

Native Title Corporations
a legal and anthropological analysis
by Christos Mantziaris and David Martin

BIBLIOGRAPHY

This bibliography lists works cited in the text

- Aboriginal and Torres Strait Islander Commission (ATSIC), *Review of Native Title Representative Bodies* (ATSIC, Canberra, 1995).
- Aboriginal Land Commissioner (Kearney J), *Jawoyn (Katherine Area) Land Claim* (Canberra, AGPS, 1988).
- Aboriginal Land Commissioner (Toohey J), *Daly River (Malak Malak) Land Claim* (Canberra, AGPS, 1982).
- Aboriginal Land Commissioner (Toohey J), *Finniss River Land Claim*, (AGPS, Canberra, 1981).
- Aboriginal Land Rights Commission, *Second Report April 1974* (AGPS, Canberra, 1974).
- Aboriginal Land Rights Commission, *First Report July 1973* (Government Printer, Canberra, 1973).
- Aboriginal Lands Trust Review Team (Chairperson, N Bonner), *The Review of the Aboriginal Lands Trust* (Aboriginal Affairs Department, Perth, 1996).
- Aickin, KA, 'Division of Power Between Directors and General Meeting as a Matter of Law, and as a Matter of Fact and Policy' (1967) *Melbourne University Law Review* 448.
- Allott, AN, 'The Judicial Ascertainment of Customary Laws in British Africa' (1957) *20 Modern Law Review* 244.
- Altman, JC, 'Fighting over mining moneys: the Ranger Uranium Mine and the Gagadju Association', in Smith & Finlayson (eds) (1997).
- Altman, JC, Morphy, F, & Rowse, T (eds), *Land Rights at Risk? Evaluations of the Reeves Report* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1999).

- Anderson, C, (ed), *Politics of the Secret* (Oceania Monographs, University of Sydney, Sydney, 1995).
- Aronson, M, & Dyer, B, *Judicial Review of Administrative Action*, 2nd edn (Law Book Company, Sydney, 2000).
- Arthur, WS, 'Towards a comprehensive regional agreement: Torres Strait', *CAEPR Discussion Paper No. 147* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1997).
- Atkinson, NG, 'Report on the Development of the Prescribed Body Corporate' (unpublished manuscript, Yorta Yorta Nation Aboriginal Corporation, Barmah, Victoria, 1998).
- Attwood, B, *The Making of the Aborigines*, (Allen and Unwin, Sydney, 1989).
- Atiyah, PS, *An Introduction to the Law of Contract* (5th ed, Clarendon, Oxford, 1995).
- Aubert, V, 'On the Relationship between Legal and Sociological Concepts' (1980) 6 *Jahrbuch für Rechtssoziologie und Rechtstheorie* 117.
- Austin, RP, 'Representatives and Fiduciary Responsibilities: Notes on Nominee Directorships and Life Arrangements' (1995) 7 *Bond Law Review* 19.
- Australian Bureau of Statistics, *Aboriginal and Torres Strait Islander Australians: A Statistical Profile from the 1996 Census*, <http://www.abs.gov.au>
- Australian Bureau of Statistics, *Australian Social Trends 1996*, Catalogue No 4102.0 (Australian Bureau of Statistics, Canberra, 1996).
- Australian Government Solicitor, 'The Making of the Native Title Act', *Native Title – Legislation with Commentary by the Australian Government Solicitor* (2nd ed, Australian Government Solicitor, Canberra, November 1998).
- Australian Journal of Anthropology*, special issue on native title, vol 6 (1995).
- Bartlett, RH, *Native Title in Australia* (Butterworths, Sydney, 2000).
- Bartlett, R, 'A Return to Dispossession and Discrimination: The Ten Point Plan' (1997) 27 *University of Western Australian Law Review* 44.

- Bartlett, R, 'Dispossession by the National Native Title Tribunal' (1996) 26 *University of Western Australian Law Review* 108.
- Baxt, R, 'Ultra Vires: Has it Been Revived?' (1991) 9 *Company and Securities Law Journal* 101.
- Bayne, P, 'Fuzzy Drafting and the Interpretation of Statutes in the Administrative State' (1992) 66 *Australian Law Journal* 523.
- Beaumont, Hon Justice B, 'Native (Traditional) Title in Australia and the South Pacific: Some Reflections' (1999) 18 *Australian Bar Review* 23.
- Beckett, B, 'Ownership of land in the Torres Straits', in Peterson, N, & Langton, M, (eds), *Aborigines, Land and Land Rights* (Australian Institute of Aboriginal Studies Press, Canberra, 1983).
- Beckett, J, 'Adoption in Three Torres Strait Communities' (undated and unpublished manuscript deposited in the library of the Australian Institute of Aboriginal and Torres Strait Islanders, Canberra).
- Behrendt, L, *Aboriginal Dispute Resolution*, (Federation Press, Sydney, 1995).
- Berndt, R, *Kunapipi: A Study of an Australian Aboriginal Religious Cult* (Cheshire, Melbourne, 1951).
- Bern, JE, 'The Village Meeting in a Dependent Aboriginal Community', *North Australia Research Bulletin* 1 (The North Australia Research Unit, Australian National University, Darwin, 1977).
- Bird, J, 'The Duty of Care and the CLERP Reforms' (1999) 17 *Company and Securities Law Journal* 141.
- Birdsall, 'All One Family: Family and Social Identity among Urban Aborigines in Western Australia' (unpublished PhD thesis, University of Western Australia, Perth, 1988).
- Blanchard, P, and Gedye, M, *The Law of Company Receiverships in Australia and New Zealand*, 2nd edn (Butterworths, Wellington, 1994).
- Blowes, R, & Trigger, D, 'Negotiating the Century Mine Agreement: issues of law, culture and politics', in Edmunds, M, (ed), *Regional Agreements: Key Issues in Australia, Case Studies* (vol. 2) Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1999).
- Boros, EJ, *Minority Shareholders' Remedies* (Clarendon, Oxford, 1995).

- Borrows, J, & Rotman, LI, 'The *Sui Generis* Nature of Aboriginal Rights: Does it Make a Difference?' (1997) 36 *Alberta Law Review* 9.
- Bottomley, S, 'From Contractualism to Constitutionalism: A Framework for Corporate Governance' (1997) 19 *Sydney Law Review* 277.
- Bottomley, S, & Parker, S, *Law in Context*, 2nd edn (Federation Press, Sydney, 1997).
- Bourke, C, & Edwards, B, 'Family and kin', in Bourke, C & Edwards, B, (eds), *Aboriginal Australia: An Introductory Reader in Aboriginal Studies* (University of Queensland Press, Brisbane, 1994).
- Bovens, M, *The Quest for Responsibility: Accountability and Citizenship in Complex Organisations* (University Press, Cambridge, 1998).
- Braithwaite, V, & Levi, M, *Trust and Governance* (Russell Sage, New York, 1998).
- Bratton, W, 'The Nexus of Contracts Corporation' (1989) 74 *Cornell Law Review* 407.
- Brennan, F, 'Land rights - the religious factor', in Charlesworth, M, (ed), *Religious Business* (Cambridge and Melbourne, Cambridge University Press, 1998).
- Brennan, F, 'Self-Determination: The Limits of Allowing Aboriginal Communities to be a Law Unto Themselves' (1993) 16 *University of New South Wales Law Journal* 245.
- Brennan, F, *Land Rights Queensland Style: The Struggle for Aboriginal Self-Management* (University of Queensland Press, Brisbane, 1992).
- Brennan, F, *The Wik Debate: Its Impact on Aborigines, Pastoralists and Miners* (University of New South Wales Press, Sydney, 1998).
- Brewer, S, 'Exemplary Reasoning: Semantics, Pragmatics, and the Rational Force of Legal Argument by Analogy' (1996) 109 *Harvard Law Review* 925.
- Brudney, V, 'Corporate Governance, Agency Costs, and the Rhetoric of Contract' (1985) 85 *Columbia Law Review* 1403.
- Buck, SJ, *The Global Commons: An Introduction* (Earthscan, London, 1998).

- Burns, NR, 'Infants as Shareholders' (1955) 28 *Australian Law Journal* 407.
- Butt, P, *Land Law*, 3rd edn (Law Book Company, Sydney, 1996).
- Byrne, DM, & Heydon, JD, *Cross on Evidence* (Butterworths, looseleaf).
- Cane, P, 'Multiple Torts, Contribution and the Dynamics of the Settlement Process' (1999) 7 *Torts Law Journal* 137.
- Carter, JW, & Harland, DJ, *Contract Law in Australia* (3rd ed, Butterworths, Sydney, 1996).
- Catlin, J, 'Western Australian Government Discussion Paper on Prescribed Bodies Corporate' (paper presented at the *PBC Workshop* organised by the National Native Title Tribunal, Perth Zoo Conference Centre, Perth, 25 November 1999).
- Charlesworth, H, 'Individual complaints: an overview and admissibility requirements', in Pritchard, S, (ed), *Indigenous Peoples, The United Nations and Human Rights* (Federation, Sydney, 1998).
- Chase, A, Rigsby, B, Martin, D, Smith, B, Winter, M, & Blackwood, P, (eds), *Mungkan, Ayapathu and Kaanju Peoples' Land Claims to Mungkan Kaanju National Park and Lochinvar USL* (Cape York Land Council, Cairns, 1998).
- Cheffins, BR, *Company Law: Theory, Structure and Operations* (Oxford University Press, 1997).
- Chesterman, S, "'Skeletal Legal Principles": The Concept of Law in Australian Land Rights Jurisprudence' (1998) 40 *Journal of Legal Pluralism and Unofficial Law* 61.
- Clarke, J, 'Law and race' in Bottomley, S, & Parker, S, *Law in Context* 2nd edn (Federation, Leichhardt, 1997).
- Clarke, J, 'The Native Title Amendment Bill 1997: a different order of uncertainty?', *CAEPR Discussion Paper No. 144* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1997).
- Clarke, J, *The Legal Status of Indigenous Australians: Representative Bodies and Land Rights* (Report for the Saami Rights Committee, Royal Norwegian Ministry of Justice, February 1996).
- Coase, R, 'The Nature of the Firm: Origin, Meaning, Influence', in Williamson, O, & Winter, S, (eds), *The Nature of the Firm:*

