LAWS1021: Public Law and Statutory Interpretation

Aniket Sinha

November 2025

Contents

1.1 Australia's First Sovereign Nations	1
1.2 Constitutional History of the Commonwealth and States	1
Introduction to Key Ideas of Anglo-Australian Public Law	3
Power to Amend Constitutional Amendments	5
3.1 'Parliamentary Sovereignty' and the Constitution	5
3.2 Amending the Constitution	5
3.3 Manner and Form Restrictions on State Law-Making	5
Representative Power and Popular Sovereignty	7
	7
	7
4.3 Popular Sovereignty	7
Ngara - Constitutional Amendment	9
The Executive in Relation to Parliament	11
Non-Statutory Executive Power	13
The National Judiciary and Separated Judicial Power	15
Punishment as an Exclusively Judicial Function	17
Judicial Power to Interpret Legislation	19
Ngara - Constitutional Interpretation	21
	1.2 Constitutional History of the Commonwealth and States Introduction to Key Ideas of Anglo-Australian Public Law Power to Amend Constitutional Amendments 3.1 'Parliamentary Sovereignty' and the Constitution

ii CONTENTS

Ngura and Foundations of Commonwealth and States

Facts These are the facts of the case. Issues 1. Issue 1 2. Issue 2 3. Issue 3 Decision The court took the following decisions because they were bored. 1. Decision 1 2. Decision 2 Other Notes See ETEX v Aniket (2023) HCA 456 for related cases.

1.1 Australia's First Sovereign Nations

1.2 Constitutional History of the Commonwealth and States

Introduction to Key Ideas of Anglo-Australian Public Law

Power to Amend Constitutional Amendments

- 3.1 'Parliamentary Sovereignty' and the Constitution
- 3.2 Amending the Constitution
- 3.3 Manner and Form Restrictions on State Law-Making

Representative Power and Popular Sovereignty

- 4.1 Universal Adult Citizen Franchise as a 'Constitutional Bedrock'
- 4.2 'One Vote, One Value'
- 4.3 Popular Sovereignty

Ngara - Constitutional Amendment

- 5.1 Aboriginal and Torres Strait Islander Peoples' Sovereignty and Unresolved Relationship with the Constitution
- 5.2 The 1967 Referendum
- 5.3 The 2023 Referendum

The Executive in Relation to Parliament

Non-Statutory Executive Power

The National Judiciary and Separated Judicial Power

Punishment as an Exclusively Judicial Function

Topic 10

Judicial Power to Interpret Legislation

Ngara - Constitutional Interpretation