



NEW SOUTH WALES  
BAR ASSOCIATION

# The New Law of Penalties: Mapping the Terrain

## Presenter:

John Eldridge, Lecturer,  
The University of Sydney

## Chair:

Greg Tolhurst

NSW Bar Association  
Common Room

1.00pm - 2.00pm

Tuesday 12 February 2019

1 HOUR SEMINAR  
1 CPD POINT IN THE SUBSTANTIVE LAW,  
PRACTICE AND PROCEDURE, AND  
EVIDENCE STRAND

The law respecting relief against contractual penalties has undergone significant change in recent years. This seminar will give an account of recent developments in respect of the penalty rule in Australia and England, before going on to explore two unresolved questions. The first is whether Australian law recognises two jurisdictions to relieve against penalties – one in equity and another at common law – or instead a unitary penalty doctrine. The second is the important question of how the recent developments are playing out “on the ground”.

REGISTRATION NOT REQUIRED

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

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

 Continuing Professional Development