

NOTICEBOARD

process of the Federal Court. Appeal allowed.

Bankruptcy – Estoppel

In O'Farrell v Palicave Pty Ltd [2009] FCAFC 64 (28 May 2009) a Full Court concluded a party was not estopped, having sued for instalments of a principal debt, from suing for the balance due under the same agreement.

Migration – Whether tribunal obtained information

In SZMBS v Minister for Immigration and Citizenship [2009] FCAFC 65 (3 June 2009) a Full Court concluded the Refugee Review Tribunal had, in telephoning a person, done no more than respond to an invitation to do so and had not invited the person to give information within s424(3) of the Migration Act 1958 (Cth) in a way other than provided for in s441A.

Migration – Findings of federal magistrate not supported by evidence

In SZMGX v Minister for Immigration and Citizenship [2009] FCAFC 67 (5 June 2009) a Full Court allowed an appeal from a decision of the federal magistrate who dismissed an application for constitutional writs on the ground the decision of the Refugee Review Tribunal was affected by the fraud of a migration agent. The Full Court accepted the decision was

based on findings that were not supported by the evidence.

Trade practice – Access to core telecommunications services

In ACCC v Telstra Corporation [2009] FCAFC 68 (5 June 2009) a Full Court concluded the primary judge erred in construing the model terms and conditions under s152AQB(2) of the Trade Practices Act for a determination for access to defined core telecommunications services as being an exhaustive statement. Consideration of how the effect of the decision of the Court was to be expressed in the order remitting the matter to the ACCC to remake its determination under s152CP.

Patents

In H Lundbeck A/S v Alphapharm Pty Ltd [2009] FCAFC 70 (11 June 2009) a Full Court reviewed authority as to how the claims made in a patent application were to be construed, when claims were “novel”, when a patent is infringed and when one is extended.

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CONFERENCES

23 - 26 August 2009 **5th World Congress on Family Law & Children's Rights**

World Trade & Convention Centre, Halifax, Nova Scotia, Canada

Phone: +61 2 9999 6577
www.lawrights.asn.au

1st – 4th September 2009 **International Society for Labour and Social Security Law XIX World Congress**

Sydney
<http://www.labourlawsydney.com/>

4th – 5th September 2009 **QLS and FLPA (QLD) present the 24th Calabro Consulting Family Law Residential**

Gold Coast
www.qls.com.au

7th – 10th September 2009 **Children and the Law: International Approaches to Children and their Vulnerabilities**

Prato, Italy
<http://www.med.monash.edu.au/socialwork/conference09/>

17 - 19 September 2009 **36th Australian Legal Convention**

Perth
<http://law09.com.au>

24 - 25 September 2009 **2009 National Indigenous Legal Conference**

Adelaide
<http://nilcsa2009.com>

17th – 21st October 2010 **14th Biennial National Family Law Conference**

Canberra
Law Council of Australia
Email: del.dacosta@lawcouncil.asn.au

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