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Announcements

Collected Papers by the Right Honourable Sir Ivor Richardson
Part XIV Public Interest, Rights, Duties, and Responsibilities

The Richardson Series collects the papers of the Right Honourable Sir Ivor Richardson, Distinguished Fellow of the Victoria University of Wellington Law Faculty. The Faculty gratefully acknowledges the sponsorship of the New Zealand Branch of the International Fiscal Association, whose generosity funds the Richardson Series.

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"The Courts and the Public"

"The Courts and the Public" (1995) 5 JJA 82.

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 66

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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In the first part of the Oration Sir Ivor Richardson explores four broad conceptual considerations underlying the relationship between the courts and the public: that the system of justice should reflect the values of the particular society; that it has a specific role in a democracy; that it must serve both the legitimate interests of the parties and the wider public interests; and that its administration involves the allocation of necessarily limited resources. It requires balancing human rights and other moral values, fairness considerations and resource constraints.

Against that framework the second part of the address explores a range of questions relating to the courts and the community and the effects of the procedural system. These include meeting the legitimate interests of those who come to court and those who rely on media reporting, television court proceedings and assessing how procedural systems affect the costs and fairness of dispute resolution processes and the quality of the outcomes.

"The Harkness Henry Lecture: Public Interest Litigation"

"The Harkness Henry Lecture: Public Interest Litigation" (1995) 3 Waikato Law Review 1

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 67

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article examines the role of the courts in determining public policy issues. Where judges are required to identify and weigh up public policy, questions arise as to the proper role of the Court in determining the public interest. The article explores these questions in four sections by looking at: whether it is appropriate for the Court to decide the particular issue, how the Court can be adequately informed of the issue, who should be heard on the particular issue and what kinds of relief and remedies are appropriate.

"The Courts and Access to Justice"

Victoria University of Wellington Law Review, Vol. 31, pp. 163-173, 2000

Australasian Law Teachers' Association Conference, Victoria University of Wellington, July 6, 1999

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 68

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article was first presented as a lecture at the Australasian Law Teachers' Association Conference held at Victoria University of Wellington, July 6, 1999. In it, Sir Ivor discusses access to justice, that is, how the State ensures fair, efficient and expeditious dispute resolution. Three main areas concerning access to justice are addressed: the role and functioning of the Court of Appeal, the operation of the legal aid system in New Zealand in providing assistance to allow access to justice, and the extent to which the administration of justice requires the operations of the court system to be open to the public with the increasing role of the media.

"The Right of Assembly"

New Zealand Law Journal, Vol. 30, pp 265, 1956.

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 69

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article considers what the author deems to be the two most important practical applications of the right to freedom of assembly; holding meetings in public places and public processions. The article uses both UK and New Zealand case law to demonstrate the restrictions that may be placed on the exercise of the right of assembly in a public place or through public procession. These include restrictions or prohibitions by local authorities, and laying charges of disorderly conduct, breach of the peace, unlawful assembly or obstructing a constable in the course of his duty. These restrictions show that, despite the right of assembly, there is no right to exercise this by holding a meeting in a public place or a public procession.

"Public Law and Constitutional Issues"

"Public Law and Constitutional Issues" [1993] NZLJ 193.

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 70

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article reproduces the remarks of Sir Ivor, Mai Chen and Geoffrey Palmer at the launch of Chen and Palmer's book, *Public Law in New Zealand*, in April 1993. Sir Ivor commented that it was a remarkable book and represented a major contribution to the practical understanding of public law in NZ.

"Rights Jurisprudence - Justice for All?"

"Rights Jurisprudence - Justice for All?" in Joseph (ed), *Essays on the Constitution* (Butterworths, 1995) pp. 61-83
Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 71

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article examines the need to balance the rights of individuals and minority groups against those of the community in the context of increasing emphasis on the protection of individual rights through the court system. The article identifies various sources of rights and developments in the court's treatments of these rights. It then discusses the potential consequences of over-use of individual and group rights on community rights. Finally, it comments on the responsibility of the court to balance values of efficiency, fairness and community given the potential long-term impact of rights jurisprudence both economically and socially.

"The New Zealand Bill of Rights: Experience and Potential, Including the Implications for Commerce"

10 *Canterbury Law Review* 259 (2004)

Victoria University of Wellington Legal Research Paper Series Richardson Paper No. 72

IVOR RICHARDSON, Victoria University of Wellington - Faculty of Law
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This article discusses the New Zealand Bill of Rights 1990. Firstly, it lays out the legislative history of the Act and explains how this led to a focus on cases concerning criminal justice. Then, the article examines five important features of the Act. These are the scope of the rights included in the Act, the application of sections 3, 4, 5 and 6, the responsibility of the courts to apply legislation and common law, and the application of the Act to 'all legal persons'. Finally, the article briefly summarises the impact of the Act on criminal process and suggests potential areas within the civil justice system which could be impacted by the Act.

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About this eJournal

The Victoria University of Wellington was founded in 1899 to mark the Diamond Jubilee of the reign of Queen Victoria of Great Britain and of the then British Empire. Law teaching started in 1900. The Law Faculty was formally constituted in 1907. The first dean was Richard Maclaurin (1870-1920), an eminent scholar of both law and mathematics. Maclaurin went on to lead the Massachusetts Institute of Technology as President in its formative years. Early professors included Sir John Salmond (1862-1924), still one of the Common Law's leading scholars. His texts on jurisprudence and torts have gone through many editions and remain in print.

Alumni include Sir Robin Cooke (1926-2006), one of the leading judges of the British Commonwealth. As Baron Cooke of Thorndon, he sat on over 100 appeals to the Judicial Committee of the House of Lords, one of very few Commonwealth judges ever appointed to do so.

Since 1996 the **Law School** has occupied the Old Government Building in central Wellington. Designed by William Clayton and opened in 1876 to house New Zealand's then civil service, the building is a particularly fine example of Italianate neo-Renaissance style. Unusually among large colonial official buildings of the time it is constructed of wood, apart from chimneys and vaults.

The School is close to New Zealand's Parliament, courts, and the headquarters of government departments. Throughout Victoria's history, our law teachers have contributed actively to policy formation and to law reform. As a result, in addition to many scholarly articles and books, the Victoria SSRN pages include a number of official reports.

Victoria graduates approximately 230 LLB and LLB(Hons) students each year, and about 60 LLM students. The faculty has an increasing number of doctoral students. Ordinarily there are ten to twelve students engaged in PhD research.

Victoria University observes the British system of academic ranks. In North American terms, lecturers and senior lecturers are tenured doctrinal scholars, not legal writing teachers. A senior lecturer corresponds approximately to a North American associate professor in rank.

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