

Second Edition
Jeremy Gans & Andrew Palmer

AUSTRALIAN PRINCIPLES OF EVIDENCE



Australian Principles Of Evidence

**G Bellew; J Arthur; G Boas; P Chifflet; I
Vickovich**

Australian Principles Of Evidence:

Australian Principles of Evidence Jeremy Gans,1998-05-13 This book sets out the rules of evidence as they apply in Australian courts in a manner designed to be highly accessible and readily comprehensible Equal treatment is given to both the uniform evidence legislation now applicable in Federal Courts and in the courts of the Australian Capital Territory New South Wales and Tasmania and the common law that applies in the remaining Australian jurisdictions This edition has been completely rewritten to take account of major case law and statutory developments since the first edition It details the key divergences and convergences in the law of evidence across Australia and addresses a number of significant international comparisons Examples are used throughout the text to illustrate the practical application of the law while diagrams graphically summarise complex legal issues

Australian Uniform Evidence Law ,2022 Australian Uniform Evidence Law: Principles and Context, 2nd Edition G Bellew; J Arthur; G Boas; P Chifflet; I Vickovich,2022-07-18 The second edition of this book provides an accessible well structured compact yet detailed presentation and critical analysis of the law of evidence applicable in the Australian uniform evidence jurisdictions Written by an expert team of practitioners and academics the commentary takes readers beyond legal principles and case law to deliver a working understanding of the current operation of the law Designed for easy navigation of the key areas of evidence law each chapter is set out in a logical and accessible manner The authors discuss the practical operation of the legislative regime in the wider legal context particularly within the trial structure It presents succinct explanations of the underlying principles an assessment of their success as enacted and where relevant explores the future direction in which they may be developed The complexities within each aspect of the law as well as conflicting decisions and approaches are addressed It is essential reading for anyone wishing to understand Australia s uniform evidence regime The new edition has been fully revised and updated to include recent developments in case law and legislation including legislative developments in the law of tendency and coincidence evidence concerning child sexual abuse cases in some uniform evidence jurisdictions Lexis Learning Resources Online learning resources to use for teaching and assessment activities will be available for lecturers who prescribe this text for a unit of study Please contact your LexisNexis sales representative for more information Features Clear concise analysis of uniform evidence principles Authoritative experienced author team Covers all uniform jurisdictions identifying and explaining differences Positions the rules of evidence in the wider legal context Provides insights and analysis for future development of the uniform scheme Related Titles Weinstein Anderson Marychurch Roy Uniform Evidence in Australia 3rd ed 2020 Field LNQA Uniform Evidence Law 3rd ed 2019 Ligertwood Edmond Australian Evidence A Principled Approach to the Common Law and Uniform Acts 6th ed 2017 Peden Kumar LNCS Uniform Evidence Law 2012 Kumar Peden QRC Uniform Evidence Law 3rd ed 2018 The Principles of the Law of Evidence William Mawdesley Best,Sidney Lovell Phipson,1922 **The Principles and Practice of the Law of Evidence** Edmund Powell,1892 **Australian Evidence** Andrew L. C.

Ligertwood, Gary Edmond, 2017 This comprehensive book provides a clear explanation of the operative rules of evidence in all Australian jurisdictions by reference to their underlying and unifying evidential principles providing the necessary framework to understand and address evidential issues The common law evolved an adversarial process with the aim of rational and accurate proof of facts reflecting a liberal notion of justice whereby parties initiate and pursue proceedings before independent judges and jurors In criminal trials this process demands that the state establish its accusations beyond reasonable doubt without assistance from the accused The authors explain how this process provides the fundamental rationale for evidential rules both at common law and under the uniform evidence legislation UEL and identify where evidential rules protect values extraneous to this process Significant developments covered in the sixth edition include Consideration by the HCA of common law doctrine residual fairness discretion questioned Dupas v R 2013 privilege against incrimination of spouses rejected ACC v Stoddart 2011 use of evidence obtained in compulsory examination of the accused rejected X7 v ACC 2013 Lee v R 2014 expression of statistical evidence not restricted Aytugrul v R 2012 Adoption of the UEL in the ACT and the NT UEL and WA amendments privileging confidential professional communications and disclosure of journalists sources HCA decisions on the interpretation of the UEL probative value does not concern credibility and reliability IMM v R 2016 no distinction between reliability of sworn and unsworn testimony R v GW 2016 no reliability standard for admission of specialised knowledge opinions Honeysett v R 2014 Dasreef v R 2013 State legislation including the Jury Directions Act 2015 Vic and amendments to the Evidence Act 1929 SA The new edition is an authoritative and principled source for those practising or studying Australian evidence law Features Explains evidence rules in the context of the adversarial process Includes comparative position under Evidence Act 1995 Cth and common law evidence rules Identifies underlying principles of evidence to enable navigation of complex rules Related Titles Field Queensland Evidence Law 4th edition 2017 Field Offer Western Australian Evidence Law 2015 Heydon Cross on Evidence 10th edition 2015 Williams Anderson Marychurch Roy Uniform Evidence in Australia 2015

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