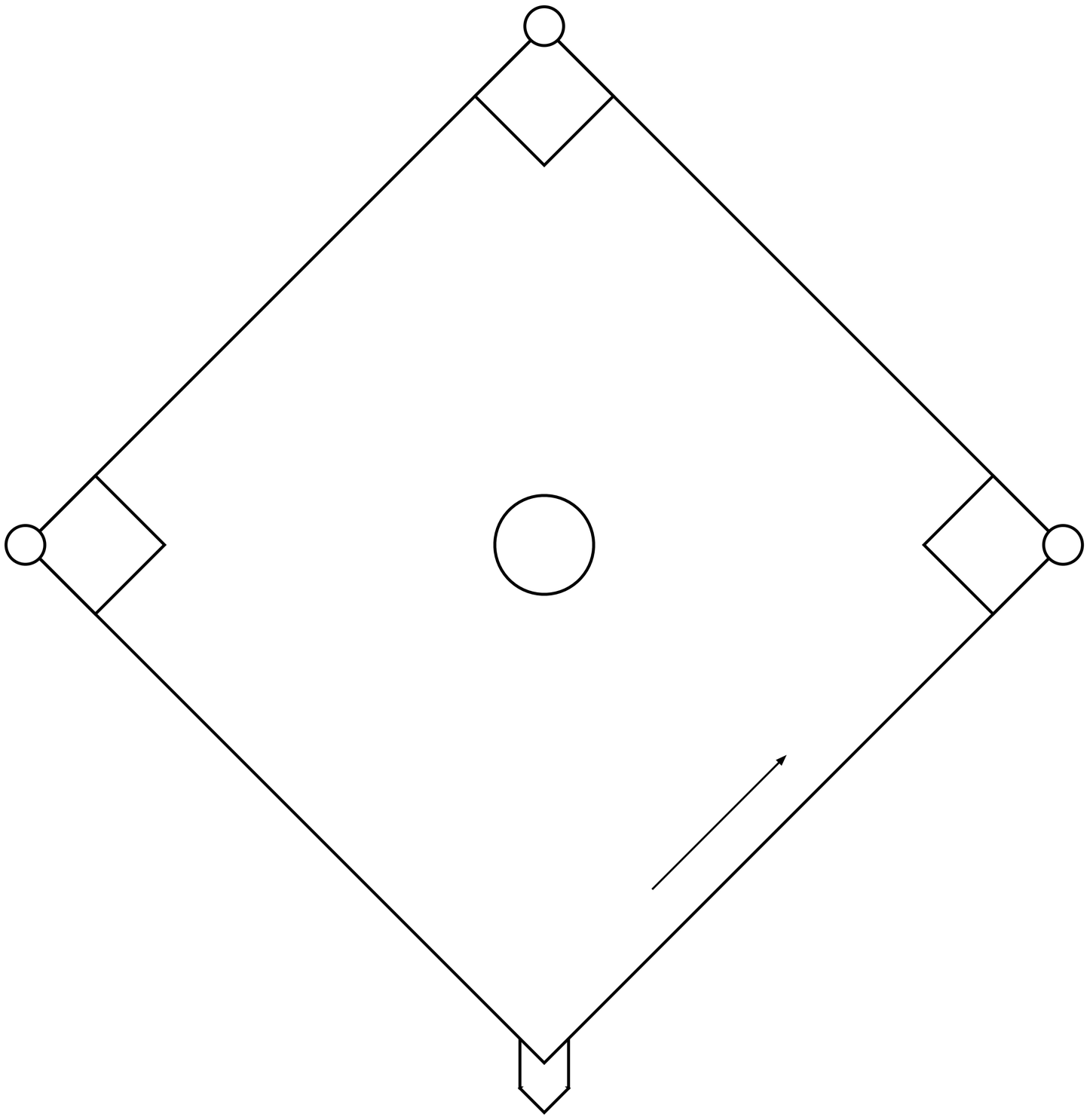
Commonwealth Legislative Diamond

Rest of Constitution – Does it limit or negate power?

Implications: Separation of powers, Implied freedom of political communication, etc, State immunity.

