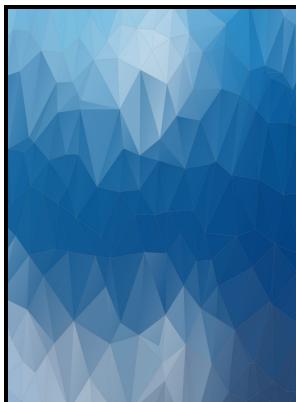


Statutory interpretation - codified, with a critical commentary

Butterworths - Statutory interpretation



Description: -

- Law -- Great Britain -- Interpretation and construction. Statutory interpretation - codified, with a critical commentary

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Notes: Includes index.

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Principles of Statutory Interpretation (also including General Clauses Act, 1897 with notes)

By common law method, I mean the familiar process of extrapolation of underlying principles and values from disparate sources, with a view to identifying the particular rule to apply to the case in hand. New Texas Rule-of-Lenity Statute Until recently, Texas law rejected the Rule of Lenity.

Turning the Rule of Lenity Into a Rule of Lenity

Santos is important for the tripartite constitutional foundations it insists upon for lenity. In some of these cases, the Court explicitly mentioned the lenity rule and in others merely construed the criminal statute narrowly. These enforcement mechanisms include prosecution as a criminal offence s 139 3 , civil penalty order s140A , and administrative action in the form of a remedial direction s 141 1 or suspension of cancellation of licence s143 1.

The Appellate Rule of Lenity

Instead, calls were made for a break with the positivism of English public law, based pre-eminently in the prevalent approach to statutory interpretation, and for an approach with far greater explicit acknowledgement within the law itself, via the principles of statutory interpretation, of a set of basic constitutional values which should be respected.

Statutory law

Criminal punishment includes fines, imprisonment, or both. The Court's interpretive exercise included a close reading of s 4. Flowing directly from the concept of sovereignty of nations, is the principle that the highest law-making body in each independent country is the ultimate overseer or authority in the law-making process of the country, for the order and good governance of that country.

Reading: Types of Law: Criminal, Civil, Tort, Statutory, Common, and Intellectual Property

Legislation prohibits or renders unlawful, speech or expression in many different contexts.

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