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The isolation of scholars in various fields concerned with resources problems continues to be a principal impediment to progress. [R]esources problems are so complex that traditional lines of approach prove inadequate. Rarely do we find the work of the lawyer and the non-lawyer appearing side by side. The primary function of the [new] Journal is to meet this need...

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Queensland criminal law may be unconstitutional – Dr Anthony Gray.

The Queensland Government enacted its Dangerous Prisoners (Sexual Offenders) Act 2003 to attempt to keep in prison several sexual offenders who were due to be released from incarceration after having served their prescribed jail term. The legislation applies only to a person originally sentenced to, and who has served, the ordered period of imprisonment for a serious sexual offence. If the court believes, upon hearing evidence from psychiatrists and other experts, that the offender is likely to re-offend, it can order that the prisoner remain in prison indefinitely.

The legislation, though judged valid by a majority of the Queensland Court of Appeal, raises serious civil liberties questions about the right of a jailed person to be released after
having served the ordered jail time. It also raises serious constitutional questions as to the ability of a State Parliament to confer apparently non-judicial functions on a judicial body. This article outlines the legislation, discusses the Queensland Court of Appeal's findings of validity, and compares it with similar legislation judged to be unconstitutional by the High Court. A High Court appeal against the Queensland Court of Appeal's decision has been heard, with a decision pending. It is submitted there is a strong chance the legislation will be held unconstitutional and the appeal allowed................................. 85

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