- Origin, Evolution, Development* (Oxford University Press, New York, 1991).
- Coase, R, 'The Nature of the Firm' (1937) 4 *Economica NS* 386.
- Coffee, JC, 'The Mandatory/Enabling Balance in Corporate Law; An Essay on the Judicial Role' (1989) 89 *Columbia Law Review* 1618.
- Cohen, F, 'Transcendental Nonsense and the Functional Approach' in Cohen, FS, *The Legal Conscience: Selected Papers of Felix S Cohen*, Cohen, LK (ed), (Yale University Press, New Haven, 1960).
- Coleman, AR, 'Duties of Directors of Corporate Trustees to Beneficiaries' (1984) 2 *Company and Securities Law Journal* 147.
- Collins, H, *The Law of Contract*, 2nd edn (Butterworths, London, 1993)
- Collins, L, (ed), *Dicey and Morris on the Conflict of Laws*, 12th edn (Stevens, London, 1993).
- Commonwealth of Australia, *National Review of Education for Aboriginal and Torres Strait Islander Peoples: Final Report* (Department of Employment, Education and Training, Canberra, 1995).
- Connolly, T, 'On the Limits of Cultural Difference', paper presented to the Social and Political Theory Group, Research School of Social Sciences, Australian National University, Canberra, 15 December 1999.
- Cooter, RD, 'Inventing Market Property: The Land Courts of Papua New Guinea' (1991) 25 *Law and Society Review* 759.
- Cowen Z, & Zines, L, *Federal Jurisdiction in Australia*, 2nd edn (Oxford University Press, Melbourne, 1978).
- Cowlshaw, J, 'Helping Anthropologists: Cultural Continuity in the Constructions of Aboriginalists' (1990) 13(2) *Canberra Anthropology* 1-28.
- Crough, G, & Cronin, D, 'Aboriginal Resource Agencies in the Kimberley Region', in Fingleton et al, vol 2 (1996).
- Crough, G, & Cronin, D, 'Maningrida Council Inc and Bawinanga Aboriginal Corporation', in Fingleton et al, vol 2 (1996).
- Crutchfield, P, *Corporate Voluntary Administration Law*, 2nd edn (Law Book Company, Sydney, 1997).

- d'Abbs, P, Togni, S, & Crundall, I, *The Tennant Creek Liquor Licensing Trial, August 1995-February 1996: An Evaluation* (Menzies School of Health Research, occasional paper 2/96, Darwin, 1996).
- Dal Pont, G, & Chalmers, D *Equity and Trusts in Australia and New Zealand* (law Book Company, Sydney,1996).
- Dalrymple, D, 'The Forgotten Option: Part III of the Aboriginal Councils and Associations Act 1976 (Cth)' (1988) 2(32) *Aboriginal Law Bulletin*.
- Davies, J, 'The uncertainty of the political', in Sutton, P, *Country: Aboriginal Boundaries and Land Ownership in Australia* (Australian History Monographs, Canberra, 1995).
- Davies, PL, *Gower's Principles of Modern Company Law*, 6th edn (Sweet & Maxwell, London, 1997).
- de Soya, A, 'Claimant Applications: Merit and the Registration Test' (1999/2000) 4 *Native Title News* 22.
- de Villiers, B, 'Notes on Establishing and Managing Body Corporates: Experiences in the Goldfields' (paper presented at PBC conference organised by the National Native Title Tribunal, Perth, 25 November 1999).
- Demsetz, H, *Ownership, Control, and the Firm: The Organization of Economic Activity* (Basil Blackwell, Oxford, 1988).
- Derrida, J, 'Différance', in Derrida, J, *Margins of Philosophy* (Harvester Press, Brighton, 1982).
- Deveraux, K, 'Looking at country from the heart', in Rose, D & Clarke, A, (eds) *Tracking Knowledge in North Australian Landscapes* (North Australian Research Unit, Australian National University, Darwin, 1997).
- Dewey, J, 'The Historical Background of Corporate Legal Personality' (1926) 35 *Yale Law Journal* 655.
- Dorsett, S, & Godden, L, *A Guide to Overseas Precedents of Relevance to Native Title* (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1998).
- Dworkin, RM, *Law's Empire* (Belknap, Cambridge, MA, 1986).
- Easterbrook, FH, & Fischel, DR, *The Economic Structure of Corporate Law* (Harvard University Press, Cambridge MA, 1991).

- Eckermann, A-K, & Dowd, LT, 'Structural Violence and Aboriginal Organisations in Australia' (1998) 27 *Journal of Legal Pluralism* 55.
- Edmunds, M, 'Conflict in native title claims', *Land, Rights, Laws: Issues of Native Title, Issues Paper No. 7* (Native Titles Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1995).
- Edwards, WH, 'Leadership in Aboriginal Society', in Edwards , WH, (ed), *Traditional Aboriginal Society*, 2nd edn (Macmillan Education Australia, Melbourne, 1998).
- Elkin, AP, *Aboriginal Men of High Degree* (Australasian Publishing Company, Sydney, 1944).
- Ehrlich, E, *Fundamental Principles of the Sociology of Law* (Harvard University Press, Cambridge MA, 1936).
- Essays on the Mabo Decision* (Law Book Ccompany, Sydney, 1993).
- Falk Moore, S, 'Legal liability and evolutionary interpretation: some aspects of strict liability, self-help, and collective responsibility', in Falk Moore, S, *Law as Process: An Anthropological Approach* (Routledge Kegan Paul, 1978).
- Falk Moore, S, *Law as Process: An Anthropological Approach* (Routledge & Kegan Paul, London, 1978).
- Farley, R, 'Practical considerations in negotiating Regional Agreements' (1999) 4 (21) *Indigenous Law Bulletin* 16.
- Farrar, JH, 'Legal Issues Involving Corporate Groups' (1998) 16 *Company and Securities Law Journal* 184.
- Finch, V, 'Company Directors: Who Cares About Skill and Care?' (1992) 55 *Modern Law Review* 179.
- Fingleton, J, et al, *Final Report - Review of the Aboriginal Councils and Associations Act 1976 (Cth)* (vols 1 & 2) (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1996).
- Fingleton, J, 'Back of Beyond: the review of *the Aboriginal Councils and Associations Act 1976* in perspective' (1997) 4(6) *Indigenous Law Bulletin* 14.
- Finlayson, J, *Negotiating the Registration Test for Native Title Claims: A Manual for Anthropologists Working with Native title Representative Bodies* (Aboriginal and Torres Strait Islander Commission, Canberra, 1996).

- Finlayson, J, 'Aboriginal tradition and Native Title Representative Bodies', in Smith and Finlayson (eds) (1997).
- Finlayson, JD, & Fingleton, JS (eds), *Proof and Management of Native Title* (Summary of proceedings of a workshop conducted by the Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies at University House, Canberra, 31 January to 1 February 1994).
- Finlayson, JD, & Fingleton, JS, (eds), 'What is Community?' in Finlayson & Fingleton (1994).
- Finn, PD, 'A Sovereign People, a Public Trust', in PD Finn (ed), *Essays on Law and Government: Volume 1 – Principles and Values* (Law Book Company, Sydney, 1995).
- Finn, PD, 'Fiduciary Law and the Modern Commercial World', in McKendrick, E, (ed), *Commercial Aspects of Trusts and Fiduciary Obligations* (Clarendon, Oxford, 1992).
- Finn, PD, 'The Fiduciary Principle' in Youdan, TG, (ed), *Equity, Fiduciaries and Trusts* (Carswell, Toronto, 1989).
- Finn, PD, 'Shareholder Agreements' (1978) 6 *Australian Business Law Review* 97.
- Finn, PD, *Fiduciary Obligations* (Sydney, Law Book Company, 1977).
- Finn, PD, 'Public Officers: Some Personal Liabilities' (1977) 51 *Australian Law Journal* 313.
- Fletcher, C, *Aboriginal Politics: Intergovernmental Relations* (Melbourne University Press, Melbourne, 1992).
- Fletcher, KL, *The Law Relating to Non-profit Associations in Australia and New Zealand* (Law Book Company, Sydney, 1986).
- Freeman, D, 'On The Concept of The Kindred' (1961) 91 *Journal of the Royal Anthropological Institute* 192.
- Fridman, GHL, *Law of Agency*, 7th ed (Butterworths, London, 1996).
- Friedmann, D, 'Valid, voidable, qualified, and non-existing obligations: an alternative perspective on the Law of Restitution', in Burrows, A, (ed), *Essays on the Law of Restitution* (Clarendon, Oxford, 1991).
- Ford, HAJ, *Unincorporated Non-Profit Associations: Their Property and Liability* (Clarendon Press, Oxford, 1959).

