vol 144(10) 2000pp: 250-251

Tunkel, Victor - Lawyers and their waste products *New Law Journal* Vol 150(6927) 2000pp: 384 -397

## Litigants in person

Malcolm, David K - The Court of Criminal Appeal: a new scheme to assist indigent appellants *University of WA Law Review* Vol 29(1) 2000pp: 108-111

Moyle, Paul - The administration of UCAS *University of WA Law Review* Vol 29(1) 2000pp: 112-115

## Magistrates

Slack, Keith - The new Federal Magistrates Court *Queensland Bar News* Vol No 4 2000pp: 9-10

Moore, Karen - The new Federal Magistrates service - an overview *New Directions in Bankruptcy* Vol 10(1) 2000pp: 29-30

## Medical law

Berglund, Catherine - Consent to medical treatment: children making medical decisions for others *Australian Journal of Forensic Sciences* Vol 32(1) 2000pp: 25

Board, Joyce - Some life after death *New Law Journal* Vol 150(6927) 2000pp: 400-401

## Medical negligence

Mulheron, Rachael - Juries, medical negligence and causation in the High Court *Tort Law Review* Vol 8(1) 2000 pp: 19-23

## Native title

Middleton, Tom - Native title and taxation issues *Australian Business Law Review* Vol 28(2) 2000pp: 86-98

## Partnership law

Mabey, Simon - Limited liability comes one step closer *Solicitors Journal* Vol 144(6) 2000pp: 148-149

Stuk, Jack - GST and the sale of a partnership interest *Australian Tax Review* Vol 29(1) 2000pp: 11-24

## Power of attorney

Lush, Denzil - Enduring powers of attorney update *Solicitors Journal* Vol 144(13) 2000pp: 321-322

Liverani, Mary Rose - Confronting the shortcomings of Powers of Attorney *Law Society Journal* Vol 38(3) 2000pp: 67

## Privilege

Palmer, Andrew - Legal professional privilege - the demise of the sole purpose test *Law Institute Journal* Vol 74(3) 2000pp: 50-52

Kyrou, Emilios - Dual roles - Implications for legal professional privilege *Law Institute Journal* Vol 74(3) 2000pp: 53-56

## Real property

Butt, Peter - Conveyancing and property *Australian Law Journal* Vol 74(4) 2000 pp: 211-216

## Securities law

Donnan, Julian - Class actions in securities fraud in Australia *Company and Securities Law Journal* Vol 18(2) 2000pp: 82-96

## Sentencing

Wilkinson, Tony - Sentencing and remand *Solicitors Journal* Vol 144(8) 2000pp: 196

Deane, Heather - The influence of pre-sentence reports on sentencing in a District Court in New Zealand *Australian and New Zealand Journal of Criminology* Vol 33(1) 2000pp: 91-106

## Sexual abuse

Des Rosiers, Nathalie - From precedent to prevention - vicarious liability for sexual abuse *Tort Law Review* Vol 8(1) 2000pp: 27-32

## Sports law

Potts, David Laurence - Employers' liability for sporting injuries *Law Society Journal* Vol 38(3) 2000pp: 60-61

Tronc, Keith - A plaintiff lawyer's guide: Suing for board injuries to swimmers *Plaintiff* Vol Issue 38 2000pp: 6-11

## Superannuation

Pignone, Gino - Recovering superannuation contributions under sections 120 and 121 *New Directions in Bankruptcy* Vol 10(1) 2000pp: 18-21

## Taxation

Gunn, Geoffrey - Beware of option 2 *Plaintiff* Vol Issue 38 2000pp: 18-19  
Coates, Geoff - Taxation of lump sum settlements of total and permanent disability claims *Plaintiff* Vol Issue 38 2000pp: 40

## Torts

Fordham, Margaret - False imprisonment in good faith *Tort Law Review* Vol 8(1) 2000pp: 53-69

## Trade practices

Tse, Victor - Predatory pricing - fact and fiction *Law Institute Journal* Vol 74(3) 2000pp: 62-65

## Wills

Kerridge, Roger - The construction of wills *Law Quarterly Review* Vol 116 2000pp: 287-317

## Witnesses

Robertson - Vulnerable witnesses and the criminal justice system *Queensland Bar News* Vol No 4 2000pp: 13-14

Birch, Di - A better deal for vulnerable witnesses? *Criminal Law Review* Vol April 2000 pp: 223-249

Hoyano, Laura CH - Variations on a theme by Pigot: Special measures directions for child witnesses *Criminal Law Review* Vol April 2000pp: 250-273

## Workers compensation

Potts, David Laurence - Employers' liability for sporting injuries *Law Society Journal* Vol 38(3) 2000pp: 60-61