Contents

Foreword v
Preface xi
Notes on Contributors xv

Part I: Recurrent Themes 1
1 The Separation of Powers 3
   Cheryl Saunders
2 Judicial Federalism 37
   Gavan Griffith and Geoffrey Kennett
3 The Independence of the Judiciary 62
   Stephen Parker

Part II: Federal Courts 93
4 The Evolving Role and Function of the High Court 95
   Sir Anthony Mason
5 Federal Courts Created by Parliament 123
   Robert French
6 Managing Litigation in the Federal Court 160
   Bryan Beaumont
7 Federal Courts and Federal Tribunals: Pluralism and Democratic Values
Margaret Allars

Part III: Federal Jurisdiction
8 Limitations on Federal Adjudication
Henry Burmester
9 Federal, Associated and Accrued Jurisdiction
Leslie Zines
10 Cross-vesting of Jurisdiction and the Federal Judicial System
Brian Opeskin
11 Choice of Law in Federal and Cross-vested Jurisdiction
Peter Nygh

Part IV: Federal Judges
12 A Profile of the Federal Judiciary
Andrew J. Goldsmith
13 The Appointment and Removal of Federal Judges
A. R. Blackshield
14 Federal Judges as Holders of Non-Judicial Office
Fiona Wheeler

Appendix 1 Constitutional and Statutory Provisions
Appendix 2 Table of Cases
Appendix 3 Table of Acts and Bills
Bibliography
Index