



NEW SOUTH WALES
BAR ASSOCIATION

Broadly-framed powers and the Constitution

Presented by:

Bret Walker SC and David Hume

Chair:

Neil Williams SC, Section Convenor

**NSW Bar Association
Common Room**

5.15pm Tuesday

3 March 2015

**1.5 HOUR SEMINAR
1.5 CPD POINTS IN THE
SUBSTANTIVE LAW STRAND**

Many statutes confer power in broad terms, leaving it to decision-makers, litigants and courts to discern the limits on power. The paper outlines mechanisms in Australian law, and particularly the Constitution, for controlling the exercise of broadly-framed powers. It looks at emerging issues in this area, including whether constitutional limitations are mandatory relevant considerations, whether powers which burden constitutional freedoms are subject to proportionality constraints and whether courts can have regard to the risk that a power will be abused in assessing the validity of its conferral.

This seminar has been organised by the Public Law Section (formerly the Constitutional and Administrative Law Section) of the NSW Bar.

**THIS SEMINAR IS OPEN TO MEMBERS OF THE NSW
BAR ASSOCIATION**

REGISTRATION IS NOT REQUIRED

For more information, please contact Bali Kaur
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