

# BUILDING AND CONSTRUCTION LAW JOURNAL

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## EDITORIAL

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## ARTICLES

### **The application of administrative law standards to the Security of Payment Act** – *Julia Murray*

This article uses the *Building and Construction Industry Security of Payment Act 1999* (NSW) as a case study for several current issues confronting administrative law in Australia. It undertakes a comprehensive analysis of the case law to date so as to identify the extent to which adjudication determinations are subject to review. This analysis then forms the basis of a discussion critiquing the court's application of administrative law principles and interpretation of its powers of review. Key concepts considered include the ambit of jurisdictional error, the role of the courts in reviewing decisions of expert decision-makers and the availability of the prerogative writs and equitable remedies. ....

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### **The Building and Construction Industry Improvement Act: A new regime** – *Peter Megens and Meri Talevska*

This article seeks to provide a historical background to the perceived need for, and the introduction of, the *Building and Construction Industry Improvement Act 2005* (Cth), as well as a summary of its key provisions. It is likely to have a significant impact on the way business is done in the industry, not just in relation to industrial relations, but also in relation to contracting practices generally. ....

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