APPENDIX 1 - TABLE OF LAW REFORM AGENCY BUDGETS

All budgets have been converted to sterling.
Unless otherwise stated in the text, the exchange rate used is the rate applicable in August 1988, to the nearest £100 sterling.
Most budgets were taken from the replies to question 8 of the questionnaire. The budgets of Victoria, Western Australia and Queensland were taken from LRC of Tasmania, Thirteenth Annual Report, transcript, p.11.
The letter 'x' in the "Period" column indicates that the period to which the budget applies is not known.

<table>
<thead>
<tr>
<th>AGENCY</th>
<th>PERIOD</th>
<th>AMOUNT</th>
<th>£ STERLING</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Canada - Federal</td>
<td>1986-87</td>
<td>CAN$4,799,000</td>
<td>2,323,500</td>
</tr>
<tr>
<td>2. England and Wales</td>
<td>1986-87</td>
<td>£2,062,300</td>
<td>2,062,300</td>
</tr>
<tr>
<td>3. Australia - Federal</td>
<td>x</td>
<td>AUS$2,800,000</td>
<td>1,300,000</td>
</tr>
<tr>
<td>4. New Zealand</td>
<td>1988-89</td>
<td>NZ$2,800,000</td>
<td>1,120,000</td>
</tr>
<tr>
<td>5. Victoria (L.Reform Commission)</td>
<td>1986-87</td>
<td>AUS$1,600,000</td>
<td>740,800</td>
</tr>
<tr>
<td>6. Ontario</td>
<td>x</td>
<td>CAN$1,200,000</td>
<td>580,000</td>
</tr>
<tr>
<td>7. New South Wales</td>
<td>x</td>
<td>AUS$1,100,000</td>
<td>510,000</td>
</tr>
<tr>
<td>8. Louisiana</td>
<td>1987-88</td>
<td>US$650,138</td>
<td>380,000</td>
</tr>
<tr>
<td>9. Western Australia</td>
<td>1986-87</td>
<td>AUS$700,000</td>
<td>324,000</td>
</tr>
<tr>
<td>10. California</td>
<td>x</td>
<td>US$525,000</td>
<td>308,800</td>
</tr>
<tr>
<td>11. Ireland</td>
<td>1988</td>
<td>IRE$310,000</td>
<td>267,800</td>
</tr>
<tr>
<td>12. British Columbia</td>
<td>x</td>
<td>CAN$550,000</td>
<td>267,000</td>
</tr>
<tr>
<td>13. New Jersey</td>
<td>x</td>
<td>US$400,000</td>
<td>235,000</td>
</tr>
<tr>
<td>14. Manitoba</td>
<td>x</td>
<td>CAN$366,000</td>
<td>17,800</td>
</tr>
<tr>
<td>15. Arkansas</td>
<td>x</td>
<td>US$271,356</td>
<td>160,000</td>
</tr>
</tbody>
</table>

(Appendix 1 is continued on the next page)
<table>
<thead>
<tr>
<th>Country</th>
<th>Year</th>
<th>Salary 1</th>
<th>Salary 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Queensland</td>
<td>1986-87</td>
<td>AUS$250,000</td>
<td>115,800</td>
</tr>
<tr>
<td>Connecticut (salaries only)</td>
<td>x</td>
<td>US$148,904</td>
<td>87,600</td>
</tr>
<tr>
<td>Newfoundland</td>
<td>x</td>
<td>CAN$100,000</td>
<td>48,500</td>
</tr>
<tr>
<td>Tanzania</td>
<td>1987-88</td>
<td>T.Sh.5,200,000</td>
<td>46,400</td>
</tr>
<tr>
<td>Tasmania</td>
<td>1986-87</td>
<td>AUS$93,000</td>
<td>43,000</td>
</tr>
<tr>
<td>Sri Lanka</td>
<td>x</td>
<td>Rs.1,600,000</td>
<td>36,300</td>
</tr>
<tr>
<td>Michigan</td>
<td>x</td>
<td>US$60,000</td>
<td>35,000</td>
</tr>
<tr>
<td>Northern Territory</td>
<td>1986-87</td>
<td>AUS$74,000</td>
<td>34,300</td>
</tr>
<tr>
<td>South Dakota</td>
<td>x</td>
<td>US$34,000</td>
<td>20,000</td>
</tr>
<tr>
<td>Gambia</td>
<td>x</td>
<td>D.221,800</td>
<td>18,500</td>
</tr>
</tbody>
</table>
APPENDIX 2 - TABLE OF LAW REFORM AGENCY IMPLEMENTATION RATES

Allowing two years for implementation, this Table gives implementation up to the end of Date B of reports calling for legislation issued by the end of Date A.

If up-to-date figures were not available, the agency is not listed.

United States agencies are not included.

The letter 'x' indicates that a figure could not be calculated from information received.

The statistics from which the percentages were calculated will be found in Chapters III and IV.

<table>
<thead>
<tr>
<th>Agency</th>
<th>Date A</th>
<th>Date B</th>
<th>Implemented in whole</th>
<th>Implemented in part</th>
<th>Total implemented</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scotland</td>
<td>Aug.85</td>
<td>Aug.87</td>
<td>89.5%</td>
<td>4.5%</td>
<td>94%</td>
</tr>
<tr>
<td>Manitoba</td>
<td>Apr.85</td>
<td>Apr.87</td>
<td>67.9%</td>
<td>15.4%</td>
<td>83.3%</td>
</tr>
<tr>
<td>England and Wales</td>
<td>Dec.85</td>
<td>Dec.87</td>
<td>77.9%</td>
<td>4.9%</td>
<td>82.8%</td>
</tr>
<tr>
<td>New South Wales</td>
<td>Jun.85</td>
<td>Jun.87</td>
<td>x</td>
<td>x</td>
<td>81%</td>
</tr>
<tr>
<td>Ontario</td>
<td>Mar.85</td>
<td>Mar.87</td>
<td>59.4%</td>
<td>17.2%</td>
<td>76.6%</td>
</tr>
<tr>
<td>Australia - Federal</td>
<td>Dec.85</td>
<td>Dec.87</td>
<td>47.1%</td>
<td>23.5%</td>
<td>70.6%</td>
</tr>
<tr>
<td>Alberta</td>
<td>Mar.85</td>
<td>Mar.87</td>
<td>x</td>
<td>x</td>
<td>68%</td>
</tr>
<tr>
<td>Northern Territory</td>
<td>Jul.85</td>
<td>Jul.87</td>
<td>60%</td>
<td>0%</td>
<td>60%</td>
</tr>
<tr>
<td>Tasmania</td>
<td>Dec.85</td>
<td>Dec.87</td>
<td>42.2%</td>
<td>8.9%</td>
<td>51.1%</td>
</tr>
<tr>
<td>Canada - Federal</td>
<td>Jul.85</td>
<td>Jul.87</td>
<td>x</td>
<td>x</td>
<td>48%</td>
</tr>
<tr>
<td>British Columbia</td>
<td>Dec.85</td>
<td>Dec.87</td>
<td>x</td>
<td>x</td>
<td>45.3%</td>
</tr>
<tr>
<td>Ireland</td>
<td>Aug.86</td>
<td>Aug.88</td>
<td>0%</td>
<td>30%</td>
<td>30%</td>
</tr>
</tbody>
</table>
APPENDIX 3 - ADDRESSES

UNITED KINGDOM

England & Wales
Law Commission, Conquest House, 37-38 John Street,
Theobalds Road, London WC1N 2BQ

Scotland
Scottish Law Commission, 140 Causewayside, Edinburgh
EH9 1PR

IRELAND

Ireland
Law Reform Commission, Ardilaun Centre, 111 St. Stephen's
Green, Dublin 2

CANADA

(Federal)
Law Reform Commission, Varette Building, 130 Alberta Street
(7th Floor), Ottawa, Ontario K1A OL6

Alberta
Alberta Institute of Law Research and Reform, 402 Law
Centre, Univ. of Alberta, Edmonton, Alberta T6G 2H5

British Columbia
B.C. Law Reform Commission, Suite 601, Chancery Place, 865
Homby Street, Vancouver, B.C. V6Z 2H4

Manitoba
Manitoba Law Reform Commission, 5th Floor, Woodsworth
Bldg., 521/405 Broadway Ave., Winnipeg, Manitoba R3C 3L6

New Brunswick
Law Reform Division, Office of the A.G., P.O. Box 6000,
Fredericton, N.B. E3B 5H1

Newfoundland
Nfld. Law Reform Commission, 2nd Floor, 21 Church Hill,
St.John's, Newfoundland A1C 3Z8

N.W.Territories
N.W.T. Committee on Law Reform, P.O. Box 1320, Courthouse,
Yellowknife, N.W.T., X1A 2L9

Ontario
Ontario Law Reform Commission, 18 King St. East, 15th Floor,
Toronto, Ontario M5C 1C5

Quebec
Direction de la Refonte des Lois et des Règlements,
Route de l'Eglise, Ste-Foy, Province of Quebec G1V 4M1

Saskatchewan
Law Reform Commission of Saskatchewan, Sturdy-Stone Centre,
122 3rd Ave. North, Saskatoon, Saskatchewan S7K 2H6

AUSTRALIA

(Federal)
Australian Law Reform Commission, 99 Elizabeth St.(7th Floor),
GPO Box 3708, Sydney, New South Wales 2000

New South Wales
N.S.W. Law Reform Commission, Level 12, ADC Building, 189
Kent Street, Sydney, NSW 2000 (GPO Box 5199, Sydney, NSW
2001)

Northern Territory
N.T. Law Reform Committee, GPO Box 1535, Darwin,
Northern Territory 5794

Queensland
Queensland Law Reform Commission, 179 North Quay, P.O.Box
312, Brisbane, Queensland 4000
# South Australia
- South Australia Law Reform Committee, Supreme Court of S.A., Victoria Square, Adelaide, S.A. 5000

# Tasmania
- Tasmania Law Reform Commission, 7th Level, Executive Building, 15 Murray Street, Tasmania 7000

# Victoria
- Vic.Law Reform Commission, 7th Floor, 160 Queen Street, Melbourne, Victoria 3000
- Chief Justice's Law Reform Committee, Faculty of Law, Univ. of Melbourne, Parkville, Victoria 3000

# Western Australia
- W.A. Law Reform Commission, St. Martin's Tower, 16th Floor, 44 St. George's Terrace, Perth, W.A. 6000

# New Zealand
- New Zealand Law Commission, PO Box 2590, Wellington

# United States of America

<table>
<thead>
<tr>
<th>State</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>American Law Institute</td>
<td>American Law Institute, 4025 Chestnut Street, Philadelphia, Pennsylvania 19104</td>
</tr>
<tr>
<td>Alabama</td>
<td>Alabama Law Institute, P.O. Box 1425, Room 326 Law Center, University, AL 35486</td>
</tr>
<tr>
<td>Arkansas</td>
<td>Statute Revision Commission, 1400 West Capitol Avenue, Little Rock, Arkansas 72201</td>
</tr>
<tr>
<td>California</td>
<td>California Law Revision Commission, 4000 Middlefield Road, Suite D-2, Palo Alto, CA 94303-4739</td>
</tr>
<tr>
<td>Connecticut</td>
<td>Connecticut Law Revision Commission, Legislative Office Building, 18-20 Trinity Street, Hartford, CT 06106</td>
</tr>
<tr>
<td>Georgia</td>
<td>Code Revision Commission, c/o Office of Legislative Counsel, Room 316, State Capitol, Atlanta, Georgia 30334</td>
</tr>
<tr>
<td>Idaho</td>
<td>Legislative Council, State Capitol, Boise, Idaho 83720</td>
</tr>
<tr>
<td>Indiana</td>
<td>Office of Code Revision, Legislative Services Agency, Room 302, State House, Indianapolis, Indiana 46204</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Louisiana State Law Institute, Paul M. Herbert Law Center, Room 382, University Station, Baton Rouge, Louisiana 70803</td>
</tr>
<tr>
<td>Michigan</td>
<td>Michigan Law Revision Commission, Univ. of Michigan Law School, Ann Arbor, Michigan 48109-1215</td>
</tr>
<tr>
<td>New Jersey</td>
<td>N.J. Law Revision Commission, c/o Rutgers Law School, 15 Washington St., Room 1302, Newark, NJ 07102.</td>
</tr>
<tr>
<td>North Carolina</td>
<td>N.C. General Statutes Commission, P.O. Box 629, Raleigh, North Carolina 27602</td>
</tr>
<tr>
<td>Oregon</td>
<td>Oregon Law Improvement Committee, 410 State Capitol, Salem, Oregon 97310</td>
</tr>
<tr>
<td>South Dakota</td>
<td>Code Commission, 500 E. Capitol Ave., Pierre, SD 57501-5059</td>
</tr>
<tr>
<td>Tennessee</td>
<td>Law Reform Commission, c/o Attorney General of Tennessee, 450 James Robertson Parkway, Nashville, Tennessee 37219</td>
</tr>
</tbody>
</table>
Appendix 3
252