- Ford, HAJ, Austin, RP, & Ramsay, IM, *An Introduction to the CLERP Act 1999* (Butterworths, Sydney, 2000).
- Ford, HAJ, Austin, RP, & Ramsay, IM, *Ford's Principles of Corporations Law in Australia* (Butterworths, Sydney, looseleaf).
- Ford, HAJ, & Lee, WA, *Principles of the Law of Trusts* (Sydney, Law Book Company, looseleaf).
- Fortes, M, *Kinship and the Social Order: The Legacy of Lewis Henry Morgan* (Routledge and Kegan Paul, London, 1969)
- French, Hon Justice RS, 'The limits to justice – Law reform and Indigenous rights', in Meyers, GD, (ed.) *In the Wake of Wik: Old Dilemmas; New Directions in Native Title Law* (Perth, National Native Title Tribunal, May 1999).
- Frug, GE, 'The City as a Legal Concept' (1980) 93 *Harvard Law Review* 1059.
- Galanter, M, 'Adjudication, litigation and related phenomena' in Lipson, L, & Wheeler, S, (eds), *Law and the Social Sciences* (Russell Sage Foundation, New York, 1984).
- Gardiner, S, *Introduction to the Law of Trusts* (Oxford, Clarendon, 1990).
- Gates, S, 'Recent Changes to Corporate Capacity and Agency' (1985) 15 *Federal Law Review* 206.
- Gerrard, G, 'Everyone Will be Jealous for that Mutika' (1989) 19(2) *Mankind* 95.
- Gerritsen, R, 'Blackfellas and whitefellas', in Loveday, P, (ed), *Service Delivery to Remote Communities* (North Australian Research Unit, Darwin, 1982).
- Gillooly M, (ed), *The Law Relating to Corporate Groups* (Federation Press, Sydney, 1993).
- Glover, J, *Commercial Equity-Fiduciary Relationships* (Butterworths, Sydney, 1995).
- Goddard, C, *Semantic Analysis: A Practical Introduction*, (Oxford University Press, Oxford, 1998).
- Goldwasser, VR, 'Shareholder Agreements - Potent Protection for Minorities in Closely Held Corporations' (1994) 22 *Australian Business Law Review* 265.
- Goodin, RE, 'Institutions and their design' in Goodin, RE (ed), *The Theory of Institutional Design* (Cambridge University Press, 1996).

- Goody, J, *The Logic of Writing and the Organization of Society* (Cambridge University Press, Cambridge, 1986).
- Gower, LCB, *Gower's Principles of Modern Company Law* 7th edn (Stevens, London, 1997).
- Goot, M, & Rowse, T, *Make a Better Offer: The Politics of Mabo* (Pluto Press, Leichhardt NSW, 1994).
- Gordon, JN, 'The Mandatory Structure of Corporate Law' (1989) 89 *Columbia Law Review* 1549.
- Grace, J, 'Claimant group descriptions: Beyond the strictures of the registration test', *Land, Rights, Laws: Issues of Native Title, Issues Paper No. 2*, Native Titles Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1999).
- Grantham, R, 'Ultra Vires: Gone But Not Forgotten' (1993) 10 *Australian Bar Review* 233.
- Gray, K, 'Property in Thin Air' (1991) 50 *Cambridge Law Journal* 252.
- Gray, K, & Gray, S, 'The Idea of Property in Land', in Bright, S, & Dewar, J, (eds), *Land Law: Themes and Perspectives* (Oxford University Press, Oxford, 1998).
- Gray, M, Hunter, B, & Schwab, RG, 'A critical survey of indigenous education outcomes', *CAEPR Discussion Paper No. 170* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1998).
- Green, NN, 'Security of Transaction after Phonogram' (1984) 47 *Modern Law Review* 671-91.
- Gummow, Hon Justice, 'Compensation for Breach of Fiduciary Duty', in Youdan, TG, (ed), *Equity, Fiduciaries and Trusts* (Carswell, Toronto, 1989).
- Guy Peters, B, *The Future of Governing: Four Emerging Models* (University of Kansas Press, Lawrence, 1995).
- Habermas, J, *Between Facts and Norms: Contributions to a Discourse Theory of Law and Democracy* (Polity, Cambridge, 1996).
- Habermas, J, *Postmetaphysical Thinking* (MIT Press, Cambridge MA, 1992).
- Habermas, J, *The Theory of Communicative Action - Volume 2: Lifeworld and System* (Polity, Cambridge, 1987).
- Habermas, J, *Legitimation Crisis* (Boston, Beacon, 1975).

- Hambrook, JP, 'Pre-Incorporation Contracts and the National Companies Code: What Does Section 81 Really Mean?' (1982) *Adelaide Law Review* 119.
- Hamilton, A, 'Descended from Father, Belonging to Country: Rights to Land in the Australian Western Desert', in Leacock, E, & Lee, R, (eds), *Politics and History in Band Societies* (Cambridge University Press, Cambridge, 1982).
- Hansmann, H, 'Ownership of the Firm' (1988) 4 *Journal of Law, Economics and Organisation* 268.
- Harkins, J, *Bridging Two Worlds: Aboriginal English and Crosscultural Understanding* (University of Queensland Press, Brisbane, 1994).
- Hart, HLA, *The Concept of Law* (Clarendon, Oxford, 1961).
- Hart, HLA, 'Definition and Theory in Jurisprudence' (1954) 70 *Law Quarterly Review* 37.
- Hayes, P, 'Prescribed Bodies Corporate: Options and Problems: Mer Gedkem Le - A Case Study' (paper presented at the 'Native Title in the New Millennium' Representative Bodies Legal Conference, Melbourne, 16–20 April 2000).
- Held, D, *Models of Democracy* (Stanford University Press, Stanford, 1987).
- Hiatt, LR, 'Aboriginal political life', in Edwards, WH, (ed) *Traditional Aboriginal Society*, 2nd edn (Macmillan Education Australia, Melbourne, 1998).
- Hiatt, LR, *Kinship and Conflict: A Study of an Aboriginal Community in Northern Arnhem Land* (Australian National University, Canberra, 1965).
- Hiley, G, (ed), *The Wik case: Issues and Implications* (Butterworths, Sydney, 1997).
- Hill, J, 'Public Beginnings, Private Ends - Should Corporate Law Privilege the Interests of Shareholders?' (1998) 9(1) *Australian Journal of Corporate Law* 21.
- Hill, J, 'Cross Guarantees in Corporate Groups' (1992) 10 *Company and Securities Law Journal* 312.
- Hill, J, 'The Liability of Passive Directors: *Morley v Statewide Tobacco Services Ltd*' (1992) 14 *Sydney Law Review* 504.
- Hill, J, 'Preference shares', in Vann, R, & Austin, R, (eds), *The Law of Public Company Finance* (Law Book Company, Sydney, 1986).

- Hindess, B, *Discourses of Power: from Hobbes to Foucault* (Oxford, Blackwell, 1996).
- Holdsworth, W, *A History of English Law: Volume 1 - The History of the English Judicial System*, 7th edn (Methuen, Sweet & Maxwell, London, 1969).
- Hooker, MB, *Legal Pluralism: An Introduction To Colonial and Neo-Colonial Laws* (Clarendon, Oxford, 1975).
- Horn, MJ, *The Political Economy of Public Administration: Institutional Choice in the Public Sector* (Cambridge University Press, Melbourne, 1995).
- Horrigan, B, & Young, S, (eds) *Commercial Implications of Native Title* (Federation Press, Sydney, 1997).
- Horrigan, B, 'Native title overview: commercial dimensions and ongoing developments', in Horrigan, B, & Young, S, (eds) 1997.
- Horrigan, B, 'Practical implications for financiers, land dealers, investors and professional advisers', in Horrigan, B, & Young, S, (eds) (1997).
- Horwitz, MJ, 'Santa Clara Revisited: The Development of Corporate Theory' (1985–86) 88 *West Virginia Law Review* 173.
- House of Representatives Standing Committee on Aboriginal and Torres Strait Islander Affairs, *Unlocking the Future: The Report of the Inquiry into the Reeves Review of the Aboriginal Land Rights (Northern Territory) Act 1976* (Parliament of the Commonwealth of Australia, Canberra, 1999).
- Human Rights and Equal Opportunity Commission, *Bringing Them Home: Report of the National Inquiry into the Separation of Aboriginal and Torres Strait Islander Children from Their Families*, National Inquiry into the Separation of Aboriginal and Torres Strait Islander Children from their Families (Human Rights and Equal Opportunity Commission, Sydney, 1997).
- Hunt, BC, *The Development of the Business Corporation in England 1800–1867* (Harvard Economic Studies, Cambridge MA, 1936).
- Industry Commission, *Charitable Organisations in Australia* (Australian Government Publishing Service, Canberra, 1996).
- Ireland, P, 'The Rise of the Limited Liability Company' (1984) *International Journal of the Sociology of Law* 239.
- Ireland, P, Grigg-Spall, I, & Kelly, D, 'The Conceptual Foundations of Modern Company Law' (1987) 14 *Journal of Law and Society* 149.

