

THE AUSTRALIAN LAW OF THEFT

by

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PREFACE

The Australian law of theft presents an extremely complex picture. Two States, New South Wales and South Australia, retain the common law. Three States, Queensland, Western Australia and Tasmania, have Codes which were enacted in the period from 1899 to 1924. The remaining State, Victoria, has a modern Theft Act based upon the English *Theft Act* 1968.

The primary purpose of this book is to meet the clear need for a detailed exposition of the law as it exists in each of the Australian jurisdictions. A secondary aim is to make a call for reform of the law.

In writing this book we have been greatly assisted by discussions with colleagues at the University of Melbourne and Monash University. Such discussions have contributed much to our thinking on the subject, and have rescued us from many errors. In particular we wish to thank Professor C. Howard, Professor D. Lanham and Mr. I. D. Elliott of the University of Melbourne, and Professor P. L. Waller, Mr. R. G. Fox and Mr. P. E. Kilbride of Monash University.

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We are grateful to the University of Melbourne and to Monash University for providing funds to enable us to employ two research assistants, Miss Margo Heath and Mr. B. M. Young. These two students assisted us with the preparation of the Table of Cases, the Table of Statutes and the Index. We are grateful to them both for their painstaking efforts.

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We have attempted to state the law on the basis of materials available to us on 31st March, 1977.

M.S.W.
C.R.W.

Melbourne,
31 March, 1977

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