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LAW SCHOOLS AND THE BURDEN OF BUREAUCRACY: RELEASE THE YOKE
(A PLEA FROM THE COALFACE). PART 1: OVER-REGULATION IN AUSTRALIA

Olivia Rundle and Lynden Griggs

Compliance work is stifling the capacity of Australian law schools and legal academics to engage in the core activities of research and teaching. There are multiple bodies who accredit, monitor and/or impose reporting requirements upon legal educators, and the legal profession is involved in more than one of these regulatory systems. In this two-part article, we make a plea from the coalface of academia, that the burden of regulation, certification, and accreditation of law schools and law teaching be lightened. In the first part, which is this article, we overview the legal profession’s role in legal education, the current and proposed Law Admissions Consultative Committee (LACC) regulatory systems, and critique the LACC Standards. In Part 2, (a future article), we draw from international experiences to compare with the Australian regulatory regime and make a proposal for change. 389

THE ANIMAL AS A CHATTEL? CONFERRING EQUITABLE RIGHTS ON NON-HUMAN ANIMALS

Scott Wotherspoon

Describing the Re Dean line of authorities as private purpose trusts misconceives the interests that animals themselves have under trusts established for their benefit. The animal trust cases should be quarantined from the category of anomalous purpose trusts. They should be regarded as examples of a sui generis trust, in which particular animals are themselves beneficiaries, with equitable rights exigible against the trustee and the trust fund. Considered in this light, there is little to distinguish an animal trust from a trust established for a severely disabled person or an unborn child. Deploying the language of the “purpose” trust in this context is a needless diversion and will stultify the development of this important branch of trust law. 404

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