



NEW SOUTH WALES
BAR ASSOCIATION

The Legal Personality of the Commonwealth of Australia

Presented by:

Sebastian Hartford Davis

Chaired by:

Stephen Lloyd SC

NSW Bar Association

Common Room

5.15pm Tuesday 13

March 2018

1.5 HOUR SEMINAR
1.5 CPD POINTS IN THE
SUBSTANTIVE LAW, PRACTICE
AND PROCEDURE, AND
EVIDENCE STRAND

In the recent *Queensland Rail Case* (2015) 256 CLR 171 at [53], Gageler J noted that the particular position of the ‘state’ as legal person remains ‘untheorised even today’. In Australia, this is a topic of some practical significance, as the *School Chaplains Cases* show. This paper seeks to contribute to the theoretical understanding of the legal personality (in domestic law) of the Commonwealth of Australia, extrapolating from cases/contexts involving the Commonwealth’s legal personality in its relationship with the branches of government .

THIS SEMINAR IS OPEN TO MEMBERS OF THE NSW
BAR ASSOCIATION

REGISTRATION IS NOT REQUIRED

For more information, please contact Tiffany McDonald
tmcdonald@nswbar.asn.au OR (02) 9232 4919

NSW Bar Association
Selborne Chambers, B/174 Phillip Street, Sydney

 Continuing Professional Development