

# CRIMINAL LAW JOURNAL

Volume 31, Number 3

June 2007

## EDITORIAL

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## ARTICLES

### **Principled sentencing for environmental offences – Part 2: Sentencing considerations and options – *Justice Brian J Preston***

Environmental law is a burgeoning field. The scale and rate of decline of the environment has been a catalyst for legislative action. Parliaments have prescribed ever increasing numbers and types of environmental offences and criminal sanctions for their contravention. Courts sentencing for environmental offences need to respond by adapting the traditional purposes of sentencing, the sentencing considerations and the types of sentences to take account of these new and different types of offences. This article assays this task. Part 1, published in the previous issue, examined the traditional purposes of sentencing in the context of environmental offences. Part 2 examines the sentencing considerations of relevance to environmental offences and the different types of sentences that might reflect those considerations and further the relevant purposes of sentencing. .... 142

### **A proposal to codify the criminal law dealing with double jeopardy and related issues – *Matthew Goode***

This author has advocated the virtues of codification of the criminal law over the general common law of the criminal law as a matter of general principle in “Codification of the Criminal Law” (2004) 28 Crim LJ 226. Nowhere is this more evident than in the current state of the law as it deals with double jeopardy and related issues. This article will argue that the High Court has taken a badly wrong turn and this should be eliminated by specific statutory reform in the form of codification. .... 165

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© Thomson Legal & Regulatory Limited ABN 64 058 914 668 trading as Lawbook Co.

ISSN 0314-1160

Typeset by Lawbook Co., Pyrmont, NSW

Printed by Ligare Pty Ltd, Riverwood, NSW