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# Update Summary

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**UPDATE 99**

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**QUEENSLAND ADMINISTRATIVE LAW**

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Updated commentary has been provided by **Bill Lane**:

#### **Judicial Review Act 1991**

##### **Updated:**

- The trial judge rejected the applicant's argument that there existed a decision made under a statutory instrument. See **Lawrence v Fuller [2023] QSC 156**, at [1.305]
- The term "unilaterally" referred to: "[an instrument] of a public nature, that is issued by an authority (typically a legislative or administrative body), that is directed to the public (or a section of the public)." See **Blizzard v O'Sullivan [1994] 1 Qd R 112**, at [1.310]
- The statute relied upon must have either expressly or impliedly authorized the decision. See **Minister for Immigration and Ethnic Affairs v Mayer (1985) 157 CLR 290**, at [1.590]
- A failure to inquire may lead to a decision which is capable of being set aside for 'legal unreasonableness'. See **Ismail v Minister for Immigration, Citizenship & Multicultural Affairs [2024] HCA 2**, at [1.1800].