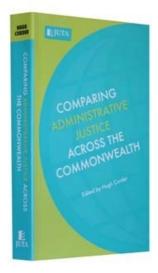


# Comparing Administrative Justice Across the

## Commonwealth

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#### About this Publication:

*Comparing Administrative Justice across the Commonwealth* examines a range of themes relevant to administrative justice. It begins by considering it in a constitutional context, and then proceeds to compare fundamental concepts of administrative law as they have developed in different Commonwealth countries. This is followed by studies of specific countries and a discussion of practical steps that have been taken to enhance the quality of administrative justice. Contributors include eminent lawyers from many Commonwealth jurisdictions. This book provides a unique multifaceted insight into the development of administrative justice and the jurisprudential as well as practical questions to be considered in promoting it.

#### **Contents Include:**

- The constitutional context
  - The democratic necessity of administrative justice
  - To defer and when? Administrative law and constitutional democracy
  - Deference: Is it useful outside Canada?
  - The rule of law and judicial review: Re-reading dicey
- Comparative studies

- Engaging unreasonableness and proportionality as standards of review in England, India and Sri-Lanka

- The law of bureaucratic negligence in South Africa: A comparative commonwealth perspective
- The impact of apartheid on commonwealth administrative law
- The theory of the second actor revisited
- Country studies
  - A sliding scale of reasonableness on commonwealth administrative law
  - Administrative justice: Beyond the courtroom door
  - The tribunalisation of justice in India
  - 'Administrative action' in the courts
  - What difference does the Promotion of Administrative Justice Act make to administrative law?
  - Procedure and remedies in judicial review: A Malaysian perspective
  - Three waves of administrative justice in South Africa
- Practical steps
  - Some reflections on administrative justice in Malawi

- The role of the commonwealth and commonwealth associations in strengthening administrative law and justice

- Apples, oranges and comparative administrative law

### Of Interest and Benefit to:

- Judges and magistrates
- Academics
- Administrative law specialists
- Lawyers
- Anyone interested in administrative and comparative law