- Irving, G, 'Prescribed Bodies Corporate: The Statutory Displacement Of the Right To Manage Native Title – A Prescription for Conflict' (paper presented at the 'Native Title in the New Millennium' Representative Bodies Legal Conference, Melbourne, 16–20 April 2000).
- Iverson, D, 'Decolonizing the Rule of Law: *Mabo's* case and Postcolonial Constitutionalism' (1997) 17 *Oxford Journal of Legal Studies* 253.
- Jeffrey, P, 'Escaping the Net: Native Title as a Defence to Breaches of Australia's Fishing Laws' (1997) 20 *University of New South Wales Law Journal* 352.
- Jensen, MC, & Meckling, WH, 'Theory of the Firm: Managerial Behaviour, Agency Costs and Ownership Structure' (1976) 3(4) *Journal of Financial Economics* 305.
- Joske, C, 'Case study: Ngaanyatjarra Council (Aboriginal Corporation)', in Fingleton et al, vol 2 (1996).
- Kahn-Freund, O, 'On Uses and Misuses of Comparative Law' (1974)
- Kamili Council & Neowarra, P, 'Ngarinyin response to the Wik decision (1997) 4 *Indigenous Law Bulletin* 16.
- Karpoff, JM, & Rice, EM, 'Organizational Form, Share Transferability, and Firm Performance: Evidence from the ANCSA Corporations' (1989) 24 *Journal of Financial Economics* 69.
- Kay, N, 'Corporate Governance and Transaction Costs', in McCahery, J, Picciotto, S, & Scott, C, (eds), *Corporate Control and Accountability: Changing Structures and the Dynamics of Regulation* (Clarendon, Oxford, 1993).
- Kee, S, 'Indigenous Land Use Agreements: Which, Why and Where?' (paper presented at the 'Native Title in the New Millennium' Representative Bodies Legal Conference, Melbourne, 16–20 April 2000).
- Keen, I, 'Norman Tindale and me: anthropology, genealogy, authenticity', in Finlayson, JD, Rigsby, B & Bek, HJ, (eds), *Connections in Native Title: Genealogies, Kinship and Groups* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1999).
- Keen, I (ed), *Being Black: Aboriginal Cultures in 'Settled' Australia* (Aboriginal Studies Press, Canberra, 1991).

- Keen, I, 'Metaphor and metalanguage: 'groups' in northeast Arnhem Land' (1995) 22 *American Ethnologist* 502.
- Keen, I, *Knowledge and Secrecy in an Aboriginal Religion* (Clarendon, Oxford, 1994).
- Keesing, RM, *Kin Groups and Social Structure* (Holt Rinehart and Winston, Fort Worth, 1975).
- Kidd, R, *The Way We Civilise: Aboriginal Affairs - The Untold Story* (University of Queensland Press, St Lucia, Qld, 1997).
- Koch, H, 'Non-Standard English in an Aboriginal Land Claim' in Pride, JB, (ed) *Cross-Cultural Encounters: Communication and Mis-Communication* (River Seine Publications, Melbourne, 1985).
- Kuper, A, *Anthropologists and Anthropology: The British School 1922-72* (Penguin, Harmondsworth, 1973).
- Kymlicka, W, *Multicultural Citizenship* (Clarendon, Oxford, 1995).
- Land Tribunal (Qld), *Aboriginal Land Claims to Vacant Crown Land in the Vicinity of Birthday Mountain* (Goprint, Brisbane, 1995).
- Land Tribunal (Qld), *Aboriginal Land Claims to Cape Melville National Park, Flinders Group National Park, Clack Island National Park, and nearby islands* (Goprint, Brisbane, 1994).
- Land Tribunal (Qld), *Aboriginal Land Claim to Simpson Desert National Park* (Goprint, Brisbane, 1994).
- Lane, P, 'Native Title Litigation' (1999) 18 *Australian Bar Review* 147.
- Lange, AD, *Horsley's Meetings: Procedure, Law and Practice*, 4th edn (Butterworths, Sydney, 1998).
- Laski, HJ, 'The Personality of Associations' (1916) 29 *Harvard Law Review* 404.
- Law Reform Commission - Australia, *The Recognition of Aboriginal Customary Laws*, vol 1, Report 31 (AGPS, Canberra, 1986).
- Legislative Assembly, Parliamentary Committee of Public Accounts, *Financial Administration of Aboriginal and Island Councils: Effectiveness of Councils, Support for Councils, Training*, Report No 2 (Queensland Legislative Assembly, Brisbane, November, 1991).
- Lerner, N, 'Racial discrimination, collective rights and group rights', in Race Discrimination Commissioner, *The Racial Discrimination*

- Act: A Review* (Australian Government Publishing Service, Canberra, 1995).
- Levitus, R, 'The boundaries of Gagudju Association membership: anthropology, law and public policy', in Connell, J, & Howitt, R (eds), *Mining and indigenous People in Australasia* (Sydney University Press, Sydney, 1991).
- Levitus, R, Martin, D, & Pollack, D, 'Regionalisation of Northern Territory Land Councils', *CAEPR Discussion Paper No. 192* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1999).
- Lewington, J, Roberts, S, and Brownley, Y, 'Multiplicity and complexity: the Goldfields Land Council's native title experience', in Smith & Finlayson (eds) (1997).
- Ley, J, 'Administrative Decision-making and Review under the *Aboriginal Councils and Associations Act 1976*', in Fingleton et al, vol 2 (1996).
- Libesman T, & Cuneen, C, 'Case Studies, NSW', in Fingleton et al, vol 2 (1996).
- Lindell, G, 'Responsible Government', in Finn, PD, (ed), *Essays on Law and Government: Volume 1* (Law Book Company, Sydney, 1995).
- Lipton, P, *The Authority of Agents and Officers to Act for a Company: Legal Principles* (Centre for Corporate Law and Securities Regulation, University of Melbourne, Melbourne, 1996).
- Lofgren, N, 'Complaint Procedures under Article 14 of the International Convention on the Elimination of All Forms of Racial Discrimination' (1994) 3(67) *Aboriginal Law Bulletin* 11.
- Lokan, A, 'From Recognition to Reconciliation: The Functions of Aboriginal Rights Law' (1999) 23 *Melbourne University Law Review* 65.
- Luhmann, N, *Legimation durch Verfahren* (Suhrkamp, Frankfurt-am-Main, 1983).
- Lukes, S, 'Making Sense of Moral Conflict', in Rosenblum, N, (ed), *Liberalism and Moral Life* (Harvard University Press, Cambridge MA, 1989).
- Lyotard, J-F, *The Differend: Phrases in Dispute* (University of Minnesota Press, Minneapolis, 1988).
- MacCormick, N, *H.L.A. Hart* (Edward Arnold, London, 1981).

- Macdonald, GM, “‘Recognition and Justice’: The Traditional/Historical Contradiction in New South Wales”, in Smith & Finlayson (eds) (1997).
- Macdonald, GM, ‘Adoption and Social Organization among the Saibailaig of Torres Strait’ (BA Hons Thesis, La Trobe University, Bundoora, 1980).
- MacDonald, G, ‘A Wiradjuri Fight Story’, in Keen (ed) (1991).
- MacDonald, KD, ‘Commercial Implications of Native Title for Mining and Resources’ in Horrigan, B, & Young, S, (eds) (1997).
- Macklem, P, ‘First Nations Self-Government and the Borders of the Canadian Legal Imagination’ (1991) 36 *McGill Law Journal* 382.
- McPherson, ‘Winding Up on the ‘Just and Equitable’ Ground’ (1964) 27 *Modern Law Review* 282.
- Maddock, K, ‘The Definition and Interaction of Natural and Artificial Persons in Aboriginal Land Rights’ (1985) 5 *Anthropological Forum* 385.
- Maddock, K, ‘Aboriginal customary law’, in Hanks, P, & Keon-Cohen, B, (eds), *Aborigines and The Law: Essays in Honour of Elizabeth Eggleston* (Allen & Unwin, Sydney, 1984).
- Maddock, K, “‘Owners”, “Managers” and the choice of statutory traditional owners by anthropologists and lawyers’, in Peterson, N, & Langton, M, (eds), *Aborigines, Land and Land Rights* (Australian Institute of Aboriginal Studies Press, Canberra, 1983).
- Maddock, K, *The Australian Aborigines: A Portrait of their Society* (Penguin, Ringwood, 1982).
- Magner, ES, *Joske’s Law and Procedure at Meetings in Australia* (8th ed, Law Book Company, Sydney, 1994).
- Maine, HS, *Ancient Law: Its Connection with the Early History of Society and its Relation to Modern Ideas* (John Murray, London, 1861).
- Maitland, FW, ‘Trust and Corporation’, in Fisher, HAL (ed) *The Collected Papers of Frederick William Maitland*, vol III (Cambridge University Press, Cambridge, 1911).
- Malinowski, B, *Crime and Custom in Savage Society* (Routledge & Kegan Paul, London, 1961 (1926)).

- Mantziaris, C, 'Beyond the *Aboriginal Councils and Associations Act?* Part I' (1997) 4(5) *Indigenous Law Bulletin* 10; 'Part II' (1997) 4(6) *Indigenous Law Bulletin* 7 & 16.
- Mantziaris, C, 'Problems with Prescribed Bodies Corporate' (1999) 4(22) *Indigenous Law Bulletin* 21.
- Mantziaris, C, 'The dual view theory of the corporation and the aboriginal corporation' (1999) 27 *Federal Law Review* 283.
- Mantziaris, C, & Martin, D, *Guide to the Design of Native Title Corporations* (National Native Title Tribunal, Perth, 1999).
- Martin, DF, 'Deal of the Century? - A Case Study from the Pasmenco Century project' (1998) *Indigenous Law Bulletin* 4(11).
- Martin, DF, 'The incorporation of traditional and historical interests in Native Title Representative Bodies', in Smith & Finlayson (eds) (1997).
- Martin, DF, 'A Limited Anthropological Survey of the Greater Mt Isa Region: Implications for the Establishment of a Native Title Representative Body' (unpublished report to the Native Title Branch, Aboriginal and Torres Strait Islander Commission, Canberra, 1996).
- Martin, DF, 'The NATSIS as a regional planning and policy tool', in Altman, JC, & Taylor, J, (eds) *The 1994 National Aboriginal and Torres Strait Islander Survey: Findings and Future Prospects*, Research Monograph No. 11 (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1995).
- Martin, DF, 'A claimant-led recovery? Aboriginal group dynamics and native title claims', in Fingleton, J, & Finlayson, J, (eds) *Anthropology in the Native Title Era*, Proceedings of a workshop held at the Australian Institute of Aboriginal and Torres Strait Island Studies (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 14-15 February, 1995).
- Martin, DF, 'Report to the Hon. Robert Tickner regarding the proposal to establish the North East Arnhem Ringgitj Land Council' (Aboriginal and Torres Strait Islander Commission, Canberra, 1995).
- Martin, DF, 'Money, business and culture: issues for Aboriginal economic policy', *CAEPR Discussion Paper No. 101* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1995).

