

BETWEEN:



CRAIG WILLIAM JOHN MINOGUE
Plaintiff

AND

STATE OF VICTORIA
Plaintiff

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**OUTLINE OF ORAL SUBMISSIONS ON BEHALF OF THE ATTORNEY-GENERAL
FOR THE STATE OF QUEENSLAND (INTERVENING)**

PART I: Internet publication

1. This outline is in a form suitable for publication on the Internet.

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PART II: Outline of propositions

2. In the Australian constitutional setting, it is submitted that the core meaning of the rule of law is that no branch of government may exceed the authority reposed in it by its constitutional structure.

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- Qld [6(a)], [24]-[27]. Also generally Def [57]; WA [24]-[25]; SA [21], [35].
- *Graham v Minister for Immigration and Border Protection* (2017) 91 ALJR 890, 901 [39]-[40] (Kiefel CJ, Bell, Gageler, Keane, Nettle and Gordon JJ) (**JBA p 1585 lines 3-23**).
- Chief Justice French, 'The Rule of Law as a Many Coloured Dream Coat' (Speech delivered at the Singapore Academy of Law 20th Annual Lecture, Singapore, 18 September 2013) p 13.5-.9 (**JBA p 2671 lines 15-30**).
- Chief Justice Gleeson, 'Courts and the Rule of Law' (Speech delivered at the Rule of Law Series, Melbourne, 7 November 2001):
 - p 1.8 (**JBA p 2683 lines 27-31**)
 - pp 3.9-4.2 (**JBA p 2685 line 38 – p 2686 line 5**)

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Outline of oral submissions
Filed on behalf of the Attorney-General for the
State of Queensland (intervening)
Form 27F; Rule 44.08.2

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