Vermont Statutory Revision Commission, Superior Court Building, Montpelier, Vermont 05602
Virginia Virginia Code Commission, P.O. Box 3-AG, Richmond, Virginia 23208
Law Revision Commission, c/o Ms. Lynn B. Squires (Chair), Law Offices of Bogle & Gates, 2100 Bank of California Center, Seattle, Washington 98164

AFRICA

Gambia Law Reform Commission of The Gambia, 14 Picton Street, Banjul, The Gambia, West Africa
Ghana Ghana Law Reform Commission, P.O. Box M63, Accra
Kenya Kenya Law Reform Commission, Co-operative Bank Building, 9th Floor, Haile Selassie Ave., P.O. Box 34999, Nairobi
Nigeria Nigerian Law Reform Commission, New Secretariat Complex II, P.O. Box 60008, Ikoyi, Lagos, Nigeria
Sierra Leone Law Reform Commission, 25 Garrison St., Freetown
South Africa Law Commission, Private Bag X668, Pretoria 0001
Tanzania Law Reform Commission, P.O. Box 3580, Dar es Salaam
Uganda Law Reform Commission, Parliamentary Buildings, P.O.Box 7183, Kampala
Zambia Law Development Commission, 11th Floor, Profund House, Cairo Road Northend, P.O.Box 34670, Lusaka
Zanzibar Law Reform Commission, P.O. Box 259, Zanzibar
Zimbabwe Advisory Committee on Law Reform, P.O. Box 8159, Causeway, Zimbabwe. [Now Law Development Commission]

OTHER JURISDICTIONS

Bahamas Law Reform and Revision Commission, P.O.Box N-3746, Nassau (or: c/o Office of Att.-Gen., P.O. Box N-3007, Nassau)
Cyprus Law Commissioner, Revision and Consolidation of Cyprus Legislation, Nicosia
Dominica Law Revision Commission, c/o Office of Attorney-General and Minister of Legal Affairs, Government Headquarters, Roseau, Dominica, West Indies
Fiji Law Reform Commission, PO Box 2415, Government Buildings, Suva
Hong Kong Law Reform Commission, 1st Floor, Queensway Government Offices (High Block), 66 Queensway, Hong Kong
India Law Commission, A Wing, 7th Floor, Shastrat Bhavan, Dr.Rajendra Prasad Rd., New Delhi, 110001
Jamaica Law Reform Committee, P.O. Box 456, Kingston
Malaysia The Commissioner of Law Revision, A.G.'s Chambers, Bank Rakyat Building, Jalan Tangeri, Kuala Lumpur
Nepal Law Reform Commission, GPO Box 4066, Kathmandu
Pakistan Pakistan Law Commission, Rawalpindi
Papua New Guinea P.N.O. Law Reform Commission, Four Mile Government
Appendix 3

Sri Lanka
Tonga
Trinidad & Tobago

Offices, PO Box 3439, Boroko
Law Commission, C 56, Keppetipola Mawatha, Colombo 5
Law Reform Committee, P.O. Box 22, c/o Crown Law Office,
Nuku'alofa
T.& T. Law Commission, Park Plaza, 3rd Floor, 137
St. Vincent Street, Port-of-Spain, Trinidad, West Indies
Re: Law Reform Agency Survey 1987
Room D421
Tel. (01) 693244, ext. 8352

Dear Sir/Madam,

We write in connection with a questionnaire which we are circulating to all the world's law reform agencies. It is now 22 years since the establishment of the British Law Commissions sparked off a fresh zeal for law reform which led to the creation of numerous new law reform agencies throughout the world. Darius Whelan has chosen as the topic for his LL.M. thesis here at U.C.D. "The Comparative Method and Law Reform". As up-to-date information on law reform agencies is rather difficult to come by, we have decided to conduct a direct survey of the agencies for some basic information.

It would be greatly appreciated if you could reply to as many questions in the attached questionnaire as possible. We are particularly interested in questions 13 to 15. We would also like to receive any leaflets/roundouts/lists of publications, etc., you might have. Please enclose an original or a photocopy of both your most recent annual report and the Statute(s) which govern(s) your agency.

Any extra comments you might like to add with respect to Comparative Law and Law reform would be more than welcome.

Thank you very much for your time and attention.

Yours faithfully,

Arnaud Cras
Lecturer

Darius Whelan, B.C.L.
LAW REFORM AGENCIES SURVEY 1967
Faculty of Law,
University College, Dublin, Ireland

QUESTIONNAIRE

We would be grateful if you could answer as many of the following questions as possible. All replies will be fully acknowledged.

For some questions, we may have inserted what information we do have about your agency. Please replace any incorrect information with the up-to-date data.

1. Full Title of Law Reform Agency

Full Address

Phone Number

2. Date of Appointment of First Members

3. Statute(s) governing the Conduct of its Work (with date(s))

4. Minimum Number of Members Required by Statute
5. **Members of the Agency**

Please go through the members and officials of the agency one by one, and complete the chart on the next page. There are five columns to be completed for each member. For Columns A and B, please fill in the answers in the spaces provided. For Columns C, D and E, there is a coding system as explained below.

**Column A: Position**

Please write the person’s position within the agency.
Examples: Chairman, President, Vice-Chairman, Vice-President, Member, Commissioner, Secretary, Executive Director, Counsel, Staff Attorney, etc.

**Column B: Name**

Please supply the person's name in full (including qualifications).
Examples: The Hon. Mr. Justice Trellis Brenda E. Wall, Ph.D., Q.C.

**Column C: Sex**

Please insert a number in the Column provided.
Write "1" for male.
Write "2" for female.

**Column D: Tenure**

Here, we want to know whether the person works full-time or part-time for the agency.
Write "1" for full-time.
Write "2" for part-time.

**Column E: Principal Profession(s)**

Here we want to know whether the person is or was a Judge, a Law Teacher, a Sociologist, etc. Please reply using the codes below.
If the person has more than one principal profession, write a code for each of them. (E.g. Law Teacher and Advocate = 2 + 3).

1 - Judge
2 - Law Teacher (e.g. lecturer, academic, tutor)
3 - Advocate (e.g. barrister, attorney)
4 - Solicitor
5 - Sociologist
9 - Other

If the person's profession does not fall within categories 1 to 5, please write "9" in the Column and write their profession somewhere near their name.
<table>
<thead>
<tr>
<th>A POSITION</th>
<th>B NAME</th>
<th>C SEX</th>
<th>D TENURE</th>
<th>E PROF(S)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1-Male</td>
<td>2-Female</td>
<td>1-Full</td>
<td>1-Jdg</td>
<td>4-Sol.</td>
</tr>
<tr>
<td>2-Female</td>
<td></td>
<td>2-Part</td>
<td>2-LT</td>
<td>5-Soc</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>3-Adv</td>
<td>9-Oct</td>
</tr>
</tbody>
</table>
6. **Legal Staff**

If there is a legal staff, please indicate approximate numbers (divided by area of activity if applicable)

7. **Number of Administrative and Secretarial Staff**

8. **Annual Budget of the Agency**

9. **Electronic Mail**

Can the agency be contacted by electronic mail? (Please mark appropriate box)

If yes, state Network, Nodename and I.D.:

Network:

Nodename:

I.D.:

Note: We can contact you via electronic mail if you are linked to any of the following networks: EARN (European Academic Research Network), JANET, BITNET, NETNORTH, ARPANET, CSNET, or USENET. You can contact us at EARN - Nodename IRLEARN - i.d. DWHELP88 or ACRAS
10. **Initiation of Projects**

Does the agency have power of initiation of projects?

Who else can initiate projects?

11. **To whom does the agency report?**

12. **Normal Consultation Procedure**

With whom does the agency normally consult in the preparation of its reports? (interest groups, etc.?)
13. Foreign Law and Comparative Law

Section 4(3) of Ireland's Law Reform Commission Act, 1975 states that:

Where in the performance of its functions it considers it appropriate so to do, the Commission may (b) examine and conduct such research in relation to the legal systems of countries other than the State as appears to the Commission likely to facilitate the performance of its functions.

a. Is there any similar provision in your agency's statute(s)?

   YES  NO

b. If yes, state section, subsection:

c. Is the provision mandatory ("shall") or discretionary ("may", as above)?

   MANDATORY  DISCRETIONARY

d. If you are not enclosing a copy of your Statute(s) with your replies, please write the subsection here:-

14. Foreign Law and Comparative Law, continued

Please give a brief summary of the importance attached by your agency to comparative law and research into foreign law. (Indicate which jurisdictions are consulted most often).
15. Co-operation Between Law Reform Agencies

a. Does your library stock the reports of other law reform agencies?

b. If yes, which agencies?

c. Have delegates from your agency attended national or international conferences of law reform agencies?

d. If yes, which conferences?

e. Are you aware of any published proceedings of such conferences; or of any published compilations of law reform agency information?

16. Annual Reports

a. Does your agency publish an annual report?

b. If yes, give date of most recent report:

c. How many annual reports have been published to date?

d. Is there a list of publications included in the annual report?

(If no, please include a list on separate sheets if possible)

17. Working Papers

a. Does your agency publish working papers?

b. If yes, how many Working Papers have been published to date?

c. Please list here any Working Papers which are not listed in any list with which you are supplying us (e.g. those published since your most recent annual report):-
18. Reports/Recommendations

Note: For subquestions c, d, e, approximations will suffice if exact numbers are not available.

a. How many Reports/Recommendations has your agency published to date?

b. Are the Reports submitted automatically to the Legislature or is this left to the discretion of the Executive?

<table>
<thead>
<tr>
<th>AUTOMATIC SUBMISSION</th>
<th>DISCRETION</th>
</tr>
</thead>
</table>

c. In how many of these was a draft Bill included?

d. How many of these have been implemented in whole by the Legislature?

e. How many of these have been implemented in part by the Legislature?

f. Please list here any Reports/Recommendations published which are not listed in any list with which you are supplying us (e.g. those published since most recent annual report).

19. Other Publications

Please list or summarise other publications (e.g. Programmes of Law Reform, etc.), unless listed elsewhere.
20. Information Enclosed

Please indicate here any publications which you are enclosing with your replies:-

Recent List of Publications
Statute(s) governing the Agency
Most Recent Annual Report
Sample Reports/Working Papers
Other Publications

21. The World's Law Reform Agencies

The Appendix is a list of the world's law reform agencies of which we are aware. Please add titles of others plus addresses if absent or changed.

22. Comments

(E.G. On the difficulties encountered by law reform agencies? Cooperation of the Legislature with your proposals? Attitudes to law reform in your jurisdiction?)

Please send replies to:

Law Reform Agency Survey 1987,
Room D421,
Faculty of Law,
University College,
Belfield, Dublin 4,
Ireland.
APPENDIX 5 - QUESTIONNAIRE REPLIES

There follows a printout of the 29 questionnaire replies received.

Information in square brackets has been added from other sources.

If a question was not answered, it is omitted from the list.


Periodic reminders of the questions appear at the bottom of the pages.
For the exact phraseology of a question, refer to Appendix 4.

As mentioned in the text, six replies by letter were also received, from Alberta, Quebec, Prince Edward Island, Alabama, Bahamas and Antigua & Barbuda.

