Australia

Guide to resources at Lincoln’s Inn Library

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Introduction

This guide covers selected legal materials held by Lincoln’s Inn Library for Australia. The guide includes federal and regional legislation, case law and commentary, as well as online sources.

Lincoln’s Inn Library holds many historic and regional sources for Australia which are not covered in this guide. For a comprehensive list of the materials held by Lincoln’s Inn Library, search the online catalogue available at: [www.lincolnsinnlibrary.org.uk](http://www.lincolnsinnlibrary.org.uk)

There are free guides to the law of Australia available online, including:

- [Bodleian Libraries, University of Oxford](https://libguides.bodleian.ox.ac.uk/law-australia)
- [GlobaLex](http://www.nyulawglobal.org/globalex/australia)
- [Institute of Advanced Legal Studies (IALS)](https://libguides.ials.sas.ac.uk/australia)
Introduction

Since Australia is divided into states and territories, this guide indicates federal and regional sources where relevant. Australian states and territories are as follows:

States

- Western Australia (WA)
- South Australia (SA)
- Victoria (VIC)
- Queensland (QLD)
- New South Wales (NSW)
- Tasmania (TAS)

Territories

- Ashmore and Cartier Islands
- Australian Antarctic Territory
- Australian Capital Territory
- Christmas Island
- Cocos (Keeling) Islands
- Coral Sea Islands
- Heard Island and McDonald Islands
- Norfolk Island
- Northern Territory
Catalogue Guide

Most Australian material is located in the Commonwealth section of the Cellar. It can be identified with a shelf mark such as this:
COMMONWEALTH - AUSTRALIA - TEXTBOOKS

This guide includes only a selection of the Australian material held by Lincoln’s Inn Library, but the online catalogue includes virtually all of the Library’s holdings. The catalogue is freely available outside the Library here: www.lincolnsinnlibrary.org.uk

The catalogue provides a selection of search fields that can be used in combination to identify and locate potentially relevant material.
Tips for using these fields to find Australian material follow.
Catalogue Guide

Textbooks

The catalogue record for textbooks primarily about Australian law should include Australia as a subject, so include this term in the subject field.

To search for the latest editions of textbooks, change the type field to Latest edition held. To search for old editions of textbooks, change the type field to Old edition.

Legislation

The author of legislation will be the relevant jurisdiction, so include Australia in the author search field. Or, if you are looking for regional (state and territory) legislation, use the relevant name, e.g. New South Wales.

Change the type field to Legislation.

Law Reports & Journals

The catalogue record for Australian serials (Law Reports & Journals) should include Australia as a subject, so include this term in the subject field.

Change the type field to Journals or Law reports as required, or search for a specific title in the periodical title field.

Online Resources

A URL link will be available on catalogue records for Australian material available on LexisLibrary. Include LexisLibrary in the words or phrases search field to identify these titles. N.B. Not all titles available on LexisLibrary will be included on the catalogue.
General Works

Key Texts

Halsbury’s laws of Australia / editor-in-chief Sir Harry Gibbs, general editor Dyson Heyden, 1991 onwards

Australian digest 3rd ed. 1988 onwards

Research guides and dictionaries

Nemes and Coss' effective legal research (7th ed, 2018)

LexisNexis Australian legal dictionary / general editors Ray Finkelstein (2nd ed, 2016)

Digests and Citators

Australia legal monthly digest, 1996 onwards

Australian case citator, 1825 onwards

Australian and New Zealand citator to UK reports 2020
Textbooks

The following is a list of textbooks Lincoln’s Inn Library holds in hard copy, from 2010 onwards. Please note the Library holds old editions and historical textbooks in addition to this list.

Aronson, Mark 6th ed.
Judicial review of administrative action and government liability
2017

Bant, Elise
Principles of proprietary remedies / edited by Elise Bant and Michael Bryan
2013

Butt, Peter 7th ed. / Brendan Edgeworth
Butt's land law
2017

Carter, J. W. 2nd ed.
Carter’s Breach of Contract
2018

Carter, J. W 7th ed.
Contract law in Australia
2018
Textbooks

Conveyancing service New South Wales: current BPR and casenotes
1983 onwards. (9 vols, loose-leaf)

Cope, Malcolm
Interpreting principles of equity: W.A. Lee lectures 2000-2013
2014

D’Angelo, Nuncio
Commercial trusts
2014

Degeling, Simone
Contract in commercial law / edited by Simone Degeling, James Edelman, James Goudkamp
2016

Finn, P. D [Republication]
Fiduciary obligations : 40th anniversary republication with additional essays
2016
Ford, H. A. J 17th ed. / R.P. Austin, I.M. Ramsay
Ford, Austin and Ramsay's principles of corporations law
2018

Ford, H. A. J 4th ed. / by W.A. Lee ... [et al.]
The law of trusts / by H.A.J. Ford and W.A. Lee
2010 onwards