- Martin, DF, 'Autonomy and Relatedness: an ethnography of Wik people of western Cape York Peninsula' (PhD Thesis, Australian National University, Canberra, 1993).
- Martin, DF, & Finlayson, JD, 'Linking self-determination and accountability in Aboriginal organisations' in *CAEPR Discussion Paper No. 116* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1996).
- Martin, DF, & Finlayson, JD, 'Conclusions and recommendations', in Fingleton et al (1996).
- Martin, DF, & Taylor, J, 'Enumerating the Aboriginal population of remote Australia: methodological and conceptual issues', *CAEPR Discussion Paper No. 91* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1997).
- Mason, Sir A, 'International Law as a Source of Domestic Law', in Opekin, BR & Rothwell, DR, (eds), *International Law and Australian Federalism* (Melbourne University Press, Melbourne, 1997).
- Mason, K, & Carter, JW, *Restitution Law in Australia* (Butterworths, Sydney, 1995).
- Mattingley, C, & Hampton, K, (eds), *Survival In Our Own Land: Aboriginal Experiences in South Australia Since 1836*, 2nd edn (Hodder and Stoughton, Sydney, 1992).
- May, D, *Aboriginal Labour and the Cattle Industry: Queensland From White Settlement to the Present* (Cambridge University Press, Cambridge, 1994).
- McGregor Lowndes, M, & Rodman, S, 'Charitable Organisations, the Industry Commission and Tax Office Audits: How a Stitch in Time Might Save Nine' (1995) *CCH Journal of Australian Taxation* 16.
- McKnight, JD, 'Sorcery in an Australian Tribe' (1981) 20(1) *Ethnology* 31.
- McRae, H, Nettheim, G, & Beacroft, L, *Aboriginal Legal Issues: Commentary and Materials* (Law Book Company, Sydney, 1991).
- McNeil, K, 'Aboriginal Title and Aboriginal Rights: What's the Connection?' (1997) 36 *Alberta Law Review* 117.
- McNeil, K, 'Envisaging Constitutional Space for Aboriginal Governments' (1994) 19 *Queen's Law Journal* 95.
- McNeil, K, *Common Law Aboriginal Title* (Clarendon, Oxford, 1989).

- Meagher, RP, & Gummow, WMC, *Jacob's Law of Trusts*, 6th edn (Butterworths, Sydney, 1997).
- Meagher, RP, Gummow, WMC, & Lehane, JRF, *Equity: Doctrines and Remedies* (3rd edn, Butterworths, Sydney, 1992).
- Meggitt, M, *Desert People: A Study of Walbiri Aborigines of Central Australia* (Angus and Robertson, Sydney, 1974).
- Merlan, F, *Caging the Rainbow: Place, Politics, and Aborigines in a North Australian Town*, (University of Hawai'i Press, Honolulu, 1998).
- Merlan, F, 'Fighting Over Country: Four Commonplaces', in Smith & Finlayson (eds) (1997).
- Merlan, F, 'The Objectification of "Culture": An Aspect of Current Political Process in Aboriginal Affairs' (1989) 6 *Anthropological Forum* 105.
- Merry Engle, S, 'Legal Pluralism' (1988) 22 *Law & Society Review* 867.
- Millon, D, 'Communitarianism in Corporate Law: foundations and law reform strategies', in Mitchell, LE, (ed), *Progressive Corporate Law* (Westview, Boulder CO, 1995).
- Mitchell, LE , 'Trust, Contract, Process', in Mitchell (ed), *Progressive Corporate Law* (Westview, Boulder CO, 1995).
- Mitchell, L, (ed), *Progressive Corporate Law* (Westview, Boulder, 1995).
- Mitchell, V, 'The Concept of "Honesty" under Section 232(2) of the Corporations Law' (1994) 12 *Company and Securities Law Journal* 231.
- Morphy, H, *Ancestral Connections: Art and an Aboriginal System of Knowledge* (University of Chicago Press, Chicago, 1991).
- Morphy, F, & Morphy, H, 'Owners, Managers, and Ideology: a comparative analysis', in Hiatt, LR, (ed), *Aboriginal Landowners: Contemporary Issues in the Determination of Traditional Aboriginal Land Ownership* (Oceania, Sydney, 1984).
- Morris, B, *Domesticating Resistance: The Dhan-Gadi Aborigines and the Australian State* (Berg, Oxford, 1989).
- Morton, J, 'The Palm Valley Land Claim: Anthropologist's report' (Central Land Council, Alice Springs, 1992).

- Morton, J, 'Arrente (Aranda) land Tenure: an Evaluation of the Strehlow Model', in *Strehlow Research Centre Occasional Paper* no. 1 (Alice Springs, Strehlow Research Centre, 1997).
- Morton, J, 'Why Can't They be Nice to One Another? Anthropology and the Generation and Resolution of Land Claim Disputes', in Smith and Finlayson (eds) (1997).
- Mowbray, M, 'Localism, Dominance and Local Government' (PhD thesis, University of New South Wales, Sydney, 1987).
- Mueller-Vollmer, K, (ed), *The Hermeneutics reader: Texts of the German Tradition from the Enlightenment to the Present* (Basil Blackwell, Oxford, 1986).
- Mulgan, R, 'The Processes of Public Accountability' (1997) 56 *Australian Journal of Public Administration* 25.
- Murphy, K, presentation at the PBC Workshop organised by the National Native Title Tribunal, Department of Natural Resources, Brisbane, 8 December 1999.
- Myers, FR, 'Always Ask: resource use and land ownership among Pintupi Aborigines of the Australian Western Desert', in Edwards, WH, (ed), *Traditional Aboriginal Society*, 2nd edn (Macmillan Education Australia, Melbourne, 1998).
- Myers, FR, *Pintupi Country, Pintupi Self: Sentiment, Place and Politics among Western Desert Aborigines* (Australian Institute of Aboriginal Studies and Smithsonian Institution Press, Canberra and Washington, 1986).
- Myers, FR, 'Reflections on a Meeting: Structure, Language and the Polity in a Small-scale Society' (1986) 13 *American Ethnologist* 430.
- Neate, GJ, 'Representing native title groups: confidentiality, access and resolution of native title' in Strelein, L, (ed), *Working with the Native Title Act: Alternatives to the Adversarial Method* (Proceedings from a Workshop held 4-5 June 1997, Native Title Research Unit, Canberra (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra 1998).
- Neate, GJ, 'Resolving Native Title Issues: The Relationship between the Federal Court of Australia and the National Native Title Tribunal' (paper delivered at the Federal Court of Australia, Native Title Workshop, 15 April 1999, Federal Court of Australia, Sydney Registry, 1999).

- Neate, GJ, 'Three Lessons for Australians from *Delgamuukw v British Columbia*' (Paper for Australian Anthropological Society Workshop, Australian National University, Canberra, 4 October 1998).
- Neate, GJ, 'Proof of native title', in Horrigan, B, & Young, S (eds) (1997).
- Neate, GJ. 'Looking after Country: Legal Recognition of Traditional Rights to and Responsibilities for Land' (1993) 16 *University of New South Wales Law Journal* 161.
- Neate, GJ, *Aboriginal Land Rights Law in the Northern Territory* (vol 1, Alternative Publishing Co-operative, Chippendale, NSW, 1989).
- Neate, GJ, 'Legal Language Across Cultures: Finding the Traditional Aboriginal Owners of Land (1981) 12 *Federal Law Review* 187.
- NSW Independent Commission Against Corruption (ICAC), *Preventing Corruption in Aboriginal Land Councils: a Discussion Paper* (ICAC, Sydney, 1997).
- Nicholls, Lord, of Birkenhead, 'Trustees and their Broader Community: Where Duty, Morality and Ethics Converge' (1996) 70 *Australian Law Journal* 205.
- North, PM, Fawcett, JJ, *Cheshire and North's Private International Law* (12th ed, Butterworths, London, 1992).
- O'Flaherty, M, 'Substantive provisions of the International Convention on the Elimination of All Forms of Racial Discrimination', in Pritchard, S, (ed), *Indigenous Peoples, The United Nations and Human Rights* (Federation, Sydney, 1998).
- O'Flaherty, M, 'Individual communications: the Convention Against Torture and the Convention on the Elimination of All Forms of Racial Discrimination', in Pritchard, S, (ed), *Indigenous Peoples, The United Nations and Human Rights* (Federation, Sydney, 1998).
- O'Malley, P, 'Indigenous Governance' in Dean, M, & Hindess, B, *Governing Australia: Studies in Contemporary Rationalities of Government* (Cambridge University Press, Melbourne 1998).
- Ong, WJ, *Orality and Literacy: The Technologizing of the Word* (Methuen, London, 1982).
- Orr, G, 'Damages for Loss of Cultural Fulfilment in Indigenous Community Life' (1997) 4(6) *Indigenous Law Bulletin* 17-9.