Reminder of Questions
UNITED KINGDOM:

ENGLAND AND WALES

1. Law Commission, Conquest House, 37-38 John Street, Theobalds Road, London WC1N 2BQ, England. Tel. (01) 242 0861
2. 16 June 1965
3. Law Commissions Act 1965 (1965, c.22)
4. Five (Chairman and 4 others) except during any temporary vacancy -- see s.64 of Administration of Justice Act 1982, c.53.
5. Chairman - The Hon. Mr. Justice Beldam: 1-1-1
   Commissioner - Trevor M. Aldridge: 1-1-4
   Commissioner - Brian J. Davenport, QC: 1-1-3+1 (part-time Social Security Commissioner)
   Commissioner - Prof. Julian T. Farrand: 1-1-2
   Commissioner - Prof. Brenda M. Hoggett: 2-1-2+1 (part-time Asst. Recorder)
   Secretary - Michael H. Collon: 1-1-3
6. Four parliamentary counsel; 13 other civil servants + 14 research assistants + 4 consultants (of whom 6 on family law, 7 on property law, 4 on criminal law, 4 on statute law revision, remainder on other work)
7. 21
8. About £2 million [1986/87: stg 2,062,300]
9. No; but a Fax is shortly to be installed.
10. Yes, under s.3(1)(b), within the ambit of any agreed law reform programme; Lord Chancellor and any other Minister (s.3(1)(e)) or any other body (s.3(1)(a)) - but in practice usually the Lord Chancellor
11. Proposals for reform: to Lord Chancellor (laid before Parliament); Annual Reports: to Lord Chancellor (laid before Parliament with such comments, if any, as Lord Chancellor sees fit; there have never been any such comments)
12. Judiciary, legal profession, government departments, academic lawyers, all known or thought to have an interest in the project.
13. a. Yes; b.S.3(1)(f); c. Mandatory. The provision is mandatory, but the Commissioners have a complete discretion ("as appears to the Commissioners"), as in Ireland
14. The law of other countries, especially common law jurisdictions, is invariably examined during the preparation of policy papers
e. Law Reform in the Commonwealth. Report of the Meeting of Commonwealth Law Reform Agencies/London 1977 (Cwth Secretariat 1978);
   Law Reform in the Commonwealth. Law Reform Proposals and their Implementation. Issue 2. (Cwth Secretariat 1983);
   Forum on Law Reform in the Commonwealth. Report of the Meeting of Cwth LRA's/Hong Kong 1983 (Cwth Sec. 1984);
   Codification as a Tool of Law Reform. Report of a Meeting of Cwth LRA's/ Jamaica 1986 (Cwth Sec. 1987);
Law Commission Colloquium 1986. Law Reform: Can We Do Better? (1986);
The Future of Law Reform Seminar / Ottawa 1986 (LRC of Canada, Ottawa, 1986);
Conference of Australian LRA's. 1st. Record of Proceedings (1974?)
List of Official Committees, Commissions and other Bodies concerned with the Reform of the Law. No.9. (Inst. of Advanced Legal Studies, London, 1979);
Appendix 5:
266

17.a. Yes; c. WP 102 (Landlord and Tenant-Compensation for Tenants' Improvements), WP 103 (Criminal Law-Binding Over), WP 104 (Conspiracy to Defraud) (imminent), WP 105 (Title on Death) (imminent).
18.a. Up to end of 1987, 144 reform reports published, including reports 11A and 18A; b. Automatic Submission; c. Marked with asterisk in Annual Report [89 out of 144]; d. + e. See 21st Annual Report, App. 5; f. See covering letter.
(22nd Ann. Rep. - 96 implemented in full, 6 in part, 29 no implementation, 13 do not call for legislation. Implementation rate to end 1987 of reports to end 1985: 122 reports calling for legislation, 95 (77.9%) implemented in full, 6 (4.9%) in part, 21 (17.2%) no implementation.)
19. See covering letter.
Conveyancing Standing Committee - "House Selling the Scottish Way for England and Wales" and 'Local Authority Enquiries. How Can We Eliminate Delays?'; Sept. 1987 - Paper on Treasure Trove (not a WP or Report)
'Law under Review' (Quarterly)
May 1986 - Condominium Schemes (Cm. 179) (not a LC Report)
22. See Part I of 21st Annual Report

Reminder of Questions
Appendix 5:
267

SCOTLAND

1. Scottish Law Commission, 140 Causewayside, Edinburgh EH9 1PR, Scotland. Tel. 031-668-2131
2. 1965 (June 16)
4. Not more than five (Chairman plus not more than four others)
5. Chairman-The Hon. Lord Maxwell: 1-1-1
   Commissioner-Dr. E.M. Clive: 1-1-2
   Commissioner-C.G.B. Nicholson, QC: 1-1-1
   Commissioner-Prof. P.N. Love: 1-2-4
   Commissioner-J.Murray, QC: 1-2-3
   Secretary-Kenneth F. Barclay: 1-1-4
6. Nine; One draftsman and two part-time draftsmen
7. Thirteen
9. No
10. No. But the Commission can receive and consider proposals for reform of the law which may
    be made or referred to them; Lord Advocate.
11. Proposals for reform-to Lord Advocate (laid before Parl.), Annual Reports-to Lord Advocate
    (laid before Parl. with such comments, if any, as Lord Advocate thinks fit)
12. Wide consultation depending on topic
13. a. Yes; b. Section 3(1)(f); c. Mandatory
14. Considerable importance to comparative law and research into foreign law. Naturally the most
    commonly consulted jurisdiction is England and Wales.
15. a. Yes; b. Most of the Commonwealth agencies; c. Yes; e. LRC of Australia, The Law Reform
    Digest (vol. 1 1980, vol. 2 1985), Law Reform in the Commonwealth. Issue 2. (Cwth Secretariat,
    1983).
16. a. Yes; b. Report for the year ended 15th June 1987 (publ. 19th Nov., 1987); c. 22; d. Yes
17. a. Yes. Known as Consultative Memorandum; b. 74
18. a. 111 Reports. Figure includes annual reports and "Minors and Pupils" report (see f. below). It
    excludes our unnumbered published papers (Section 3, p. 24 of 22nd Annual Report). Although
    our reports currently end at 110 we produced a Report numbered 6A in 1967.
   b. Automatic Submission; c. Estimated - draft Bills or draft clauses etc. - Joint: 32; S.L.C.: 35;
19. Items 3, 4 and 5 on pages 24-25 of 22nd Annual Report to be included?
IRELAND:

From Frank Ryan, Secretary. Dated 4 August 1988.

1. Law Reform Commission, Ardilaun Centre, 111 St. Stephen's Green, Dublin 2. Tel. (01) 715699. 22. October 1975

2. Law Reform Commission Act, 1975

3. Five (President plus four Commissioners)

4. President - The Hon. Mr. Justice Ronan Keane: 1-1-1

Commissioner - John F. Buckley, BA, LLB, Solicitor: 1-2-4

Commissioner - William Duncan, MA, FTCD, BL: 1-2-2+3

Commissioner - Maureen Gaffney, BA, MA: 2-2-9 [Psychologist]

Commissioner - Simon O'Leary, BA, BL: 1-1-3

Research Counselor - William Binchy, BA, BCL, LLM, BL: 1-2-3

Secretary - Frank Ryan, BA, FAAI, FII, AIMA, BL: 1-1-3

6. At 4th August 1988, the lawyers on the staff consist of the Secretary and one Research Counselor.

7. Five

8. Varies. In 1988 it is IR£310,000 (£267,800 sterling)

10. Yes - Formulation of programmes in consultation with A.G. subject to veto by Government; Attorney General

11. Proposals for Reform: to A.G. or to Taoiseach; Annual Reports: to A.G. (A.G. sends copies to Taoiseach, Taoiseach submits to Government, Copies laid before Oireachtas)

12. There is no "normal" procedure. But lawyers and interest groups have been consulted, where considered appropriate.

14. The Commission always examines current legislation in other countries before making recommendations for change, or for the retention of the status quo, in Ireland.

15. a. Yes; b. Most of those in Canada, Australia, U.K. and English-speaking countries; c. No; e. No

16. a. Yes; b. 1986/7; c. Nine; d. Yes

17. a. Yes; b. Eleven; c. Working Papers have now ceased. Replaced by Consultation Papers.

18. a. Twenty-Four; b. Discretion; d. None; e. Six

22. Enclosed is address of President of the Commission at a Seminar held by the Commission in Trinity College, Dublin.

Reminder of Questions

Appendix 5:  
269

CANADA:

CANADA - Federal


1. Law Reform Commission of Canada, 130 Albert Street, Ottawa, Ontario, Canada K1A 0L6. Phone (613) 996-7844.
2. April 1, 1971
4. President; Vice-President; Three other members.
5. President-The Hon. Mr. Justice Allen M. Linden: 1-1-1
Vice-President-M. Gilles Létourneau: 1-1-3
Commissioner-Mr. Joseph Maingot, QC: 1-1-3+9 (Former Parliamentary Counsel and Law Clerk of the House of Commons)
Commissioner-Mr. John Frecker: 1-1-3+4
Commissioner-Mme. la juge Michelle Rivet: 2-1-1
Secretary-M. Francois Handfield: 1-1-2+3
6. List Attached: Substantive Criminal Law-three legal staff
Criminal Procedure-ten legal staff
Administrative Law-five legal staff
Protection of Life-five legal staff
Other Legal Staff-four.
7. See Organizational Chart [11 Secretaries; 29 Others]
8. See Annual Report [1985/6: $5,049,000 = £2,450,000 sterling]
9. Yes; Facsimile: Ottawa, Ontario (613) 996-8599;
Montréal, Québec (Montreal Regional Office) (514) 496-2572
10. See LRC Act Section 12(2); Minister of Justice and Attorney General of Canada
11. Minister of Justice and Attorney General of Canada
12. See Annual Report starting at page 22
13. a. Yes; b. Section 13. We also do comparative law in the conduct of our research; c. Discretionary; d. Enclosed.
[Section 13 (Joint Projects): "The Commission may in its discretion and with the concurrence of the Minister undertake any particular study, having as its intended result either directly or indirectly the improvement, modernization and reform of any law of Canada, as a joint project of the Commission and any one or more other law reform commissions, agencies or bodies in Canada or elsewhere, and may enter into such contractual arrangements as it deems necessary for the carrying out of such joint project, including arrangements for the provision of personnel or other resources of the Commission to any such commission, agency or body."]
[Note also S.12(1): "In carrying out its objects, the Commission (b) may initiate and carry out ... such studies and research of a legal nature as it deems necessary for the proper discharge of its functions, including studies and research relating to the laws and legal systems and institutions of other jurisdictions in Canada or elsewhere."
14. In every aspect of our research, the LRC looks at, and analyzes, the legal system of foreign countries, both in the Commonwealth system and in the continent (France, Spain, etc.)
15. a. Yes; b. See list of Law Reform Agencies (the ones highlighted): all Canadian agencies, all Australian agencies, England & Wales, Scotland, California, Hong Kong, India, New Zealand, Fiji, Papua New Guinea; c. Yes; d. See Annual Report - Also, in the summer of 1987, the LRC participated in the 1st meeting of the Conf. for the Reform of Criminal Law, London England; e. No proceedings have been published at this time but we anticipate there will be.
Appendix 5

16. Yes; b. 1985-86 15th Annual Report; 1986-87 16th Annual Report (to be published in May-June 1988); c. 16 (including 1986-87); d. Yes
17. Yes; b. 56 [also 73 Study Papers etc.]; c. Nil
18. a. 31 (as of May 19, 1988); b. Automatic Submission; c. In all our reports there are recommended draft sections; d. + e. See page 28 of Annual Report [27 Reports; 13 enacted in whole or in part]; f. Nil
20. All five categories.

