PUBLIC LAW REVIEW

Volume 14, Number 2

June 2003

COMMENTS

The National Judicial College of Australia – John Doyle AC


Constitutional rhetoric v criminal justice realities: Unbalanced responses to terrorism? – Simon Bronitt

Austin v Commonwealth: Discrimination and the Melbourne Corporation Doctrine – Graeme Hill

ARTICLES

Administrative law in South Africa: No longer a “dismal science” – Dr Caron Beaton-Wells

Major constitutional reform was undertaken in South Africa in the mid-1990s. As part of this reform, rights to administrative justice were included in a Bill of Rights. In 2000 national legislation was passed to give effect to these rights. This article reviews one of the principal pieces of such legislation, the Promotion of Administrative Justice Act 2000, highlighting key similarities and differences to the Administrative Decisions (Judicial Review) Act 1977.

Is the defeat of health warnings a victory for human rights? The Attorney-General and pre-legislative scrutiny for consistency with the New Zealand Bill of Rights – Grant Huscroft

The elected branch of government plays an important role in protecting human rights, and pre-legislative scrutiny to determine whether proposed legislation is consistent with human rights instruments is a feature of the policy development and legislative processes in many countries. The Attorney-General is required to act as an independent check on the legislative process in New Zealand by reporting to the House when proposed legislation is inconsistent with the New Zealand Bill of Rights Act 1990. In this article I consider the performance of the Attorney-General in reporting on a Bill that proposed to require health warnings on liquor labels. I argue that the Attorney-General should not have reported on the Bill, and consider the impact of her report on the legislative process.

DEVELOPMENTS: AUSTRALIA
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