- Queensland Parliamentary Committee of Public Accounts, *Aboriginal Councils and Torres Strait Island Councils: Review of Financial Reporting Requirements*, Report No. 42 (Queensland Legislative Assembly, Brisbane, November 1997).
- Parkinson, P, 'Fiduciary Obligations' in Parkinson, P, (ed), *The Principles of Equity* (Law Book Company, Sydney, 1996).
- Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund, *An Inquiry into the Compatibility of the Native title Act with Australia's International Legal Obligations* (the CERD Inquiry), report tabled 28 June 2000.
- Patton, P, 'Sovereignty, Law and Difference in Australia: After the *Mabo* Case' (1996) 21 *Alternatives* 149.
- Pearce, D, & Argument, S, *Delegated Legislation in Australia and New Zealand* (Butterworths, Sydney, 1999).
- Pearson, N, 'From remnant title to social justice', in Goot, M, & Rowse, T, (eds) (1994).
- Pearson, N, 'The concept of native title at common law', in Yunupingu, G, (ed), *Our Land is Our Life: Land Rights Past, Present and Future* (University of Queensland Press, St Lucia, 1997).
- Peterson, N, 'Reeves in the Context of the History of Land Rights Legislation: Anthropological Perspectives', in Altman, Morphy & Rowse (eds) (1999).
- Peterson, N, 'Demand Sharing: Reciprocity and the Pressure for Generosity among Foragers' (1993) 95 *American Anthropologist* 860.
- Peterson, N, & Long, J, *Australian Territorial Organization: a Band Perspective* (Oceania Monographs, University of Sydney, Sydney, 1986).
- Pickering, MA, 'The Company as a Separate Legal Entity' (1968) 31 *Modern Law Review* 481.
- Pommersheim, F, 'The Crucible of Sovereignty: Analyzing Issues of Tribal Jurisdiction' (1989) 31 *Arizona Law Review* 329.
- Pound, R, *Jurisprudence*, 5 vols (West Publishing, St Paul, 1959).
- Prentice, DD, 'Winding Up on the Just and Equitable Ground: The Partnership Analogy' (1973) 89 *Law Quarterly Review* 107.

- Pritchard, S, 'Special Measures', in Race Discrimination Commissioner, *Racial Discrimination Act 1975: A Review* (Australian Government Publishing Service, Canberra, 1995).
- Radcliffe-Brown, AR, *Structure and Function in Primitive Society: Essays and Addresses* (Cohen and West, London, 1968).
- Radcliffe-Brown, AR, *The Social Organization of Australian Tribes* (ANU Library, Canberra, 1973 (a collection of articles printed in the journal *Oceania* in 1931).
- Rawls, J, 'The Idea of an Overlapping Consensus' (1987) 7 *Oxford Journal of Legal Studies* 1.
- Rawls, J, *A Theory of Justice* (Oxford University Press, Oxford, 1972).
- Raz, J, *The Morality of Freedom* (Clarendon, Oxford, 1986).
- Redmond, P, 'Nominee Directors' (1987) 10 *University of New South Wales Law Journal* 164.
- Reeves, J, *Building on Land Rights for the Next Generation: The Review of the Aboriginal Land Rights (Northern Territory) Act 1976* (Australian Government Publishing Service, Canberra, 1998).
- Reeves, J, *Building on Land Rights for the Next Generation: The Review of the Aboriginal Land Rights (Northern Territory) Act 1976*, 2nd edn (Report, August 1998).
- Registrar of Aboriginal Corporations, Submission of the Registrar of Aboriginal Corporations to the NNTT PBC Research Project, 21 January 1999.
- Registrar of Aboriginal Corporations, *Annual Report 1998–99* (Office of Public Affairs, Aboriginal and Torres Strait Islander Commission, Woden ACT, 1999).
- Registrar of Aboriginal Corporations, *Annual Report 1997–98* (ATSIC, Woden ACT, 1998).
- Registrar of Aboriginal Corporations, *Annual Report 1995–96* (ATSIC, Woden ACT, 1996).
- Registrar of Aboriginal Corporations, *Annual Report 1993–94* (ATSIC, Woden ACT, 1994).
- Reid, J, *Sorcerers and Healing Spirits: Continuity and Change in an Aboriginal Medical System* (Australian National University Press, Canberra, 1983).

- Reynolds, FMB, and Graziadei, M, *Bowstead and Reynolds on Agency*, 16th edn (Sweet & Maxwell, London, 1996).
- Reynolds, H, *Aboriginal Sovereignty: Three Nations, One Australia?* (Allen & Unwin, Sydney, 1996).
- Richards, R, 'Financial management and related matters: a question of accountability', in Fingleton et al, vol 2 (1996).
- Rigsby, B, 'Tribes, diaspora people and the vitality of law and custom: Some comments', in Fingleton, J, & Finlayson, J (eds), *Anthropology in the Native Title Era* (Proceedings of Australian Anthropological Society & the Native Title Research Unit Australian Institute of Aboriginal and Torres Strait Islander Studies Workshop, Canberra, 1995).
- Rigsby, B, & Hafner, D, *Lakefield National Park Land Claim, Claim Book Cairns* (Cape York Land Council, Cairns, 1994).
- Rogers, A, 'Corporate Groups: Problems for Outsiders', in Gillooly (ed.) (1993).
- Romano, R, 'Answering the Wrong Question: The Tenuous Case for Mandatory Corporate Laws' (1989) 89 *Columbia Law Review* 1599.
- Rooney, P, "'Plenty humbug": Aboriginal people, self-determination and Community Government in the Northern Territory' (BA (Arts) thesis, Department of Political Science, Australian National University, Canberra, 1993).
- Rose, DB, 'Whose confidentiality? Whose intellectual property?', in Edmunds, M, (ed), *Claims to Knowledge, Claims to Country* (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1994).
- Rotman, LI, 'Defining Parameters: Aboriginal Rights, Treaty Rights, and the *Sparrow* Justificatory Test' (1997) 36 *Alberta Law Review* 149.
- Rouland, N, *Legal Anthropology* (Athlone, London, 1994).
- Rowse, T, 'Culturally Appropriate Indigenous Accountability' (2000 forthcoming) *American Behavioral Scientist*.
- Rowse, T, *White Flour, White Power: From Rations to Citizenship in Central Australia* (Cambridge University Press, Melbourne, 1998).
- Rowse, T, 'Indigenous citizenship and self-determination: the problem of shared responsibilities' in Peterson, N, & Sanders, W, (eds),

Citizenship and Indigenous Australians: Changing Conceptions and Possibilities (Cambridge University Press, Melbourne, 1998).

- Rowse, T, 'The political identity of Regional Councillors', in Sullivan, P, (ed), *Shooting the Banker: Essays on ATSIC and Self-Determination* (North Australia Research Unit, Darwin, 1996).
- Rowse, T, 'Aborigines incorporated', in Rowse, T, *After Mabo: Interpreting Indigenous Traditions* (Melbourne University Press, Melbourne, 1993).
- Rowse, T, *After Mabo: Interpreting Indigenous Traditions* (Melbourne University Press, Melbourne, 1993).
- Rowse, T, *Remote Possibilities: The Aboriginal Domain and The Administrative Imagination* (North Australia Research Unit, Darwin, 1992).
- Rowley, CD, *The Destruction of Aboriginal Society* (vol 1, Australian National University Press, Canberra, 1970).
- Rowley, CD, *Outcasts in White Australia* (vol 2, Australian National University Press, Canberra, 1971).
- Rowley, CD, *The Remote Aborigines: Aboriginal policy and practice* (vol 3, Australian National University Press, Canberra, 1971).
- Rumsey, A, 'Aspects of Native Title and Social Identity in the Kimberleys and Beyond' (1996) (1) *Australian Aboriginal Studies* 2.
- Rumsey, A, 'Language and Territoriality in Aboriginal Australia', in Walsh, M, & Yallop, C, (eds), *Language and Culture in Aboriginal Australia* (Aboriginal Studies Press, Canberra, 1993).
- Sadurski, W, '*Gerhardy v Brown* versus the Concept of Discrimination: Reflection on the Landmark Case that Wasn't' (1986) 11 *Sydney Law Review* 5.
- Sansom, B, 'A grammar of exchange', in Keen (ed) (1991).
- Sansom, B, *The Camp at Wallaby Cross: Aboriginal Fringe-dwellers in Darwin* (Australian Institute of Aboriginal Studies, Canberra, 1980).
- Schapera, I, 'Malinowski's Theories of Law', in Firth, R, (ed), *Man and Culture* (Routledge & Kegan Paul, London, 1968).
- Schwab, RG, 'The calculus of reciprocity: principles and implications of Aboriginal sharing', *CAEPR Discussion Paper No. 100* (Centre

for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1995).

