

# Law Making and Human Rights

Edited by  
Julie Debeljak  
Laura Grenfell



Lawbook Co.

the answer company™  
**THOMSON REUTERS®**

# Law Making and Human Rights: Executive and Parliamentary Scrutiny Across Australian Jurisdictions

Julie Debeljak and Laura Grenfell

This new text explores how rights figure in the law-making process. Each chapter in the book has been written by experts and scholars to offer a comprehensive analysis of how rights are scrutinised across Australian jurisdictions.

## Table of Contents

1. Diverse Australian Landscapes of Law Making and Human Rights – Julie Debeljak; Laura Grenfell

### Part I Australia's Federal Statutory Human Rights Instrument for Law Making

2. Human Rights Scrutiny in the Federal Parliament: Smokescreen or Democratic Solution? Adam Fletcher
3. Evaluating the Impact of Australia's Federal Human Rights Scrutiny Regime - George Williams; Daniel Reynolds
4. Allowing for Dissent: Opening up Human Rights Dialogue in the Australian Parliament - Simon Rice
5. Economic and Social Rights in the Australian Parliamentary Human Rights Scrutiny Process - Andrew Byrnes

### Part II Statutory Human Rights Instruments in the Australian Capital Territory, Victoria, New Zealand and the United Kingdom

6. Human Rights Scrutiny under the *Human Rights Act 2004* (ACT) – Helen Watchirs; Renuka Thilagaratnam; Sean Costello
7. Considering Human Rights in the Development of Legislation in Victoria – Chris Humphreys; Jessica Cleaver, Catherine Roberts
8. Parliamentary Deliberation in the Operation of the Victorian Human Rights Charter – Sharon Mo
9. Rights Dialogue where there is Disagreement under the Victorian Charter – Julie Debeljak
10. Impact of the Victorian Charter upon Policy and Legislative Development – Joanna Davidson
11. Rights-vetting under the *New Zealand Bill of Rights Act 1990* – Paul Rishworth
12. Law Making in the Rights-Hostile Environment of the United Kingdom – Merris Amos

### Part III Diverse Practice across Queensland, New South Wales, Western Australia, South Australia, Tasmania and the Northern Territory

13. Queensland: Rights Scrutiny in Context – Charles Sampford
14. New South Wales: Insights into Influencing the Shape of Criminal Law Making – Luke McNamara; Julia Quilter
15. Western Australia: The Case for more Formalised and Heightened Rights Protection – Sarah Murray
16. South Australia: Ad Hoc and Unsystematic Rights Protection in Law Making – Laura Grenfell
17. Tasmania: Time to Move Beyond the Smoke and Mirrors – Anja Hilkmeyer; Rose Mackie
18. Northern Territory: Taking a Rights-Scrutiny Leap Forward and then Sliding Backwards – Laura Grenfell

### Part IV Contemporary Issues in Law Making and Human Rights

19. Scrutiny of a Federal Cooperative Law – Jeremy Gans
20. Urgent Law Making and the *Human Rights (Parliamentary Scrutiny) Act* – Shawn Rajanagayam
21. Dual Scrutiny Mechanisms for Australia's Counter-Terrorism Law Landscape: The INSLM and the PJCIS - Dominique Dalla-Pozza
22. Influence of the *Kable* Principle on Human Rights in State Law Making – Anna Olijnyk
23. Parliamentary Scrutiny and Insights for a First Nations Voice to Parliament – Shireen Morris
24. Parliamentary Committees Facilitating Parliamentary Deliberation: A Case Study of Marriage Equality Reform – Sarah Moulds
25. Future Directions for Engaging with Human Rights in Law Making – Julie Debeljak; Laura Grenfell

#### How to order

W [www.legal.thomsonreuters.com.au](http://www.legal.thomsonreuters.com.au)

E [Care.ANZ@thomsonreuters.com](mailto:Care.ANZ@thomsonreuters.com)