Reminder of Questions
BRITISH COLUMBIA


1. Law Reform Commission of British Columbia, 601-865 Hornby Street, Vancouver, British Columbia V6Z 2H4 Canada. Phone (604)660-2366
2. August 1, 1969
4. Three
5. Chairman—Arthur L. Close: 1-1-3
   Vice-Chairman—Hon. R.I. Cheffins, Q.C.: 1-2-1
   Commissioner—Mary V. Newbury: 2-2-4
   Commissioner—Peter T. Burns, Q.C.: 1-2-2
   Counsel—Thomas G. Anderson: 1-1-4
   Legal Research Officer—Deborah M. Cumerford: 2-1-4
   Legal Research Officer—J. Bruce McKinnon: 1-1-4
   Legal Research Officer—Monika Gehlen: 2-1-4
   Secretary—Sharon St. Michael: 2-1-9
6. Four
7. Two
8. $550,000 (Can.) per annum (£267,000 sterling p.a.)
9. No
10. Yes; Attorney General
11. Attorney General
12. Appropriate special interest sections of the Canadian Bar Association. Such other persons and groups as the particular topic may require
13. a. No
14. Comparative research is regarded as important. Jurisdictions researched (in decreasing order of importance) are: other Canadian provinces, United Kingdom, Australia and New Zealand, United States
15. a. Yes; b. Almost all commonwealth agencies listed plus California and New York; c. Yes; d. Law Reform Conference of Canada
16. a. Yes; b. April 1987; c. Seventeen; d. Yes
17. a. Yes; b. 58
18. a. 90+ [78 excluding Annual Reports]; b. Discretion; c. 25%; d. +e. See Annual Report [39 Reports implemented; 39 Reports unimplemented]
19. Study Paper on the Office of the Sheriff; Study Paper on Family Property
20. All five categories enclosed
Appendix 5

MANITOBA


1. The Manitoba Law Reform Commission, 521 Woodsworth Building, 405 Broadway, Winnipeg, Manitoba, Canada R3C 3L6. Tel. (204) 945-2896
2. One Chairman - Oct. 1, 1970; Six Commissioners - Feb. 12, 1971
4. No minimum - maximum 7
5. Chairman - (vacant)
   Director of Legal Research (Counsel)-Jeffrey A. Schnoor: 1-1-3+4
   Secretary (Administrative Officer)-Suzanne Pelletier: 2-1-9
   Legal Research Officers - Iris C. Allen: 2-2-3+4; Nancy E. Harwood: 2-1-3+4; Daniel Mathieu: 1-1-3+4; Sherri Walsh: 2-2-3+4.
   Admin. Secretary - (vacant)
6. Three full time, two part time
7. One Administrative Officer/Secretary, one Admin.Sec. (vacant)
8. S366,000 (£17,800 sterling)
9. No
10. Yes; Attorney-General
11. Attorney General
12. Judiciary, members of the Bar, law professors, interest groups and other law reform agencies
13. a. Yes; b. Section 6(1); c. Discretionary; d. Enclosed
   [Section 6(1): "In the performance of its duties, the commission may (a) institute and direct research of a legal nature, as it deems necessary, including studies and research relating to the laws and legal systems and institutions of other jurisdictions in Canada or elsewhere, (c) in its discretion and with the concurrence of the minister [i.e. Attorney General] undertake any study pursuant to its duties as a joint project of the commission and any one or more other law reform commissions, agencies or bodies in Canada or elsewhere ...."]
14. United States and Commonwealth, esp. United Kingdom, Australia and New Zealand. Considerable importance is placed on comparative law and research into foreign law; it is almost invariably a part of every project
15. a. Yes; b. All Canadian agencies, New York, California, Hong Kong, Australian Commonwealth and States, New Zealand, Ghana, South Africa, Ireland, England & Wales and Scotland; c. Yes; d. Commonwealth, Australian and Canadian; e. Commonwealth and Australian
16. a. Yes; b. March 31, 1987; c. 16; d. Yes (attached)
17. a. Yes (limited circulation); b. 24 - list attached; c. None
18. a. 69 formal, 32 informal (unpublished) - including informal report on the Wages Recovery Act, submitted September 9, 1987;
   b. Reports are submitted to Executive (Attorney General) who either tables them in the Legislature or simply distributes them to its members on publication
   c. 5 - 10
   d. Formal: 40 (+ 3 which recommended no provincial action); Informal: 19 (+ 4 which recommended no provincial action)
   e. 10 (formal), 5 (informal)
20. Enclose list of publications, statute, annual report
22. See attached note:

Over the years, the Commission's recommendations have been very well received by the Legislature, as will be evidenced by the 75%+ implementation rate. Although this has fallen in the past
two to three years, an omnibus family law Bill will be introduced at the next session of the Legislature, beginning in mid-February 1988, and hopefully this will result in the implementation of several recommendations contained in our reports on The Dower Act, The Testators Family Maintenance Act, Intestate Succession, and The Married Women's Property Act.

We have, however, encountered difficulty with respect to funding. As you will note from the above information, the Commission has a very small staff (1 Director, 2 full time and 2 part-time researchers, and one Administrator/Secretary). Also, over the past few years, the number of Commissioners has been reduced from 7 to 5 and, in fact, we presently have only 4 Commissioners (who are not remunerated as of mid-December 1987) and the Chairman's position has not been filled since his resignation December 31, 1986. We were informed in mid-December 1987 that it was the intention of the Government to phase out the Commission over the next fiscal year and re-deploy the permanent staff (2) to a "policy division" of the Department; the term of the contracts for the remainder of the legal research staff would be honoured but would not be renewed.

We should also point out that in 1986 the Manitoba Law Foundation was established and, as a result of an agreement reached between the Foundation and the Government, an annual grant of $100,000 for three years was made to the Commission. This, too, will terminate at the end of the fiscal year 1988-89. The grant was not in addition to the existing budget of the Commission, but rather resulted in a reduction of the Government's funding.

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**Reminder of Questions**

NEWFOUNDLAND

1. Newfoundland Law Reform Commission, 2nd Floor, 21 Church Hill, St. John’s, NF A1C 3Z8, Canada. Tel. (709) 739-9686/739-6617
2. April 13, 1984
4. One
5. Chairman-J. Derek Green, Q.C.: 1-2-3+4
Commissioner-The Hon. Madame Justice M.A. Cameron: 2-2-1
Commissioner-Carl R. Thompson: 1-2-3+4
Commissioner-John F. Roil: 1-2-3+4
Commissioner-Carol Ann Benson: 2-2-9 (lay person)
Secretary-Linda Hunt Black: 2-2-3+4
Executive Director-Christopher P. Curran: 1-1-3+4
6. One
7. One
8. $100,000 (£48,500 sterling)
9. No
10. Yes; Minister of Justice
11. Minister of Justice
12. Individuals, groups and organisations, to whom the particular subject under consideration might be of interest
13. a. No
14. The Commission regards comparative research as an invaluable component of every project. In order of priority, the jurisdictions most often consulted are:
Other common law Canadian provinces, Quebec, Commonwealth jurisdictions outside Canada, the United States, other.
15. a. Yes; b. See attached sheet [7 Canadian, 8 Australian, 3 African, California, New York, New Zealand, England & Wales, Scotland, Ireland, Hong Kong, Jamaica, Fiji, Papua New Guinea].
16. a. No
17. a. Yes; b. Two [Limitation of Actions (WP1, WP1 Supp.), Powers of Attorney (WP2)]
18. a. Two [Limitation of Actions Final Report - R1; 2nd Report not known];
b. Discretion; c. None as yet
20. All categories enclosed, except annual report.
NORTHWEST TERRITORIES

1. Northwest Territories Committee on Law Reform, P.O. Box 1320, Yellowknife, Northwest Territories, Canada X1A 2L9. Tel. (403) 920-6487
2. 1986
3. Non-statutory body
4. N/A
   Member-Geoffrey Bickert: 1-2-3+4
   Member-Katherine Peterson: 2-2-3+4
   Member-Richard Hardy: 1-2-3+4
   Member-Gordon Gamble: 1-2-9 (Surveyor)
6. One
7. None full-time. Secretarial support provided by Dept. of Justice and private contractor
8. Part of the Law Reform budget, NWT Dept. of Justice
9. No
10. Yes; Minister of Justice
11. Minister of Justice
12. Territorial Bar, appropriate interest groups for particular project
13. a. No
14. Very important. We most other look at the law of other Canadian jurisdictions, followed by England and the United States
15. a. Yes; b. All Canadian and Australian agencies, England, Scotland, Kenya, Fiji, Papua New Guinea; c. Yes; d. Law Reform Conference of Canada; e. Yes
16. a. No
17. a. Yes; b. One; c. An Act to Amend the Jury Act
18. a. None; b. No policy as of yet
19. Sample enclosed

Reminder of Questions
ONTARIO


1. Ontario Law Reform Commission, 15th Floor, 18 King Street East, Toronto, Ontario, Canada M5C 1C5. Tel. (416) 965-4761

2. 1964 (first Chairman appointed July 1, 1964; one member appointed July 9, 1964; three members appointed November 12, 1964).

3. The Commission was established by The Ontario Law Reform Commission Act, S.O. 1964, c.78, now R.S.O. 1980, c.343.

4. Three

5. Chairman - James R. Breithaupt, CSJ, CD, QC, MA, LLB: 1-1-3+4
   Vice Chairman - H. Allan Leal, OC, QC, LLM, LLD, DCL: 1-2-2+3+4
   Commissioner - Earl A. Cherinak, QC: 1-2-3+4
   Commissioner - J. Robert S. Prichard, MBA, LLM: 1-2-2+3+4
   Commissioner - Margaret A. Ross, BA(Hon), LLB: 2-2-3+4
   Counsel - M. Patricia Richardson, MA, LLB: 2-1-3+4

11 other persons then listed (all Full Time): 3 Legal Research Officers (+one vacancy), Secretary and Administrative Officer, Senior Legal Research Officer, Administrative Assistant, Secretary to Chairman, Librarian, Secretary to Counsel, Secretary to Administrative Officer, 2 Secretaries to Legal Research Officers, Receptionist.

6. Counsel and five staff lawyers divide the activity of the Commission as directed by the Chairman

7. Nine

8. $1,200,000 (Can.) (£580,000 sterling)

9. Yes; FAX machine, (416) 363-2814

10. Yes; The Attorney General for Ontario can refer a topic to the Commission, but he alone has that right

11. The Attorney General for Ontario

12. The usual Project is under the responsibility of a Project Director, who is a leading academic law teacher in the field being studied. Research papers are begun and they are considered by an Advisory Board which covers the various interest groups

13. a. Not directly; b. Refer to Section 2 (2); c. Discretionary
[Section 2(2): "The Commission may institute and direct legal research for the purpose of carrying out its functions."]

14. In each of our Projects a review of comparative law as reported in local statutes or considered by reports of other law reform commissions is routinely done. The other Canadian provinces, the Australian states and the English and Scottish Commissions' reports would be most frequently consulted.

15. a. Yes; b. All; c. Yes; d. Commonwealth Law Conferences and Annual Meetings of the Law Reform Conference of Canada; e. Yes- Commonwealth Law Conferences

16. a. Yes; b. 1986-87; c. 22; d. Yes

17. a. No

18. a. 65 plus 22 Annual Reports; b. Automatic Submission. By practice over the years, the Attorney General routinely tables our reports; c. Two-thirds; d. 60%; e. 20%

20. Enclosed statute, annual report, list of publications

[Covering Letter- "I would modestly suggest that it is now 24 years since the zeal to which you refer was first sparked in the Commonwealth of Nations by the creation of the Ontario LRC in 1964. The English and Scottish Commissions followed the next year and the rest, as they say, is history."]
AUSTRALIA:

AUSTRALIA - Federal

Tel. (02) 231-1733
2. Feb. 1975
3. The Law Reform Commission Act 1973
4. A President plus four or more other members
5. President - The Hon. Justice Elizabeth Evatt, AO: 2-1-1
Deputy President - Mr. G. Greenwell: 1-1-4
Member - Mr. George Zdenkowski: 1-2-2
Member - Prof. J. Goldring: 1-1-2
Member - Prof. M. Chesterman: 1-2-2
Member - Mr. R. Fisher: 1-2-4
Member - Prof. A. Hambly: 1-2-2
Member - Hon. G. Maxwell: 2-2-1
Member - Hon. D. Ryan: 1-2-1
Member - Mr. N. Seddon: 1-2-2
Member - Prof. James Crawford: 1-2-2
Member - Mr. Ron Harmer: 1-2-4
Member - Hon. Justice M. Wilcox: 1-2-1
Member - Prof. Richard Harding: 1-2-2
Member - Dr. Robert Hayes: 1-2-2
6. Secretary and Director of Research; 2 Principal Law Reform Officers, 6 Senior Law Reform Officers, 5 Law Reform Officers (3 of whom are part-time), 1 Asst. Legislative Counsel (PLRO).
7. Fourteen plus the President's Associate who undertakes research for the President.
8. $2,500,000 appropriated from Parliament; approx. $300,000 from other sources. [$2.8m. = £1.3m. sterling]
9. No
10. The Commission may suggest a reference to the Attorney General who may then refer it to the Commission; The Attorney General.
11. To the Attorney General, and through the A.G. to federal Parliament
12. All interest groups in the private and public sectors. All interested citizens through public hearings held in capital cities throughout Australia.
13. a.No; b. Section 8 has same effect
14. Depending on subject area, great importance or less. For example, Admiralty Report (ALRC 33) paid particular regard to international law and recent US, UK, South African and other Commonwealth countries' reforms of Admiralty. So also Foreign State Immunity report (ALRC 24). But Domestic Violence (ALRC 30) less so. Common law countries and the U.S. are the most often consulted. EEC Sometimes.
16. a. Yes; b. 1987; c. 12; d. Yes
17. a. Yes; b. 86 Research Papers and Working Papers [Also 33 Discussion Papers, 6 Issue Papers, 4 Australian Capital Territory Community Law Reform Papers]
18. a. 40 (includes Ann. Reps.) [28, excluding Annual Reports]; b. Automatic Submission; c. All except Ann. Reps.; d. +e. See attached Table. [8 implemented + 4 implemented in part] Since then, the Government has indicated it will implement ALRC 33 (Admiralty)
20. Enclosed all categories except samples.