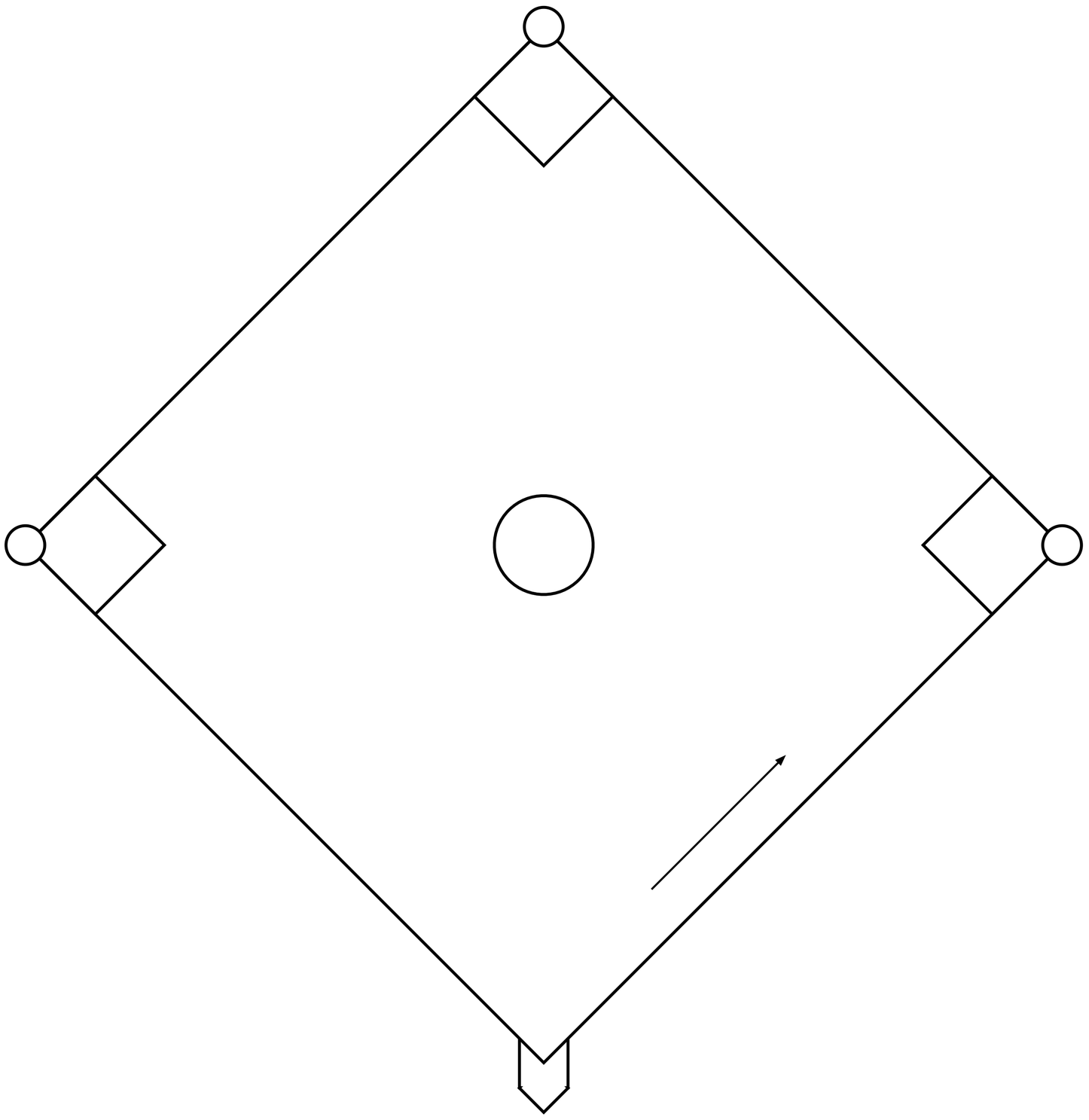


Source of Commonwealth power s 51 s 96 etc

Commonwealth Executive Diamond

Has the Executive acted within power?

Judicial review possible?



Executive Power (s 61, s 51 (xxxix)) Prerogative; Statutory authorisation; Nationhood power; Reserve powers.