- Sealy, LS, ‘“Bona Fides” and “Proper Purpose” in Corporate Decisions’ (1989) 15 *Monash University Law Review* 265.
- Sealy, LS, ‘Directors’ “Wider” Responsibilities: Problems Conceptual, Practical and Procedural’ (1987) 3 *Monash University Law Review* 164.
- Sealy, LS, ‘The Enforcement of Partnership Agreements, Articles of Association and Shareholder Agreements’ in Finn, PD, (ed), *Equity and Commercial Relationships* (Law Book Company, Sydney, 1987).
- Sealy, LS, ‘Fiduciary Relationships’ (1962) *Cambridge Law Journal* 69.
- Seddon, N, *Government Contracts: Federal, State and Local*, 2nd edn (Federation Press, Sydney, 1999).
- Seddon, NC, & Ellinghaus, MP, *Cheshire and Fifoot’s Law of Contract - Seventh Australian Edition* (Butterworths, Sydney, 1997).
- Sen, A, *On Ethics and Economics* (Basil Blackwell, Oxford, 1987).
- Shapiro, W, *Social Organization in Aboriginal Australia* (Australian National University Press, Canberra, 1979).
- Sievers, SA, *Associations and Clubs Law in Australia and New Zealand*, 3rd edn (Federation Press, Sydney, 1996).
- Sievers, SA, ‘The Honorary Director: The Obligations of Directors and Committee Members of Non-Profit Companies and Associations’ (1990) 8 *Company and Securities Law Journal* 87.
- Sievers, SA, ‘Voluntary Associations’, in *Halsbury’s Laws of Australia* (Butterworths, Sydney, looseleaf), vol 28.
- Sin, KF, *The Legal Nature of the Unit Trust* (Oxford University Press, Oxford, 1998).
- Sin, KF, ‘Enforcing the Unit Trust Deed Amongst Unitholders’ (1997) 15 *Company and Securities Law Journal* 108.
- Slattery, B, ‘First Nations and the Constitution: A Question of Trust’ (1992) 71 *Canadian Bar Review* 261.
- Slattery, B, ‘Understanding Aboriginal Rights’ (1987) *Canadian Bar Review* 727.

- Smith, DE, 'Finding a way to just and durable agreements', (1999) 4(21) *Indigenous Law Bulletin*.
- Smith, D, 'Indigenous Land Use Agreements: the opportunities, challenges and policy implications of the amended Native Title Act', *CAEPR Discussion Paper No. 163* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra 1998).
- Smith, D, "'That register business"; the role of the Land Councils in determining traditional Aboriginal owners', in Hiatt, LR, (ed), *Aboriginal Landowners: Contemporary Issues in the Determination of Traditional Aboriginal Land Ownership* (Oceania Monograph 27, University of Sydney, Sydney, 1984).
- Smith, DE, and Finlayson, JD, (eds), *Fighting over Country: Anthropological Perspectives*, Research Monograph No. 12 (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1997).
- Smith, P M, 'The Exclusive Jurisdiction of the University Visitor' (1981) 97 *Law Quarterly Review* 610.
- Sommerlad, E, 'Community development at Hermannsburg: a record of changes in the social structure' (Centre for Continuing Education, Australian National University, Canberra, 1973).
- Spender, P, 'Family Companies and Women's Proprietary Entitlements' (1997) 11 *Australian Journal of Family Law* 196.
- Stapledon, V, 'The AWA Case and the Availability to Auditors of the "Defence" of Contributory Negligence' (1995) 13 *Company and Securities Law Journal* 513.
- Pommersheim, F, 'Tribal Courts and the Federal Judiciary: Opportunities and Challenges for a Constitutional Democracy' (1997) 58 *Montana Law Review* 313.
- Stanner, WEH, 'The Dreaming', in Edwards, WH, (ed), *Traditional Aboriginal Society* (Macmillan, South Yarra, 1998).
- Stanner, WEH, *White Man Got No Dreaming: Essays 1938-1973*, (Australian National University Press, Canberra, 1979).
- Stanner, WEH , 'Religion, totemism and symbolism', in Berndt, RM, & Berndt, CH, (eds), *Aboriginal Man in Australia: Essays in Honour of Emeritus Professor A.P. Elkin* (Angus & Robertson, Sydney, 1965).
- Stanner, WEH, 'Aboriginal Territorial Organisation: Estate, Range, Domain and Regime' (1965) 36 *Oceania* 1.

- Stapleton, J, 'Duty of Care Factors: A Selection from the Judicial Menus', in Cane, P, & Stapleton, J, (eds), *The Law of Obligations: Essays in Celebration of John Fleming* (Clarendon, Oxford, 1998).
- Stedman, G, & Jones, J, *Shareholders' Agreements*, 2nd edn (Longman, London, 1990).
- Stein, RTA, & Stone, MA, *Torrens Title* (Butterworths, Sydney, 1991).
- Strehlow, TGH, 'Geography and the totemic landscape in central Australia: A functional study', in Berndt, R, (ed), *Australian Aboriginal Anthropology* (University of Western Australia Press, Nedlands, 1970).
- Strehlow, TGH, 'Culture, Social Structure and Environment in Aboriginal Central Australia', in Berndt, RM, & Berndt, CH, (eds), *Aboriginal Man in Australia*, (Angus and Robertson, Sydney, 1965).
- Strehlow, TGH, *Aranda Traditions* (Melbourne University Press, Melbourne, 1947).
- Stephenson, MA, & Ratnapala, S, (eds), *Mabo: A Judicial Revolution* (University of Queensland Press, St Lucia, 1993).
- Stock, B, *The Implications of Literacy* (Princeton University Press, Princeton, 1983).
- Stokes, M, 'Company Law and Legal Theory' in Twining, W (ed), *Legal Theory and Common Law* (Basil Blackwell, Oxford, 1986).
- Stoljar, SJ, *Groups and Entities: an Inquiry into Corporate Theory* (Australian National University Press, Canberra, 1973).
- Stoljar, SJ, 'Sporting Clubs and Corporate Theory' (1982) 13 *Melbourne University Law Review* 491.
- Sullivan, P, 'A sacred land, a sovereign people, an Aboriginal corporation: Prescribed Bodies and the Native Title Act', *North Australia Research Unit Report Series, Report No. 3* (North Australia Research Unit, The Australian National University, Casuarina, 1997).
- Sullivan, P, 'Dealing with native title conflicts by recognising Aboriginal political authority', in Smith & Finlayson, (eds), (1997).
- Sullivan, P, *All Free Man Now: Culture, Community and Politics in the Kimberley Region, North-western Australia* (Australian

- Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1996).
- Sullivan, P, 'Aboriginal Resources Centres in the Kimberley Region', in Fingleton et al, vol 2 (1996).
- Sullivan, P, 'Case Studies, Western Australia' in Fingleton et al, vol 2 (1996).
- Sullivan, P, 'The Needs of Prescribed Bodies Corporate under the *Native Title Act 1993* and Regulations', in Fingleton et al (1996).
- Sullivan, P, 'Aboriginal community representative organisations: intermediate cultural processes in the Kimberley region, Western Australia', *East Kimberly Working Paper 22* (Centre for Resource and Environmental Studies, The Australian National University, Canberra, 1988).
- Sunstein, CR, 'On Analogical Reasoning' (1993) 106 *Harvard Law Review* 741.
- Sutton, P, 'The system as it was straining to become: fluidity, stability, and Aboriginal country groups', in Finlayson, J, Rigsby, B, & Bek, HJ (eds), *Connections in Native Title: Genealogies, Kinship and Groups*, Research Monograph No. 13 (Centre for Aboriginal Economic Policy Research (Australian National University, Canberra, 1999).
- Sutton, P, 'The Reeves Report and the idea of the "community"', in Altman, Morphy & Rowse, (eds), (1999).
- Sutton, P, 'Families of Polity: Post-classical Aboriginal Society and Native Title', in Sutton, P, *Native Title and the Descent of Rights* (National Native Title Tribunal, Perth, 1998).
- Sutton, P, 'Kinship, Descent and Aboriginal Land Tenure', in P Sutton, *Native Title and the Descent of Rights* (National Native Title Tribunal, Perth, 1998).
- Sutton, P, *Native Title and the Descent of Rights* (National Native Title Tribunal, Perth, 1998).
- Sutton, P, 'The robustness of Aboriginal land tenure systems: underlying and proximate customary titles', (1996) 67 *Oceania* 7.
- Sutton, P, *Country: Aboriginal Boundaries and Land Ownership in Australia* (Aboriginal History Monographs, Canberra, 1995).
- Sutton, P, 'Atomism versus collectivism: The problem of group definition in native title cases', in Fingleton, J, & Finlayson, J (eds), *Anthropology in the Native Title Era*, Proceedings of

Australian Anthropological Society and the Native Title Research Unit Workshop (Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, 1995).

- Sutton, P, *Kinds of Rights in Country: The 'Incidents' of Aboriginal Native Title* (Manuscript dated 24/6/1999, forthcoming NNTT).
- Sutton, P, 'The relative strengths of oral and written evidence' in Finlayson & Fingleton (eds) (1994).
- Sutton, P, 'Suggestion for a bicameral system' (1985) 5 *Anthropological Forum* 395.
- Sutton, P, 'Opinion formation and the problem of group consent' (1985) 5 *Anthropological Forum* 382.
- Sutton, P, 'Wik: Aboriginal society territory and language at Cape Keerweer, Cape York Peninsula, Australia', (PhD thesis, University of Queensland, Brisbane, 1978).
- Tamanaha, BZ, *Realistic Socio-legal Theory: Pragmatism and a Social Theory of Law* (Clarendon, Oxford, 1997).
- Taylor, C, 'The politics of recognition' in Gutman, A, (ed), *Multiculturalism and 'The Politics of Recognition': An Essay by Charles Taylor* (Princeton University Press, Princeton, 1992).
- Taylor, JC, 'Of Acts and Axes: An Ethnography of Sociocultural Change in an Aboriginal Community, Cape York Peninsula', (PhD thesis, James Cook University of North Queensland, Townsville, 1984).
- Taylor, J, 'Changing numbers, changing needs? A preliminary assessment of indigenous population growth 1991-96', *CAEPR Discussion Paper No. 143* (Centre for Aboriginal Economic Policy Research, The Australian National University, Canberra, 1997).
- Taylor, J, & Bell, M, 'Changing places: Indigenous population movement in the 1990's', *CAEPR Discussion Paper No. 189* (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1997).
- Taylor, J, & Hunter, B, *The Job Still Ahead: Economic Costs of Continuing Indigenous Employment Disparity*, (Office of Public Affairs, Aboriginal and Torres Strait Islander Commission, 1998).
- Tehan, M, 'Practising land rights: the Pitjantjatjara in the Northern Territory, South Australia and Western Australia', in Goot, M, & Rowse, T (1994).