Reminder of Questions
NEW SOUTH WALES

1. New South Wales Law Reform Commission, Level 12, ADC Building, Sydney, NSW 2000 (or Box 5199, GPO, Sydney, NSW 2001). Tel. (02)228 7213 [FAX (02) 271054]
2. 1966
3. Law Reform Commission Act 1967 (NSW)
4. Three
5. Chairman-Ms. Helen Gamble: 2-1-2+4
   Deputy Chairman-Mr. Russell Scott: 1-1-4
   Research Director-William J. Tearle: 1-1-2+3
   Secretary-John McMillan: 1-1-9 (Administrator)
   Librarian-Beverley Caska: 2-1-9 (Librarian)
   Also Research Staff.
6. Six Permanent, Full Time; Five Temporary or Seconded Staff. Supervised by Research Director
7. Nine
8. AUSS 1.1 million (£0.51 million sterling)
9. No
10. No (Except to a limited extent on Community Law Reform Programme); Attorney General
11. Attorney General (for tabling in Parliament)
12. All special interest groups appropriate to the issue, plus public, legal profession, and interested individuals.
13. a. No
14. Very important. Regularly consider all other Australian jurisdictions, UK, New Zealand, Canada, USA, others if appropriate to project.
15. a. Yes; b. All Australian agencies, NZ, Canada and most listed at end of this survey; c. Yes; d. Australian Law Reform Agencies Conference, Commonwealth Law Conferences; e. Yes. We keep A.L.R.A.C. proceedings.
16. a. Yes; b. 1987; c. Every year 1968 to date; d. Yes
17. a. Yes; b. See list attached [22 Working Papers, 17 Discussion Papers, 5 Background Papers, 4 Issues Papers, 2 Research Papers, 2 Research Reports, 5 Consultants' Papers, 1 Discussion Paper in conjunction with Australian LRC and Victorian LRC]
18. a. 53; b. Automatic Submission. To Attorney General "for tabling in Parliament"; c. Most; d. 36; e. 4
20. Enclosed all categories except other publications
NORTHERN TERRITORY

1. Northern Territory Law Reform Committee, GPO Box 1535, Darwin, NT 5794, Australia.
Tel. 89 7466
2. 1978
3. Constitution is attached - see Annual Report
4. See Constitution
5. Chairman-Justice W.J. Kearney: 1-2-1
Member-Gordon Bemer LLB: 1-2-3+4
Member-Clyde Croft, Ph.D.: 1-2-9 (Sec., Dept. of Law)
Member-Jim Darling LLB: 1-2-9 (Parliamentary Counsel)
Member-Max Horton: 1-2-3+4
Member-Ian Maugham: 1-2-9 (Lawyer, Dept. of Education)
Member-Suzanne Phillip: 2-2-2
Member-Trevor Riley: 1-2-3
Member-Ted Rowe: 1-2-4
Member-Sally Thomas: 2-2-1
Executive Officer-Stephen Herne, LLM: 1-2-9 (Lawyer, Dept. of Law)
6. One - occupied 50% on NTLRC work
7. One - occupied 30% on NTLRC work
8. 1986-87: $74,000 [£34,260 sterling] (salaries $64,000, admin. expenses $10,000)
9. No
10. No; Attorney-General
11. Attorney-General
12. Not done in the normal course of events. However has been done on projects concerning (a) De Facto Relationships - all members of the public and specialist organisations invited to comment on Discussion Paper (available on request), (b) Administrative Appeals - public service.
13. a. No
15. a. Yes; b. Australia (national and state agencies), UK Law Commission, Scottish Law Commission, New Zealand, Canada (national and provinces with law reform bodies - see attached list); c. Yes; d. Canadian Law Reform Conference (1987 only)
16. a. Yes; b. 1987; c. Unknown; d. Yes (some)
17. a. No
18. a. 12; b. Discretion; c. None; d. + e. See Annual Report (6 Reports enacted); f. Report on Statutory Interpretation (No. 12)
19. Nil
20. Enclosed constitution, annual report, mailing list.
21. See our attached mailing list
SOUTH AUSTRALIA

1. The Law Reform Committee of South Australia, Supreme Court, Victoria Square, Adelaide 5000. Tel. 218-6657
2. September 1968
3. The Committee was set up by proclamation under the executive power of the Governor in Council
4. Not applicable
5. Chairman - The Hon. Dr. Howard Zelling, AO, CBE: 1-2-1
   Deputy Chairman - The Hon. Justice White: 1-2-1
   Deputy Chairman - The Hon. Justice Legoe: 1-2-1
   Member - Mr. J.J. Doyle, QC: 1-2-9 (Solicitor-General)
   Member - Mr. J.W. Perry, QC: 1-2-3
   Member - Mr. D.F. Wicks: 1-2-9 (representing the Law Society)
   Member - Mr. G. Hiskey: 1-2-9 (Special Magistrate)
   Member - Mr. A.L.C. Ligertwood: 1-2-9 (representing the Faculty of Law)
   Member - Mrs. B. Curzons: 2-2-9 (Secretary)
6. Not presently applicable - see letter
7. One
8. It does not have a separate budget
9. No
10. No; projects are initiated by the Attorney General
11. The Attorney-General
12. Such interest groups as it thinks relevant
13. a. No, but we do in practice do so
14. Most consultation is with other Australian law reform agencies and with New Zealand
15. a. Yes; b. Some 40 of them; c. Yes; d. All law reform agencies conferences, Commonwealth and Australian; e. Yes
16. a. No
17. a. No
18. a. 108; b. The Attorney General decides; c. About half; d. About 40%; e. About 10%; f. Not applicable
19. Nil
20. No enclosures
21. No comment
22. Like all law reform agencies we have difficulty in getting legislative time for bills because of the commonly held view by politicians that there are no votes in law reform

[Covering letter - As a cost-cutting measure Cabinet have put the Committee on hold until the next budget review in August and we are merely completing partly done references at present.]
TASMANIA

1. Law Reform Commission of Tasmania, 7th Level, Executive Building, 15 Murray Street, Hobart, Tasmania, Australia 7000. GPO Box 825H, Hobart 7001. Tel.002-306494
2. June 1975
4. Three represent a quorum; There is provision for five members
5. Please note covering letter. Info. given below relates to immediate past members.
Chairman-Mr. J.B. Piggott, LLB, CBE: 1-2-3(retired)
Research Director/Member-Mr.G.W.Briscoe, LLB (Hons.),MA: 1-1-4
Member (representing the Bar Assoc.)-Mr.H.J.Kable, LLB: 1-2-3
Member (representing the Law Society)-Mr.D.J.Gunson, LLB: 1-2-3
Member (rep.Fac.of Law, U.of Tas.)-Mrs. C.A. Warner,LLM: 2-1-2
6. Research Director
7. One Secretarial Asst. in addition to the Research Director
8. Approx. AUS$ 93,000 (£43,000 sterling)
9. No
10. Yes; the Attorney General of Tasmania
11. The Attorney General, who in turn is obliged to table our reports in each House of the Tasmanian Parliament within 10 sitting days of the House after the report is received by him.
12. As wide a community as possible bearing in mind the nature of the project; interest groups, lobby groups, lawyers' bodies, university faculties, etc. as well as the general public via public hearings, media advertisements, etc.
13. a. Yes; b. Section 7(1)(c)(iv); c. Discretionary
[Section 7(1)(c)(iv): "The functions of the Commission are (c) subject to the approval of the Attorney-General, to consider proposals relating to (iv) uniformity between laws of other States and the Commonwealth (of Australia)"]
14. We have traditionally placed great emphasis on comparative law - particularly from other Commonwealth countries - more recently from non-Commonwealth countries such as USA, Scandinavia, Germany. Depending on the subject-matter of a particular project - other jurisdictions may be able to provide valuable ideas and other information to assist us in discovering the most appropriate response to the legal problem.
15. a. Yes; b. all that we are aware of except India; c. Yes; d. All Australasian Law Reform Agencies Conference, Commonwealth Law Reform Agencies Conference Hong Kong 1983+Jamaica 1986;
e. Yes. Refer to Commonwealth Secretariat, London re CLRA Conf. and to Australian LRC re ALRAC
16. a. Yes; b. 1987 (to be tabled: not a public document); c.13; d. Yes
17. a. Yes; c. Interest on pre- and post-judgment debts, Occupiers' liability, Variation of private trusts, Suretyship and guarantee, Compensation for victims of motor vehicle accidents, Private rights of access to neighbouring land, Fines, Minors' contracts, Lower courts, Succession rights on intestacy, Powers of attorney, Computer misuse, Burden of proof, Boundary fences, Exclusion clauses, Wills, Child witnesses.
18. a.53; b. Automatic Submission; c.3 or 4; d. Approx 50%; e. Approx. 10%
20. Enclosed list of publications, statute, annual report

[Covering letter- The Tasmanian LRC is soon to be abolished and replaced with a single Law Reform Commissioner. The reasons given for this include a potential saving of money. The terms of office of the Chairman and other members of the Commission, apart from the Research Director, expired on 31 December 1987. No new appointments have been made. Until the LR Commr. Bill 1987 is enacted, the Research Director will be the only member of the LRC.]
NEW ZEALAND:

From Prue Oxley, Principal Research Officer ("for Sir Owen Woodhouse"). Postmarked 12th April 1988.

1. Law Commission, P.O. Box 2590, Wellington, New Zealand. Tel. (04)733.453
2. 1986
3. Law Commission Act 1985
4. Three
5. President-Rt.Hon. Sir Owen Woodhouse: 1-1-1
   Commissioner-Ms. S. Elias: 2-1-3
   Commissioner-Prof. Ken Keith: 1-1-2
   Commissioner-Mr. B.I. Cameron: 1-1-9 (retired public servant)
   Commissioner-Ms. M. Wilson: 2-1-2
   Director-Alison Quentin-Baxten: 2-1-3
   Princ.Research Off.-Prue Oxley: 2-1-9 (anthropologist/social researcher)
   Law Drafting Officer-David Elliot: 1-1-4
   Senior Legal Research Officer-Mandy McDonald: 2-1-3
   Legal Research Officer-Megan Richardson: 2-1-3
   Legal Research Officer-Janet Aikman: 2-1-4
6. Three
7. Eleven
8. 1988/89 $2.8 million (£1.12 million sterling)
9. Yes; Fax (04) 710.959
10. Yes; Minister of Justice
11. Minister of Justice
12. The public, government agencies, interest groups (e.g. business federations, unions, community groups, professional societies), universities
13. a. No. It is not necessary. The statute gives the authority without specifying it.
   b. It is a significant aspect of law reform study. Even though the New Zealand context is our prime motivation (see for example s.5(2)(a) of Law Commission Act), comparative law enables us to (i) learn of alternative ways of proceeding, (ii) evaluate the problems and effectiveness of alternatives. Many jurisdictions are consulted but common law ones (UK, Australia and Canada in particular) tend to be referred to more often.
16. a. Yes; b. Year ended 31 March 1987 [NZLC R2]; c. Two; d. No (There will be in future)
17. a. Yes b. Five; c. See list
18. a. Two [Imperial Legislation in Force in New Zealand (R1), The Accident Compensation Scheme- Aspects of Funding (R3)]; b. Automatic Submission; c. One; d. Still under consideration. A bill has been introduced and is at select committee stage.
19. See list
20. Enclosed list of publications, statute, annual report
UNITED STATES OF AMERICA:

ARKANSAS

1. Arkansas Code Revision Commission, 1400 West Capitol, Little Rock, Arkansas 72201, USA.
   Tel. 501-371-2128
2. 1945
   1987, No.334; reen. 1987, No.1009.
4. Eight
   Commissioner-Douglas O. Smith, LLB: 1-2-3
   Commissioner-Dean Lawrence H. Averill, Jr., LLB: 1-2-2
   Commissioner-Dean J.W. Looney, J.D.: 1-2-2
   Commissioner-R.B. Friedlander, J.D.: 2-2-3
   Commissioner-Hon. Mike Beebe, J.D.: 1-2-3+9 (State Senator)
   Commissioner-Hon. J.L. "Jim" Shaver, Jr., J.D.: 1-2-3+9 (State Repve.)
   Executive Director-Vincent C. Henderson II, JD: 1-1-3+9 (Agency Dir.)
8 other persons listed: 7 Full Time (3 staff attorneys, 2 proofreaders, 1 Secretary, 1 Executive Sec.),
1 Part Time proofreader
6. Four
7. Three
8. U.S.$271,356 (£160,000 sterling)
9. No
10. Yes; Arkansas General Assembly and Legislative Council
11. Arkansas Legislative Council and Arkansas General Assembly
12. Every recognizable entity even remotely connected with the work
13. a. Yes; b.A.C.A. §1-2-303(c)(2) and (3); c.Mandatory
   [Section 1-2-303(c): "The Arkansas Code Revision Commission shall cause the executive direc-
   tor and other staff members of the commission (1) to make continual studies ... of the ... law ... of
   the state in order to identify ... [Defects/Deficiencies, etc.] (2) to provide for other and similar
   studies designed to lead to the preparation of drafts of corrective legislation for presentation, after
   review and approval by the Commission to each session of the General Assembly for enactment;
   and (3) to make studies of the methods, means and systems used in the various states for the com-
   pilation, codification, revision, and publication of the codes or statutes of those states. These stud-
   ies are to be used by the commission in determining means of improving the compilation of the
   statutes of Arkansas and to prepare recommendations to the General Assembly in regard there-
   to."
14. See item 22 (Comments)
15. a. Yes; b.American Law Institute, 4025 Chestnut St., Philadelphia, PA 19104, U.S.A.; Ameri-
   can Judicature Society, 35 E. Washington, Ste. 1600, Chicago, IL 60602, U.S.A.; National Con-
   ference of Commissioners on Uniform State Laws, Ste. 510, 645 N.Michigan, Chicago, IL 60611,
   U.S.A.; c. Yes; d.National Conference of Commissioners on Uniform State Laws; e. Yes
16. a. No
17. a. No
18. a. Three; b.Automatic Submission; c.Three; d.Three; e.None
20. Statute enclosed
22. Comments
Law reform in the United States is different from law reform in other countries. Most law reform agencies in the United States limit their work to providing for the continuing codification, compilation, recodification and recompilation of the statute law of their particular jurisdiction. For example, we have recently finished the first complete codification of all statute law in Arkansas of a general and permanent nature. The Michie Company published the codification last November as the Arkansas Code of 1987 Annotated, effective January 1, 1988. Rarely will law reform agencies become involved in what we call "real revision", that is recommending changes in the statute law for the purpose of improving the policy supporting the law and the application and enforcement of the law. There are political reasons.

State legislators zealously and jealously guard their prerogative of initiating legislation for the improvement of public policy. Their attitude is based upon the position that they are the only competent persons to determine what is in the best interest of the people. Therefore, any attempt to improve public policy should start with them, not some state agency or special interest group which may have some "axe to grind", some narrow interest to press.

That is not to say that no law reform is successful. For example, the Texas Legislative Council has been working on the codification of Texas' statute law since 1961. Sometime after the turn of the century the work should be completed. This effort goes beyond merely codifying the existing statute law. Committees are appointed and hearings held to consider the proposed codifications and to make recommendations to the Texas Legislature. In fact reforms in the statute law are being adopted by the Texas Legislature by this process. It is one reason why the process will take nearly half a century. Keep in mind, however, the Texas Legislative Council is part of the legislative branch and is supervised and directed by the Texas Legislature.

Otherwise, most law reform efforts that do not come from the legislatures usually come from the state bar associations, special interest groups, or local public interest organizations.

Important sources of law reform information, recommendations, and examples come from the National Conference of Commissioners on Uniform State Laws, the American Law Institute, the Judicature Society, the Council of State Governments, and the National Association of State Legislatures. It is from and through these sources that comparative law and research into foreign and out-of-state law become important.

The preparation and adoption of the Code has been a monumental piece of law reform for Arkansas. In the preparation of the first codification of statute law since statehood 150 years ago, we now know what our statute law is and is not. We still have some things to finish up on the Arkansas Code of 1987 Annotated. When that work is completed, the Commission will begin doing "real revision" work and will decide what law revisions will be studied, considered, and proposed. During the codification process, we have found obsolete, antiquated, and outdated laws still on the books. We have found inconsistencies which must be resolved. The resolution of these problems will be the beginning of true law reform in Arkansas.

[The Goranson Report does not place the Arkansas Code Revision Commission in any group.]
CALIFORNIA

Appendix 5
286

1.California Law Revision Commission, 4000 Middlefield Road, Palo Alto, California 94303-4739. Tel. (415)494-1335
2.1954
4.Ten
5.Chairperson-Ann E. Stodden: 2-2-1
Vice Chairperson-Forrest A. Plant: 1-2-3
Commissioner-Roger Ambergh: 1-2-3
Commissioner-Tim Paone: 1-2-3
Commissioner-Vaughan R. Walker: 1-2-3
Legislative Counsel-Bion M. Gregory: 1-2-9
Assembly Member-Elihu M. Harris: 1-2-9
Senate Member-Bill Lockyer: 1-2-9
Executive Secretary-John H. De Moully: 1-1-3
Asst.Ex.Sec.-Nathaniel Sterling: 1-1-3
Staff Counsel-Stan Ulrich: 1-1-3
Staff Counsel-Robert Murphy: 1-2-3
6.Four lawyers
7.One Admin.Asst., 2 Secretarial
8.$525,000 (£308,800 sterling)
9.No
10.No; State Legislature
11.Governor and Legislature
12.State Bar Association, State Agencies, Lawyers and Judges, Special Interest Groups, Law Professors
13.a.No
14.Almost never examine law of foreign countries
15.a.No; c.No
16.a.Yes; b.December 1987; c.32; d.Yes
17.a.No [Background studies are prepared. Sometimes published in law reviews].
18.a.212; b.Automatic Submission; c.All; d.+e.92%
20.Enclosed statute, annual report
22>Please send us a copy of any report, list, etc., issued as a result of this survey.

[The Goranson Report places the California LRC in Group A, i.e. similar to New York LRC. However, Goranson notes that the California LRC must have its topics of study approved in advance by the legislature under §8293.]
CONNECTICUT

Postmarked 5th January 1988. Earlier information received from David D. Bilken, Executive Director.

2. 8 May 1974
4. Statute provides for appointment of seventeen members.
5. Note: all members are uncompensated, part-time.
Chairman-Bourke G. Spellacy: 1-2-3
Vice Chairman-Martin B. Burke: 1-2-3
Secretary-Donald W. Downes: 1-2-3
6. One Executive Director, two Staff Attorneys
7. One
8. $148,904 (£87,600 sterling) allocated for staff salaries. Office and support services are provided by the Legislative Management Committee from a general fund.
9. No
10. Yes; Various [Commission considers changes recommended by American Law Institute, National Conference of Commrs. on Uniform State Laws, bar associations, lawyers, public officials, or other learned bodies or qualified individuals].
Annual Report: To General Assembly.
12. Professional associations, legal practitioners, state agencies, law professors, and interested parties
13. a. No
14. Comparison with other jurisdictions is one of the tools used in evaluating the need for revision. Comparison is generally restricted to other states within the United States. We also review proposals for uniform laws, some of which have been previously adopted by other states. Reviewing the laws of other jurisdictions helps to put proposals into perspective and may provide a model for revision. It is not a substitute for analysis, however, and the mere observation that a proposal has been adopted elsewhere seems to carry little weight with the legislature.
15. a. No; c. No; e. No
16. a. Yes; b. 1986 (March 1987); c. 12; d. Yes.
17. a. No
18. a. Reports are published in Annual Reports. See Cumulative List in Appendix O of 1986 Annual Report; b. Automatic Submission, when LRC considers it appropriate; c. Draft bills are routinely included; d. + e. Approximately half of the proposals are implemented. 36 out of 69 is a rough approximation.
22. The adage in our legislature, especially where there is no clear constituency for a proposal, is "if it ain't broke, don't fix it." Political realities often require that we reach out to interested parties and develop a consensus proposal to effect change. The mere presentation of an analysis that something is wrong -- references are obsolete, provisions are inconsistent -- is often insufficient, in itself, to provide momentum for passage of a proposal. We feel the legislature should be more responsive than it has been to addressing these somewhat academic problems before they create problems in the real world.
Reminder of Questions
1. Title etc. 2. Appointment 3. First members 4. Statute(s) 5. Minimum number members 6. Members
(Sex 1 Male 2 Female, Tenure 1 Full-time 2 Part-time, Principal Professions 1 Judge 2 Law
Teacher 3 Advocate 4 Solicitor 5 Sociologist 9 Other) 7. Legal Staff 8. Admin. & Sec. Staff
d. Implemented in whole e. Implemented in part f. Reports not listed 27. Other publications

[The Goranson Report was prepared in Connecticut. The Connecticut LRC is not grouped.]
GEORGIA

1. Legislative Services Committee, Office of Legislative Counsel, Room 316 State Capitol, Atlanta, Georgia 30334. Tel(404)656-5000.
2. 1960
3. Title 28, Chapter 4 of the Official Code of Georgia Annotated
4. Fourteen
5. Chairman (Speaker of House)-Thomas B. Murphy: 1-2-3
   Secretary (Sec.of Senate)-Hamilton McWhorter, Jr.: 1-1-3
   Member (Lt.Governor)-Zell Miller: 1-1-9(Lt.Gov.)
   Member (Clerk of the House)-Glenn W.Ellard: 1-2-3
Ten other Members are listed. All are Male and Part-time. Their principal professions are: Four Attorneys, Two Real Estate and Insurance; One Accountant, One Business Management, One Jeweler, One Hardware Store Owner.
6. Office of Legislative Counsel: 9 Attorneys, 2 Legislative Assistants, 1 Research Director, 8 Secretaries, 2 Proofreaders, 2 Receptionists, 2 Porters.
7. Office of Legislative Counsel-see above.
   Legislative Fiscal Office-10 Administrative; 12 Others (Janitors).
   Legislative Budget Analyst-12.
8. Total General Assembly Budget for Fiscal Year 1988-$20,439,128
   Office of Legislative Counsel- $1,988,618
   Legislative Fiscal Office- $1,513,742
   Legislative Budget Analyst- $841,686
The budget of the committee itself is not separated and is included in the overall budget of the General Assembly
9. No
10. Yes; Any member of the General Assembly
11. General Assembly
12. Government officials and employees; interest groups; citizens.
13. a.No
14. We have done no research on foreign law
15. a.Yes; b.Legislative service agencies of other states within the U.S.A.; c.Yes; d.National Conference of State Legislatures, Southern Legislative Conference
16. a.No; d.No
17. a.No
18. Enclosed statute

[The Goranson Report names the Georgia Code Revision Commission as the relevant agency. Hence, this questionnaire reply is of little assistance, since it refers to the Legislative Services Committee. However, the covering letter says of the Code Revision Commission: It was established in 1977 to examine the laws of the state and provide for a recodification and publication of the laws in the official Code. It is essentially a legislative agency. It is composed of 5 members of the House of Representatives, the Lieutenant Governor and 4 members of the Senate and five nonmembers appointed by the President of the State Bar of Georgia, one of whom is a superior court judge and one of whom is a district attorney. The Office of Legislative Counsel serves as staff of the Code Revision Commission. The CRC examines the laws enacted at each session of the General Assembly, sponsors revise's bills each year to correct errors in the laws, and publishes the Code. The statute governing the CRC (Georgia Code Ann. Section 28-9-1, 1986) is also supplied. Goranson places the CRC in Group B, i.e. similar to Vermont Statutory Revision Commission.]
Appendix 5