Heydon, J.D
Heydon on contract : the general part
2019

Jacobs, K. S 8th ed. / J.D. Heydon, M.J. Leeming
Jacobs' law of trusts in Australia
2016

Kessler, James 2nd ed.
Drafting trusts and will trusts in Australia : a modern approach /
2018

Leeming, Mark J
Resolving conflicts of laws
2011
Lewison, Sir Kim
The interpretation of contracts in Australia / by Sir Kim Lewison, David Hughes
2012

Mason and Carter's restitution law in Australia
2016

Ong, Denis S. K
Ong on equity
2011

Ross, David 8th ed. / Mirko Bagaric
Ross on crime
2018

Rowland, Charles
Discretionary testamentary trusts : precedents and commentary / Charles Rowland, Phillip Bailey; assisted by Vik Sundar
2013
Seddon, Nicholas
Seddon on deeds
2015

Tarrant, John
Amending final judgments and orders
2010

Tarrant, John
Disqualification for bias
2012

Watson, J. A
The duty to account : development and principles
2016

Wright, David
Remedies in equity : the laws of Australia - selected titles / David Wright and Samantha J. Hepburn
2020
Textbooks with relevant chapters

The following is a selection of recent textbooks which include substantial sections on the law of New Zealand, and which Lincoln’s Inn Library holds in hard copy. Please note the Library holds many other titles in addition to this list.

Barker, Kit
The law of misstatements : 50 years on from Hedley Byrne v Heller
2015

Brabazon, Mark
International taxation of trust income
2019

Chevalier-Watts, Juliet
Charity law : international perspectives
2018

Cohen, Paul
International corruption / Paul Cohen, Arthur Marriott
2010

Dal Pont, Gino
Law of charity
2010
Fleming, John G 10th ed. / edited by Carolyn Sappideen and Prue Vines
Fleming's the law of torts
2011

Faber, Dennis
Treatment of contracts in insolvency
2013

Frimston, Richard
The international protection of adults
2015

Giliki, Paula
Vicarious liability in tort : a comparative perspective
2010

Harding, Matthew
Not-for-profit law : theoretical and comparative perspectives
2014

Higgins, Andrew
Legal professional privilege for corporations : a guide to four major common law jurisdictions
2014
Textbooks with relevant chapters

Ho, Look Chan 4th ed.
Cross-border insolvency : a commentary on the UNCITRAL model law
2017

Jon, Woo-jung
Cross-border transfer and collateralisation of receivables : a comparative analysis of multiple legal systems
2018

McLachlan, Campbell
Foreign relations law
2014

2015

Rosenberg, Kim
Dealing with delay and disruption / Kim Rosenberg, Erin Miller Rankin and Bryan Dayton
2020
The following series are held in hard copy:

**Federal**

*Australian Law Journal*
Vol. 41 (1967/1968) onwards

*Journal of Contract Law*
Vol. 1 (1988/89) onwards

*Journal of Equity*
Vol. 1 (Sept. 2006) onwards

*The Tort Law Review*
Vol. 1 (1993) onwards

*The University of Notre Dame Australia law review*
Vol. 1 (1999) onwards

**Regional**

*Northern Territory law journal*
Vol. 1, no. 1 (July 2007) onwards
Legislation (Federal)

The following federal legislation is held in hard copy:

**Primary Legislation**

Acts of the Parliament of the Commonwealth of Australia
1901 onwards

**Subordinate Legislation**

Statutory Rules 1949 –2004
Legislative Instruments 2005 onwards

**Consolidations**

Statutory Rules 1979 onwards
Statutory Rules made under Commonwealth Acts from 1901 to 1956
Legislation (Regional)

The following regional legislation (state & territory) is held in hard copy:

**NEW SOUTH WALES**
Statutes of New South Wales 1824-1989
Public Acts of New South Wales 1823-1937

**QUEENSLAND**
Queensland Statutes 1828 - 1962 [1962 Reprint]

**SOUTH AUSTRALIA**
Acts of the Parliament of South Australia 1837-2002

**TASMANIA**

**VICTORIA**

**WESTERN AUSTRALIA**
Reprinted Acts of the Parliament of Western Australia 1895 - 1968
Legislation (Regional)

ASHMORE AND CARTIER ISLANDS
Ordinances 1980 onwards

AUSTRALIAN ANTARCTIC TERRITORY
Australian Antarctic Territory legislation 1983-1985

AUSTRALIAN CAPITAL TERRITORY
Reprinted Ordinances and Regulations 1911-1974 [As amended 1943-1974]

CHRISTMAS ISLAND
Ordinances 1958 - 1991 no. 4
Regulations 1965-1987 no. 1
Legislation (Regional)

COCOS (KEELING) ISLANDS
Regulations 1960-1985

CORAL SEA ISLANDS
Ordinances 1973 - 1988 (imp.)

