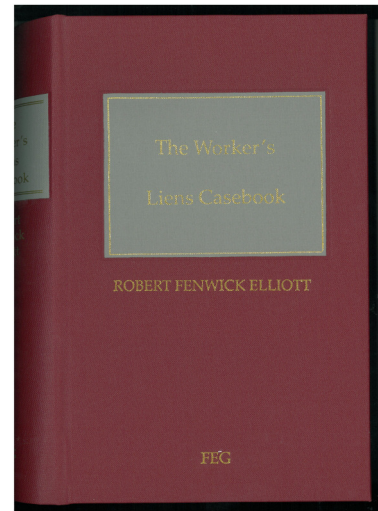


The Worker's Liens Casebook

Robert Fenwick Elliott



Since its enactment in 1893 as the Workman's Liens Act, the Worker's Lien Act (South Australia) has had a colourful and problematic history. It was drafted by a man who had already been certified as a lunatic, and taken through Parliament by a man then bound over to keep the peace for apparently intending to shoot the principal opponent of the Bill in a duel. It has been repeatedly criticised from the Bench for its "fuliginous obscurity", "enigmatic language" and to being "antiquated". Yet the Act remains in force and continues to pose challenges for lawyers practising in South Australia.

This work contains sections describing the operation of the Act, the Act itself with annotations, all the significant decisions on the Act from South Australia and the Northern Territory (including the early cases of *Oswald v Matters*, *Bourne v Kneebone* and *Giles v Jacob*, which were reported only in the Register and/or Advertiser newspapers), the text of the parliamentary debates including both the 1893 and the 1896 proceedings, and precedents.

About the Author

Robert Fenwick Elliott is a solicitor and barrister of the Supreme Court of South Australia, a lawyer of the Supreme Court of New South Wales, and a solicitor of the Supreme Court of Judicature of England and Wales. He is registered as an adjudicator under the Construction Contracts (Security of Payments) Act 2004, (Northern Territory) and is accredited as a mediator by the Institute of Arbitrators & Mediators of Australia.

His previous legal books include Building Contract Disputes: Practice and Precedents (loose-leaf Thomson Sweet & Maxwell, Releases 1 to 20), Construction Industry Law Letter (editor 1994 – 1999, Informa Law), Building Contract Litigation, (1st to 4th editions, FT Law & Tax), and The Architect as Arbitrator (1987 revision, RIBA Publications).

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Publication

The Worker's Liens Casebook is published as a limited edition by FEG Services Pty Limited

Price: \$145.00 inc GST

Copies available from:

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