290

LOUISIANA

1. Louisiana State Law Institute, Paul M. Herbert Law Center, Room 382, University Station, Baton Rouge, LA 70803-1016. Tel. (504)342-6360; (504)342-6930
2. January 28, 1939
3. Acts 1938, No. 166 now R.S. 24:201 et seq. (Chapters 4 & 5 of Title 24, Revised Statutes of 1950)
4. Seventeen categories of ex officio members plus thirty-one elected members. (See R.S. 24:202)
5. See attachments (2).
6. Coordinator of Research and five staff attorneys who are assigned to various committees or projects.
7. Four plus three part-time student workers.
9. No.
10. Yes - See R.S. 24:204; See R.S. 24:204. In addition, the legislature, by concurrent resolution, may direct a report or special projects, e.g. products liability, a Code of Evidence, etc.
11. The Louisiana state legislature.
12. All meetings are open to the public and all documents are public documents and available upon request. Representatives of special interest groups may participate in Institute meetings, but are not allowed to vote.
13. a. Yes; b. R.S. 24:204(3) & (7); c. Mandatory; d. Enclosed
(R.S. 24:204: "It shall be the duty of the Louisiana State Law Institute (3) To cooperate with the American Law Institute, the Commissioners for the Promotion of Uniformity of Legislation in the United States, bar associations and other learned societies and bodies by receiving, considering and making reports on proposed changes in the law recommended by any such body, (7) To make available translations of civil law materials and commentaries and to provide by studies and other doctrinal writings, materials for the better understanding of the civil law of Louisiana and the philosophy upon which it is based.")
14. Statutory Revision usually includes a review of other civil law jurisdictions throughout the world. For example, a project currently under study contains provisions from the Civil Codes of France, Italy, Switzerland, Germany, Ethiopia, the Philippines, Greece and Argentina.
15. a. No; c. No; e. No
16. a. Yes (The report is biennial); b. April, 1986. In preparation for April, 1988; d. Yes
17. a. Yes; b. See attached
18. a. See attached for major revisions; b. Discretion. The Council votes on whether or not a project is ready to be submitted; c. The Reports are currently submitted as a draft bill - see Joint Rule 10 attached; d. +. No statistics kept. The listing in the Biennial Reports is a representative sample (20th - 25th) [80-90% of Bills are passed]; f. 1985 & 1986 bill charts attached. Will be incorporated into 1987 Biennial Report.
20. First four categories enclosed.
[The Goranson Report places the Louisiana State Law Institute in Group D, i.e. similar to Alabama Law Institute.]

Reminder of Questions

Appendix 5

MICHIGAN

From Jerold Israel, Executive Secretary. Postmarked 3rd March 1988.

1. Michigan Law Revision Commission, c/o Jerold Israel, Executive Secretary, University of Michigan Law School, Ann Arbor, Michigan 48109-1215, U.S.A. Tel. 313-764-9353

2.1966


4. Nine including one ex-officio

Vice Chairman (public appointee)-Anthony Derezninski: 1-2-3
Public appointee-David Lebenbom: 1-2-3
Public appointee-Richard van Dusen: 1-2-3
Legislative member-Rudy Nichols: 1-2-Senator (minority party)
Legislative member-John Kelly: 1-2-Senator (majority)
Legislative member-Perry Bullard: 1-2-Representative (majority)
Legislative member-David Honigman: 1-2-Representative (minority)
Ex-officio-Elliott Smith: 1-2-Legislative Service Bureau

6. Executive Secretary (Professor of Law, responsible for research) -- part-time, one day a week. Legislative Service Bureau also lends some legal assistance. Also use consultants.

7. Part-time secretarial assistance furnished by University of Michigan; Part-time accounting assistance furnished by Legislative Service Bureau.

8. $60,000 to 70,000 (£35,000 to £41,000 sterling)

9. No

10. Yes; Only agency can initiate, but various persons recommend projects

11. The Legislative Council of the Michigan Legislature

12. Varies with subject matter, but we often use members of law faculties

13. a. Yes; b. §4.1403 (b) -- Consider reports of "other learned bodies"; §4.1403 (f) -- "Co-operate with law revision commissions of other states and Canadian provinces"; c. Discretionary; d. Enclosed

14. Primarily Canadian, but the executive secretary annually reviews reports of other commissions (e.g. Australia, United Kingdom, Ireland)

15. a. Yes; b. Almost all reports on your listing except for Asia and Africa; c. No; e. Australian (federal) compilations

16. a. Yes; b. 1987 (1987 forthcoming); c. 21st; d. Yes

17. a. No

18. a. Roughly 100; b. Almost all; c. Almost all; d. Roughly 75; f. Report enclosed

20. Enclosed list of publications, statute, annual report.

[The Goranson Report places the Michigan LRC in Group C - Michigan only]
NEW JERSEY

From John M. Cannel, Executive Director. Dated 16th December 1987.
1.New Jersey Law Revision Commission, c/o Rutgers Law School, 15 Washington Street, Room
1302, Newark, New Jersey 07102. Tel.(201)648-4575
2.1987
3.N.J.S. 1:12a-1 et seq.
4.Nine
5.Chairman-Albert Burstein: 1-2-4
   Commission member-Bernard Chazen: 1-2-4
   Commission member-Elizabeth Defeis: 2-2-2
   Commission member-Walter M.D. Kern: 1-2-4
   Commission member-Edward T. O'Connor: 1-2-4
   Commission member-Hugo M. Pfaltz: 1-2-4
   Commission member-Howard T. Rosen: 1-2-4
   Commission member-Peter Simmons: 1-2-2
   Commission member-Richard Singer: 1-2-2
   Executive Director-John M. Cannel: 1-1-4
   Counsel-Maureen E. Garde: 2-1-2+4
6.Two
7.One
8.$400,000 (£235,000 sterling) (The agency is not yet fully staffed)
9.No
10.Yes; No one
11.New Jersey Legislature
12.Persons interested in the area of law affected, professional organizations, academic experts
13.a.No
14.It is too soon to answer this question
15.a.Not yet; c.No; e.No
16.a.Yes; b.Not published yet
17.a.No
18.a.One; b.Automatic Submission; c.One; d.This recommendation was just approved by the
   Commission.
20.Enclosed statute [Statute was not received]

[Covering letter - The New Jersey LRC is new; it was established in 1986 and not funded or
staffed until this past summer. Its first report is due this February. The answers to the question-
aire should be considered in that light.]

[The Goranson Report places the New Jersey LRC in Group A, i.e. similar to New York LRC.]
NORTH CAROLINA


1. State of North Carolina General Statutes Commission, P.O. Box 629, Raleigh, North Carolina 27602. Tel. (919)733-5960

2. 1945

3. North Carolina General Statutes, Section 164-12

4. Twelve

   Vice Chairman-Robert G. Byrd: 1-2-2
   Member-Doris R. Bray: 2-2-3
   Member-Don R. Castelman: 1-2-2
   Member-Thomas M. Ringer, Jr.: 1-2-2
   Member-James E. Ezzell, Jr.: 1-2-3+9 (Senator, state legislature)
   Member-Garry M. Frank: 1-2-3
   Member-Charles Lewis: 1-2-2
   Member-Emil F. Kratt: 1-2-3
   Member-Alexander M. Hall: 1-2-3+9 (Rep., state legislature)
   Member-Melvin G. Shimm: 1-2-2
   Member-John L. Sarratt: 1-2-3
   Ex Officio Secretary-Floyd M. Lewis: 1-1-3 (Employed in this position by the Attorney General's office).

6. 1/2 Attorneys

7. One

8. Our budget is included in the Attorney General's Budget. There is no separate amount.

9. No

10. Yes; Bar association members, private attorneys, government officials, private citizens

11. General Assembly


13. a.No

14. Surrounding states are most often reviewed


16. a. Yes; b. March 31, 1987 (Enclosed); c. 20; d. No

17. a. No

18. a. 315; b. Automatic Submission; c. All; d. approx. 127; e. approx. 127

19. None

20. Enclosed statute, biennial report.

[The Goranson Report places the North Carolina General Statutes Commission in Group D, i.e. similar to Alabama Law Institute]
SOUTH DAKOTA


1. South Dakota Code Commission, 500 East Capitol Avenue, Pierre, SD 57501-5059, U.S.A. Tel. 605-773-3251
2. July 1, 1966
3. See attached [South Dakota Codified Laws, 1985, Section 2-16-3 and Chapter 2-16 generally]
4. Five
   Vice Chairman-John F. Murphy: 1-2-3
   Member-Judge Ronald K. Miller: 1-2-1
   Member-Michael G. Diedrich (State Senator): 1-2-3
   Member-Jim Hood (State Repv): 1-2-3
6. The Chairman is also the legal staff
7. One part-time
8. $34,000 (£20,000 sterling]
9. No
10. Yes; The State Legislature
11. The State Legislature
12. The State Bar Association
13. Yes, b.2-16-10.1(3); c. Discretionary; d. Please see attached
   [Section 2-16-10.1(3): "In addition to those set forth in this chapter, the code commission shall have the following powers and duties: (3) To make such recommendations to the Legislature as to the laws of this state as it shall determine to be necessary and desirable for the general improvement of this state's laws and to direct the code counsel to prepare such bills as are appropriate to implement such recommendations."]
14. Other state statutes are used as the basis for new South Dakota law. There is no research of statutes out of the U.S.A.
15. a. No; c. No; e. No
16. a. No
17. a. No
18. a. None
20. Enclosed statute
22. The Code Commission's primary duty is to arrange for publication of the State's Code. Although it has the power to make recommendations for revisions of law, it does not have the staff or budget to do so.

[The Goranson Report places the South Dakota Code Commission in Group B, i.e. similar to Vermont Statute Revision Commission]
WASHINGTON


2. March 15, 1951
3. Chapter 1.08 RCW; 34.08.020; 43.01.050; 43.03.240; 44.04.120; 47.04.015; 47.60.015. Copies attached
4. Twelve
5. Chairman-Raymond W. Haman: 1-2-3
   Vice Chairman-Dennis A. Dellwo: 1-2-3
   Bar Governors’ Appointee-Keith Campbell: 1-2-3
   Bar Governors’ Appointee-Anne M. Redman: 2-2-3
   Bar Governors’ Appointee-Richard Hemstad: 1-2-3
   Chief Justice’s Appointee-Justice Fred H. Dore: 1-2-1
   Senate Member-Phil Talmadge (Democrat): 1-2-3
   Senate Member-Irving Newhouse (Republican): 1-2-3
   House Member-Seth Armstrong (Democrat): 1-2-3
   House Member-Mike Padden (Republican): 1-2-3
   Chief Executive Officer-Dennis W. Cooper: 1-1-3
   (List of members of Law Revision Commission also attached)
6. Nine full time attorneys; Four temporary attorneys during legislative sessions.
7. Twenty-seven permanent staff; Five additional staff hired during legislative session.
8. Approximately $5,400,000 every biennium [$2.7m. p.a. = £1.6m. sterling p.a.]
9. No
10. Yes; The Law Revision Commission.
11. The Statute Law Committee and Washington State Legislature
12. The agency consults amongst its own legal staff and reports to the Statute Law Committee.
13. a. No
14. Never consulted
15. a. Yes; b. The library maintains all of the 50 states’ statutes at large and the process of codifying each state’s law are contained therein; c. Yes; d. National Conference of State Legislators and the National Conference of Commissioners on Uniform State Laws;
   Please contact the American Bar Association [address...]. The American Law Institute publishes Model Laws and Restatements of various areas of the law. [Address...] The National Conference of Commissioners on Uniform State Laws publishes the Uniform Commercial Code, and other areas of the law. [Address...] These associations are more likely to research foreign laws while working on law reform on a national scale.
16. a. Yes; b. Not published, but reported. June 11, 1987; d. No
17. a. No
18. a. At least 18 reports for the last 18 years have gone before the Statute Law Committee; b. After the Code Reviser submits report to Statute Law Committee, the Committee then makes its recommendations to the Legislature. This is not automatic, per se.; c. Bill drafts are written after the Statute Law Committee has reviewed and consulted with the Code Reviser on the staff’s recommendations; d. The majority of them; e. A few; f. The Annual Reports resemble the one enclosed. These reports are not published, however.

[Annual Report not received]

21. The Law Revision Commission is a more recent commission. It has powers to submit bills with substantive changes to the legislature. Its funding, however, has not been continued beyond an appropriation in 1982.