- Teubner, G, (ed), *Juridification of Social Spheres: A Comparative Analysis in the Areas of Labor, Corporate, Antitrust, and Social Welfare Law* (De Gruyter, Berlin, New York, 1987).
- Thomas, G, *Thomas on Powers* (Sweet & Maxwell, London, 1998).
- Tilbury, M, *Civil Remedies: Volume 1: Principles of Civil Remedies* (Butterworths, Sydney, 1990).
- Tilbury, M, 'Equitable compensation', in Parkinson, P, (ed), *The Principles of Equity* (Law Book Company, Sydney, 1996).
- Tindale, NB, *Aboriginal Tribes of Australia* (Australian National University Press, Canberra, 1974).
- Tindale, NB, 'Tribal Boundaries in Aboriginal Australia' (map drawn by W Mumford, Division of National Mapping, Department of National Development, Canberra, 1974).
- Tindale, NB, 'Genealogical Data on the Aborigines of Australia Gathered during the Harvard and Adelaide Universities' Anthropological Expedition 1938-39' (typescript and handwritten copy, 3 volumes, copy held Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra).
- Tomasic, R, & Bottomley, S, *Corporations Law in Australia* (Federation, Leichhardt, 1995).
- Tonkinson, R, 'Councils, corporations and the Aboriginal polity' (1985) 5 *Anthropological Forum* 377.
- Tonkinson, R & Howard, M, 'Aboriginal autonomy in policy and practice: an introduction', in Tonkinson, R, & Howard, M, (eds), *Going it Alone? Prospects for Aboriginal Autonomy: Essays in Honour of Ronald and Catherine Berndt* (Aboriginal Studies Press, Canberra, 1990).
- Trigger, D, 'Reflections on Century Mine: preliminary thoughts on the politics of Indigenous responses', in Smith & Finlayson (eds) (1997).
- Trigger, D, 'Contesting Ideologies of Resource Development in Australia: Towards an Analysis of Pro-development Sentiments', *Occasional Paper No. 42* (Indian Ocean Centre of Peace Studies, University of Western Australia, Perth, 1995).
- Trigger, D, 'Some aspects of cultural diversity throughout Indigenous Australia', in McKeown, F, (ed), *Native Title: An Opportunity for Understanding* (National Native Title Tribunal, Perth, 1994).

- Trigger, D, *Whitefella Comin': Aboriginal Responses to Colonialism in Northern Australia* (Cambridge University Press, Cambridge, 1992).
- Trigger, DS, 'Land Rights Legislation in Queensland: The Issue of Historical Association', in Peterson, N, & Langton, M, (eds), *Aborigines, Land and Land Rights* (Australian Institute of Aboriginal Studies Press, Canberra, 1983).
- Troy, J, *King plates: a history of Aboriginal gorgets* (Aboriginal Studies Press, Canberra, 1993).
- Tully, *Strange Multiplicity; Constitutionalism in an Age of Diversity* (Cambridge University Press, New York, 1995).
- Uhr, J, *Deliberative Democracy in Australia: The Changing Place of Parliament* (Cambridge University Press, Melbourne, 1998).
- Uhr, J, 'Redesigning Accountability' (1993) (Winter) *Australian Quarterly Journal* 1.
- University of New South Wales Law Journal*, special issue on native title, vol 16 (1993).
- von Sturmer, DE, 'Rights in Nurturing: The Social Relations of Childbearing and Rearing amongst the KukuNganychara, Western Cape York Peninsula, Australia' (MA thesis, Australian National University, Canberra, 1980).
- von Sturmer, JR, 'Aborigines in the Uranium Industry: Toward Self-management in the Alligator River Region?', in Berndt, RM, (ed), *Aboriginal Sites, Rights and Resource Development* (University of Western Australia Press, Perth, 1982).
- von Sturmer, JR, 'The Wik region: economy, territoriality and totemism in western Cape York Peninsula, North Queensland' (PhD thesis, University of Queensland, Brisbane, 1978)
- Wade, H, 'Licences and Third Parties' (1952) 68 *Law Quarterly Review* 337.
- Waldron, J, 'Can Communal Goods be Human Rights?' (1987) 27 *Archives européennes de sociologie* 296.
- Walton, R, (ed), *Kerr on the Law and Practice as to Receivers and Administrators*, 17th edn (Sweet & Maxwell, London, 1989).
- Way, F, & Beckett, S, *Land-Holding and Governance Structures Under Australian Land Rights Legislation*, Discussion Paper No. 4 (Governance Structures for Indigenous Australians On and Off Native Title Lands Research Project, University of New South Wales & Murdoch University, Sydney, Perth, 1999).

- Webb, LC, (ed), *Legal Personality and Political Pluralism* (Melbourne University Press, Melbourne, 1958).
- Wedderburn, KW, 'Corporate Personality and Social Policy: The problems of the Quasi-Corporation' (1965) 28 *Modern Law Review* 62.
- Weiner, J, 'The incorporated ground: the contemporary work of distribution in the Kutubu oil project area, Papua New Guinea' (paper presented in the Resource Management in Asia-Pacific Seminar Series, The Australian National University, Canberra, March 1998).
- Weingast, BW, & Marshall, W, 'The Industrial Organisation of Congress, Or, Why Legislatures, Like Firms, Are Not Organized as Markets' (1988) 96 *Journal of Political Economy* 132.
- Whalan, DJ, *The Torrens System in Australia* (Sydney, Law Book Company, 1982).
- Whimp, K, 'Deconstructing incorporation: Indigenous land owners and representation in PNG and Australia' (paper presented at 'Crossing Boundaries', 7th conference of the International Association for the Study of Common Property, Vancouver, British Columbia, Canada, 10–14 June 1998, <<http://www.indiana.edu/~iascp/Drafts/whimp.pdf>>).
- Whincop, MJ, 'Developments in Directors' Statutory Duties of Honesty and Propriety' (1996) 14 *Company and Securities Law*
- Whincop, MJ, 'A Theoretical and Policy Critique of the Modern Reformulation of Directors' Duties of Care' (1996) 6 *Australian Journal of Corporate Law* 72.
- Wierzbicka, A, *Semantics: Primes and Universals* (Oxford University Press, Oxford, 1996).
- Williams, B, 'Conflicts of Values' in Williams, B, *Moral Luck* (Cambridge University Press, New York, 1981).
- Williams, N, 'The relationship of genealogical reckoning and group formation: Yolngu examples', in Finlayson, J, Rigsby, B & Bek, HJ, (eds), *Connections in Native Title: Genealogies, Kinship and Groups*, Research Monograph No. 13 (Centre for Aboriginal Economic Policy Research, the Australian National University, 1999)
- Williams, N, *Two Laws: Managing Disputes in a Contemporary Aboriginal Community* (Australian Institute of Aboriginal Studies, Canberra, 1987).

- Williams, N, *The Yolngu and Their Land : A System of Land Tenure and the Fight for Its Recognition* (Australian Institute of Aboriginal Studies, Canberra, 1986).
- Williams, N, 'Yolngu concepts of land ownership', in Peterson, N, & Langton, M, (eds), *Aborigines and Land Rights* (Australian Institute of Aboriginal Studies Press, Canberra, 1983).
- Williamson, OE, *The Economic Institutions of Capitalism: Firms, Markets and Relational Contracting* (Free Press, New York, 1985).
- Williamson, OE, *The Mechanisms of Governance* (Oxford University Press, New York, 1996).
- Wishart, DA, 'A Conservative Response to *Hurley's Case*' (1986) 4 *Company and Securities Law Journal* 4.
- Wolfe, J, *That Community Government Mob* (North Australia Research Unit, Darwin, 1989).
- Wood, M, 'Nineteenth Century Bureaucratic Constructions of Indigenous Identities in New South Wales', in Peterson, N, & Sanders, W, (eds), *Citizenship and Indigenous Australians: Changing Conceptions and Possibilities* (Cambridge University Press, Melbourne, 1998).
- Woodward, S, 'Not-For-Profit Companies: Some Implications of Recent Corporate Law Reforms' (1999) 17 *Company and Securities Law Journal* 390.
- Woodward, S, '“Ultra vires” Over Simplified' (1997) 15 *Company and Securities Law Journal* 162.
- Wooten, H, 'The end of dispossession? Anthropologists and lawyers in the native title process, in Finlayson, J, & Smith, DE, (eds), *Native Title: Emerging Issues for Research, Policy and Practice*, Research Monograph No. 10 (Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, 1995).
- Yeo, S, 'Native Title Criminal Jurisdiction After *Mabo*' (1994) 6 *Current Issues in Criminal Justice* 6.
- Zakrzewski, RA, 'The Law Relating to Single Director and Single Shareholder Companies' (1999) 17 *Company and Securities Law Journal* 156.

A prescribed body corporate for the purposes of native title is a corporation required to be nominated by a group of Aboriginal or Torres Strait Islander people to hold and manage (as trustee) or manage (as agent) their native title rights and interests when that group has succeeded in having their native title recognised in a Federal Court determination. These corporations are known as prescribed bodies corporate (PBCs), as they have prescribed characteristics under the Native Title Act 1993