NORFOLK ISLAND
Acts 1979-2004
Ordinances 1961 - 1979
Ordinances and Regulations 1915-1960

NORTHERN TERRITORY OF AUSTRALIA
Ordinances 1961 - 1979
Law Reports (Federal)

The following federal report series are held in hard copy:

Australian law reports

Australian law journal reports
Vol. 41 (1967/1968) onwards

Australian company law cases

Australian company law reports

Australian Corporations and Securities Reports
Vol. 1 (1989/90) onwards

Australian Succession and Trusts Law Reports

Australian tax reports
Vol. 21 (1990) onwards

Australasian tax reports

Australian and New Zealand income tax reports
Butterworths Property Reports

Commonwealth arbitration reports
Vol. 40 (1939) - vol. 107 (1964)

Commonwealth law reports
Vol. 1 (1903/1904) onwards

Commonwealth Taxation Board of Review decisions. New series

Family law reports [Australia]
Vol. 1 (1976) onwards

The Federal Law reports [Australia]
Vol. 1 (1956/1961) onwards

The Federal Court reports [Australia]

Intellectual Property Reports
Law Reports (Regional)

The following regional (state and territory) law report series are held in hard copy:

New South Wales weekly notes
Vol. 1 (1884/1886) - vol. 92 (1970)

New South Wales law reports. [Old series]
Vol. 1 (1880) - vol. 21 (1900)

New South Wales law reports. [New series]
Vol. 1 (1971) onwards

New South Wales Supreme Court reports
Vol. 1 (1862) - vol. 14 (1876); 1877; Vol. 1 (1878) - vol. 2 (1879)

Northern Territory law reports
Vol. 1 (Sep. 1992) onwards

Queensland reports
1958 onwards

Queensland law journal reports
Vol. 1 (1881/1884) - vol. 11 (1901)

State reports, Queensland
1902 - 1957
Law Reports (Regional)

State reports, South Australia
1921 – 1971

South Australian State reports
Vol. 1 (1971) onwards

South Australian law reports
1899 - 1920

South Australian industrial reports

Victorian law reports
Vol. 1 (1875) - vol. 29 (1903/1904); 1905 – 1956

Victorian Reports
1957 onwards

Western Australia, State Reports
Vol. 1 (1979/1983) onwards

Western Australian law reports
Vol. 1 (1899) - vol. 60 (1958/1959)

Western Australian reports
1960 onwards
LexisLibrary

We have access to Australian legal materials via our LexisLibrary subscription, which includes federal and regional legislation, case law, and commentary sources. Lexis Library can only be accessed from the Library. This is a small selection of the resources we subscribe to. For a full index, visit the “International Content” page on Lexis.

Legislation

All federal and regional primary and secondary legislation via the LawNow Legislation Service

Law Reports

Australian Corporations & Securities Reports (& ACLR)
Australian Law Reports
Butterworths Property Reports
Intellectual Property Reports
Unreported Judgments (Federal and Regional Courts)

Journals

Competition & Consumer Law Journal
Insurance Law Journal
Journal of Equity
Torts Law Journal

Commentary

Austin & Black's Annotations to the Corporations Act
Cross on Evidence
Ford, Austin & Ramsay's Principles of Corporations Law
Halsbury's Laws of Australia
Kelly & Ball Principles of Insurance Law
Free Online Resources

Inner Temple Library have created and maintain AccessToLaw, a gateway site providing annotated links to selected UK, Commonwealth and worldwide free legal web sites. A selection of these are provided below, but for more free online legal resources visit:

www.accesstolaw.com/commonwealth/australia/

AUSTLII

The Australasian Legal Information Institute database provides access to legislation, case law and legal journals.

http://www.austlii.edu.au/

Federal Register of Legislation


Jade

Jade (Judgments and Decisions Enhanced) is a free current awareness and case law service. Decisions of a wide range of Australian Courts and Tribunals are added to the database almost as soon as they are released. Jade also has digitized copies of the Commonwealth Law Reports, 1903-1952.

https://jade.io/
Other Libraries with Australian Legal Materials

Inner Temple Library

Responsibility for the various Commonwealth jurisdictions is divided between Inner Temple and Lincoln’s Inn Libraries.

Lincoln’s Inn Library is the Inn library with primary responsibility for Australian legal materials, but Inner Temple Library also hold a substantial collection.

www.innertemplelibrary.org.uk

Institute of Advanced Legal Studies

The Institute of Advanced Legal Studies (IALS) Library has an extensive collection of Australian legal materials.

http://libguides.ials.sas.ac.uk/australia

FLAG Foreign Law Guide

The FLAG database provides a gateway to foreign, international and comparative law collections held within UK university and national libraries, and within major practitioners’ law libraries. The database is searchable in several ways and includes descriptions of each collection and links to the web catalogues of contributing libraries.

http://ials.sas.ac.uk/library/flag/flag.htm