22. The Statute Law Committee is a nonpolitical committee. Its powers and duties are limited by statute. It submits technical changes only, and not substantive changes. Therefore, there is no conflict with the legislature. The legislature approves the majority of bills submitted because they are for clarification and uniformity in publication.

The Law Revision Commission's mandate is to provide facilities and procedures to undertake the scholarly investigation of the law and their recommendations are anticipated to be of a more substantive nature. However, there has been only one proposal submitted by the Law Revision Commission to the legislature since their creation in 1982. The commission recommended changes in the notary public statute, chapter 42.44 RCW in 1985.

[The Goranson Report names the Washington Law Revision Commission as the relevant agency. Goranson places the LRC in Group A, i.e. similar to New York LRC. Hence, this questionnaire reply is of assistance only to the extent that it contains information on the Law Revision Commission (Q5 list attached, Q10, Q21, Q22 2nd paragraph). The covering letter says of the LRC: The LRC is responsible for law reform and was created in 1982. Although there might be some areas where the Statute Law Committee and the LRC overlap, their main functions remain very different in nature. The legislature has not appropriated funding for the LRC. The LRC does not have a staff. Their duties are set forth in Chapter 1.30 RCW, a copy of which is enclosed. Their mandate is to provide facilities and procedures to undertake the scholarly investigation of the law and their recommendations are anticipated to be of a more substantive nature. The address of the LRC is: c/o Ms. Lynn B. Squires, Chair, Bogle & Gates, 2100 Bank of California Center, Seattle, WA 98164.]
AFRICA:

GAMBIA

1. The Law Reform Commission of the Gambia, 14 Picton Street, Banjul, The Gambia, West Afri-
can. Phone 27606.
2.1st September, 1983.
5. Chairman - The Hon. Mr. Justice Patrick Dankwa Anin: 1-1-1
Vice Chairman - Alhaji Abdouile M. Drameh: 1-2-3
Imam Ratib of Banjul - Alhaji Abdouile M. Jobe: 1-2-9
Member - Sourhatha B. Semega-Janneh: 1-2-3
Member - Mrs. Safiyyatou Singateh: 2-2-5
Secretary - Emmanuel C. Sewe (Jnr.): 1-1-9
6. Three - Research
7. Seven
8. D.221,800 (12 Dalasis = £1 Sterling) (£18,483 sterling)
9. No
10. Yes (Section 5 of Act 3 of 1983); Nobody
11. The Attorney General and Minister of Justice -- ss.5(1)(b); 6; 15; 16 of Act 3 of 1983.
12. Interest and pressure groups e.g. Bench, Bar, Women's Association, Muslim Associates, Chiefs
and Subordinate Tribunals, Ad Hoc sub-committees.
13. a. Yes; b. Section 4(b); c. Mandatory
[Section 4(b): "The functions of the Commission are to study and keep under constant review the
statutes and other laws comprising the laws of The Gambia with a view to making recommendations
for their improvement, modernisation, and reform including in particular... (b) the reflection
in the laws of customs and values of the Gambian society as well as concepts consistent with the
United Nations Charter of Human Rights and the Charter of Human and People's Rights of the
Organisation of African Unity"]
14. We are in receipt through the Commonwealth Secretariat (Legal Division) of current publica-
tions of most Commonwealth Law Reform Agencies; and we find them very useful and informa-
tive, especially where they have covered topics being researched by us. The following jurisdic-
tions are consulted most often:
Australian States, New Zealand, Canadian Provinces, Hong Kong, Zambia, Nigeria, Ghana,
Jamaica, Barbados.
Furthermore, we find the quarterly Commonwealth Law Bulletins most useful topical guides to
current developments.
15. a. Yes; b. Almost all of them; c. Yes; d. Ocho Rios Commonwealth Law Reform Agencies Meet-
ing on "Codification as a Tool of Law Reform" held on 10/9/86 - Report by Commonwealth Sec-
retariat has just been published.
17. a. Yes; b. Numerous
18. a. 24; b. Discretion; c. In all cases; d. +e. Check from Table in Third Annual Report.
19. Copies of three Annual Reports submitted to you herein. [First Annual Report not received.]
20. Enclosed Statute + Samples
22. Need for more finance to undertake Law Reform projects; engage Consultants and Experts;
and build up a good modern library.
I hope you can assist us!
TANZANIA

Covering letter from Mr. N. Issa, Secretary. Dated 29th April 1988.

1. Law Reform Commission of Tanzania, P.O. Box 3580, Dar-es-Salaam, Tanzania. Phone 26934 or 32598.

2. 21st October 1983

3. The Law Reform Commission of Tanzania Act (No.11) 1980

4. Five members

5. Chairman-Hon. Mr. Justice Hamisi Amiri Msumi, LLB (Hons.): 1-1-1

   Full-time Commissioner-Mr. George Bakari Liundi, LL.B.: 1-1-3

   Commissioner-Mr. Josephat L. Kanywanyi LLB, LLM, PhD: 1-2-2

   Commissioner-Mr. Pius Msekwa, BA, MA: 1-2-5

   Commissioner-Mr. Mohammed Ismail, LLB: 1-2-3

   Commissioner-Justice Eusabia Nicholas Munuo, LLB (Hons): 2-2-1

   Commissioner-Mr. Henry Mnyasi Limihagati, LLB: 1-2-3

6. Five members including one executive secretary to the Commission

7. Fifteen

8. T Sh. [Tanzanian Shilling] 5.2 million [£46,400 sterling] per 1987/88 financial year

9. No

10. Yes; The Attorney-General [See S.8 and S.9]

11. To the Minister for Justice

12. Members of the public, particularly those directly affected by the law in question; some legal experts including practitioners and academicians; and experts from other disciplines of learning.

13. a. Yes; b. Section 4(3)(a); c. Discretionary; d. Copy of statute enclosed.

   [Section 4(3)(a): "The Commission may, for the purposes of the more effective performance of its functions, establish and maintain a system of collaboration, consultation and cooperation with any person or body of persons within or outside the United Republic engaged in law reform and may, for that purpose (a) establish a system for obtaining any information relating to the legal systems of other countries which appears to the Commission likely to facilitate the performance of any of its functions."]

14. We have a programme of visiting a number of foreign law reform agencies particularly those within common law system. Similarly we are in the mailing lists of almost all law reform agencies in the world.

15. a. Yes; b. See pages 9 and 10 of our Third Annual Report, a copy of which is enclosed [31 bodies listed]; c. Yes; d. Commonwealth Law Reform Agencies Meeting in Ocho Rios, Jamaica in September 1986; e. Yes

16. a. Yes; b. 1985/86; c. Three; d. No

17. a. Yes; b. Three; c. None

18. a. Four; b. Discretion [Reports are automatically tabled in the National Assembly - s.15]; c. None; d. None; e. Two; f. None

19. The Commission is currently working on the following projects:-


   We are also about to publish the first issue of "Law Reform Bulletin".


21. So far the legislature has been taking our reports seriously. However, there is a marked apathy among the members of the legal profession and the public in general on the activities of the Commission. There are also budgetary constraints and hence the Commission is not doing as much as expected.
OTHER JURISDICTIONS:

HONG KONG

1. Law Reform Commission of Hong Kong, 1st Floor, Queensway Government Offices (High Block), 66 Queensway, Hong Kong. Tel. 5-8622005
2. February 1980
4. Twelve
5. Commission Members Ex Officio:-
   - Attorney General (Chairman) - The Hon. Michael Thomas, CMG, QC: 1-2-3
   - Chief Justice - Sir Denys Roberts, KBE: 1-2-1
   - Law Draftsman - Mr. James O'Grady, JP: 1-2-3

Commission Members appointed by the Governor:- Eleven Members listed -- 8 Male, 3 Female; all Part Time; 2 Law Teachers, 1 Judge, 1 Advocate, 1 Advocate and Law Teacher, 2 Solicitors, 1 Sociologist, 1 Businessman, 1 Commodity Broker, 1 Paediatrician.

Secretary - Mr. B.E.D. de Speville: 1-1-3
Six Assistant Secretaries listed -- 4 Male, 2 Female; all Full Time; 3 Solicitors, 2 Advocates, 1 Advocate and Solicitor.
6. None other than Secretariat staff listed at 5 above.
7. Five
8. No separate budget. Salaries, capital equipment, stationery and running expenses are included in overall budget of Attorney General's Chambers.
9. FAX no. 852-5-8652720; Telex 81710 HKAGC HX
10. No; Attorney General or Chief Justice
11. Attorney General and Chief Justice
12. Hong Kong Bar Association, Law Society of Hong Kong, Law Society of University of Hong Kong, Chambers of Commerce, Urban Council and District Boards, Particular interest groups, Public opinion surveys.
13. a. No
14. Given Hong Kong's position as a regional and international centre for finance and commerce, the Commission attaches importance to keeping Hong Kong's law abreast of and generally in line with developments in the laws of developed countries, particularly Common Law jurisdictions. The comparative law part of most projects is therefore given some prominence. Jurisdictions most often consulted are the United Kingdom, other Commonwealth countries and countries of the region.
16. a. No, but the Commission publishes periodically a short leaflet "Introduction to the Law Reform Commission of Hong Kong" which includes a list of references and a summary of the progress of work.
17. a. Usually working papers or interim reports are published and sent only to interest groups for comment. They are not made generally available; b. 23 background papers, 12 Working Papers/Interim Reports; c. See attached sheet
20. Enclosed list of publications, statute, introduction leaflet.
22. The capacity of the Commission is limited by the fact that its Commissioners are all part time and meet only once a month for about 1 1/2 hours. The system of part time subcommittees, normally chaired by a Commissioner, works reasonably well and enables the Commission to make good use of experts on any given reference. The inclusion of non-lawyers in the Commission and its subcommittees is a valuable feature. Implementation is greatly assisted by the inclusion of the Attorney General and certain members of the Executive and Legislative Councils on the Commission.

We wish you every success with your survey and hope that in due course it will be published and made available to us.
SRI LANKA

Envelope marked "From Mrs. P. Wijesekera, Secretary, ...." Postmarked 21st April 1988.
1. The Law Commission, C 56, Keppetipola Mawatha, Colombo 5, Sri Lanka. Tel. 586723/581703
230th November, 1969
4. Chairman and ten Commissioners
5. Chairman Mr. C.L.T. Moonemalle: 1-1-1+3
Commissioner- Mr. Eric Amerasinghe, P.C.: 1-2-3
Commissioner- Mr. John Wilson: 1-2-3
Commissioner- Mr. M.M. Hussein: 1-2-3
Commissioner- Mr. G.F. Sclhukavalar, P.C.: 1-2-3
Commissioner- Dr. H.W. Jayawardene, Q.C.: 1-2-3
Commissioner- Mr. Eardley Perera, P.C.: 1-2-3
Commissioner- Mr. I.O.N. de Jacoby Seneviratne: 1-2-3
Commissioner- Mr. R.K.W. Goonesekara: 1-2-3
Commissioner- Professor G.L. Peiris: 1-2-2
Commissioner- Mr. H.L. de Silva: 1-2-3
Commissioner- Mr. Mahesh Kanagasundaram: 1-2-3
Commissioner- Mr. Elmo Perera: 1-2-3
6. One Secretary (Head of Administrative Staff and Director of Research); Two Assistant Secretaries - Administrative and Research Officers.
7. Fifteen
8. Approx. Rs. 1.6 million [Sri Lankan Rupees. £36,300 sterling]
9. No
10. Yes (but Cabinet approval has to be obtained beforehand); Minister of Justice and other Ministries through the Ministry of Justice
11. To the Minister of Justice
13. b. Section 4 (e); c. Mandatory; d. See Section 4(e).
14. It is important indeed for us to make comparative study of all the available laws of any jurisdiction to get a proper understanding of whatever the topic of law we are dealing with. However, we consult laws of England, America, India, Australia and most of the developing countries and some states in Africa where the Roman-Dutch law is still in existence.
15. a. Yes; b. Almost all the Law Reform Agencies of the Commonwealth; c. Yes; d. Jamaica-Sept. 1986; e. Yes. The proceedings of the Conference were published by the Legal Division of the Commonwealth Secretariat.
16. a. Yes; b. 1986-87; c. Five; d. No
17. a. Yes; b. Fifteen
18. a. Twenty; b. Discretion; c. Five; d. Two; e. Three
22. (1) Shortage of Funds, (2) Shortage of Staff, (3) Lack of professional training for research.
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