#### LLB107 Quiz study guide

statute law/ legislation = law made by the Commonwealth, State and Territory Parliaments

Common law = for present purposes, the law made by judges in the exercise of both common law and equitable jurisdiction.

These sources of law do not exist independently of each other

#### Importance of stat interpretation

- Used by courts to determine the rights of parties in cases
- · Used by lawyers, counsels and courts
- The common law is entangled with statutes
- Almost all judicial work in Aus depends on construing and applying statutes.
- Most legal disputes that arise in Aus involve the interpretation of one of more statutes

#### Public law and statutory interpretation

- Public law = body of legal principles that govern the relationship between state and individuals
- Three main branches of government = parliament, executive and courts
- Parliaments make legislation
- The executive administer legislation
- The courts interpret legislation

Public law principles inform the distribution of powers between the three branches of government.

#### The rule of law

- Requires the supremacy of law. No one is above the law, it applies to everyone equally
- Operates to constrain the arbitrary exercise of gov power
- The Australian constitution places legal limits on the powers of the Parliament and the executive and those limits can be enforced by courts
- · Forms an assumption on constitution

#### Joseph Raz

- Thin/ procedural conception
- The conditions required for the rule of law are procedural
- The rule of law has two aspects:
- 1. that people should be ruled by the law and obey it, and

the law should be such that people will be able to be guided by it.... [1] f the law is to be obeyed it must be capable of guiding the behaviour of its subjects. It must be such that they can find out what it is and act on it.

The principles that are required to achieve this vary from society to society. However, they may include that:

- laws be prospective rather than retroactive;
- laws be open and clear;
- laws be 'relatively stable' and not changed 'too often';
- open, clear and relatively stable rules and procedures for the making of laws;
- principles of natural justice (including open and fair hearing, absence of bias) be observed in the administration of laws;

# **Statute Law Study Guide**

**Ronan Cormacain** 

#### **Statute Law Study Guide:**

Study Guide to John E. Sherry, "The Laws of Innkeepers" Gwen Seaguist, 1993 A study guide for undergraduate students taking a law course as part of their hospitality management program designed as a companion volume to the third edition of The Laws of Innkeepers by John E H Sherry It includes summaries of cases and principles detailed in the textbook numerous examples and review questions to help students apply legal principles to practical problems Annotation copyright by Book Study Guide to John E. H. Sherry, "The Laws of Innkeepers, Third Edition" Gwen News Inc Portland OR Seaguist, 2018-10-18 Here is the new completely updated and expanded edition of the indispensable handbook used throughout the hospitality industry since The Laws of Innkeepers first appeared in 1972 Containing all the legal information essential to the successful operation of modern hotels motels inns bed and breakfasts clubs restaurants and resorts the book has been extensively revised by John E H Sherry to accommodate the far reaching changes that have occured since the publication of the revised edition in 1981 Sherry a practicing lawyer and professor of hotel administration carries over from the highly praised earlier editions detailed information on the rights and responsibilities of host and guest alike He cites actual cases ranging from the amusing and the bizarre to the tragic as examples and spells out in precise and readily understandable terms exactly what state and federal law says Broadening the scope of the book to keep up with recent legal developments the author includes many new case decisions and sumamries from various jurisdictions. Three chapters devoted to employment law environmental law and land use and catastrophic risk liability are among the highlights of the new material These new sections present recent rulings and case law on such timely topics as age disability and AIDS discrimination as well as sexual harassment government regulation of toxic and hazardous substances and hotel and resort development and acts of God and the Public Enemy and terrorism Wiley CPA Examination Review, Outlines and Study Guides O. Ray Whittington, 2013-06-21 The 1 CPA exam review self study leader The CPA exam review self study program more CPA candidates trust to prepare for the CPA exam and pass it Wiley CPA Exam Review 40th Edition contains more than 4 200 multiple choice questions and includes complete information on the Task Based Simulations Published annually this comprehensive two volume paperback set provides all the information candidates need in order to pass the CPA Examination Features multiple choice questions AICPA Task Based Simulations and written communication questions all based on the CBT e format Covers all requirements and divides the exam into 47 self contained modules for flexible study Offers nearly three times as many examples as other CPA exam study guides Other titles by Whittington Wiley CPA Exam Review 2013 With timely and up to the minute coverage Wiley CPA Exam Review 40th Edition covers all requirements for the CPA Exam giving the candidate maximum flexibility in planning their course of study and success Evidence Laws (Speedy Study Guide) Speedy Publishing, 2014-11-27 A study guide on evidence law must start with the basic concepts of discovery and progress step by step to advanced concepts Areas should cover both civil and criminal examples The advantage of a study guide is to

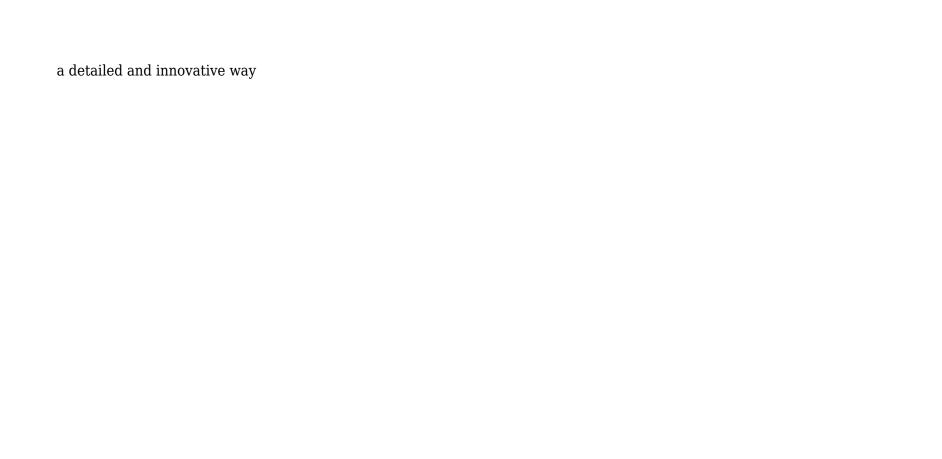
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