

# **JOURNAL OF SOUTH PACIFIC LAW GUIDELINES FOR SUBMISSION**

## **SUBJECT MATTER**

The Journal of South Pacific Law considers submissions that deal with any aspect of law in the South Pacific islands region. Submissions that primarily deal with other countries will only be considered if the author makes it clear how the content of the article relates to the legal, social or political environment in the South Pacific islands region.

## **CATEGORIES FOR SUBMISSIONS**

The Journal of South Pacific Law publishes submissions in 4 different categories:

- Refereed articles
- Comments
- Case notes
- Reviews (Book reviews and conference reports)

Refereed articles are blind refereed by at least 2 international reviewers. Submissions for the refereed articles section should normally not exceed 10,000 words.

The comments section is for shorter pieces that comment on recent developments in Pacific law or are works in progress. Submissions are refereed by at least 2 referees from the University of the South Pacific. Submissions for the comments section should normally not exceed 6,000 words.

Case notes and reviews are refereed by at least 2 referees from the University of the South Pacific. Submissions should normally not exceed 3000 words.

Submissions in all sections are expected to comply with the style guide found at the end of the guidelines for submission.

## **DEADLINES FOR SUBMISSIONS**

Submissions for the refereed articles section of the journal should be submitted by:

- June 30, for the December edition
- January 31, for the June edition

Submissions in other categories are more flexible, as the reviewing process is quicker. As a guideline, submissions in other categories should be made by early October, for inclusion in the December edition, and by early April for inclusion in the June edition.

## **HOW TO SUBMIT**

All submissions should be submitted via email as word documents. Footnotes should be inserted using the insert footnotes function of word. Submissions in all categories should be emailed to the General Editor, Anita Jowitt, at [jowitt\\_a@vanuatu.usp.ac.fj](mailto:jowitt_a@vanuatu.usp.ac.fj).

## STYLE GUIDE

### English

The Journal of South Pacific Law uses U.K. English. Care should be taken to avoid U.S. spellings of words.

### Fonts and headings

- Articles should be in Times New Roman 12 point font.
- Titles should be in full capitals, bold and centred 16 point font.
- Author's names should be in small capitals and centred 14 point font.
- Level one headings should be in small capitals and bold 14 point font.
- Level two headings should be in bold 12 point font.
- Level three headings should be in italic 12 point font.

<p style="text-align: center;"><b>TITLE</b> JANE DOE</p> <p><b>LEVEL ONE HEADING</b> <b>Level two heading</b> <i>Level three heading</i> Normal text</p>
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### Referencing

- Referencing follows the referencing conventions adopted by the University of the South Pacific School of Law. A summary of the format for referencing different sorts of material is provided in this document and should be sufficient for authors writing for the Journal of South Pacific Law. For further information on style, or for matters that are not covered in the Journal of South Pacific Law submission guidelines, authors should refer to the *Australian Guide to Legal Citation*.
- References should be incorporated as footnotes, with the full reference provided the first time a source is cited.
- Cross references should avoid Latin. To refer to a previous note use the following format:

Adam Smith, above n 2, 54.
- Footnotes should primarily be used to include references. Long discussions in footnotes should be avoided.
- Single quote marks should be used to mark short quotes. Long quotes should be indented, but font size should not change from the normal text.

## REFERENCING FORMAT

### PRIMARY LEGAL SOURCES

#### Law reports

- *R v Morei* [1977] Gilbert Is LR 23.
- *Ralulu v State* (1990) 36 Fiji LR 240.

#### PacLII cases, and cases from other legal information institutes (AustLII, BaiLII et cetera)

- *Republic v Itinnaibo* [2003] KIHIC 157  
<http://pacific.org.vu>.
- *Prasad v State* (1988) 34 Fiji LR 107; [1988] FJCA 3  
<http://pacific.org.vu>.

#### Unreported cases

- *Attorney General v Tebana* (Unreported, Court of Appeal Kiribati, Crim App No 8 1987, 19 April 1988, Gibbs, VP, Frost, Donne, Dillon & Mitchell JJA).

#### Statutes

- *Employment Act* [Cap 160] (Vanuatu).
- *Employment Amendment Act 1995* (Vanuatu).

#### International treaties & Declarations

- *Convention for the Elimination of Discrimination Against Women 1979* (CEDAW) (Entered into force September 1981, acceded to by Samoa 25 September 1992) PITS 1.
- *Rio Declaration on Environment and Development 1992*.

#### UN Resolutions

- GA Res 337A(V) (3 November 1950).
- SC Res 1566 (8 October 2004).

### SECONDARY SOURCES

#### Books

- Michael A. Jones, *Textbook on Torts* (4<sup>th</sup> ed, 1993).

#### Chapters in books

- Rod Duncan and Ron Duncan, 'Improving security of access to customary-owned land in Melanesia: mining in Papua New Guinea' in Peter Larmour (ed), *The Governance of Common Property in the Pacific Region* (1997) 73.

#### Academic journal articles, hard copy

- Roscoe Pound, 'The Limits of Effective Legal Action' (1917) 27 *International Journal of Ethics* 150.

#### Academic journal articles, online

- Sarah Hardy Pickering, 'A proposal to establish a land tribunal in Vanuatu' (1997) 1 *Journal of South Pacific Law*  
[http://www.vanuatu.usp.ac.fj/journal\\_splaw/Working\\_Papers/Hardy\\_Pickering1.htm](http://www.vanuatu.usp.ac.fj/journal_splaw/Working_Papers/Hardy_Pickering1.htm) (Accessed 22 December 2004).

#### Newspaper and magazine articles

- Gina Magele, 'Plagiarism?' *Samoa Observer* (Apia, Samoa) 30 August 2000, 1.

#### Theses

- Edward R. Hill, *A structural analysis of the Ombudsman of Vanuatu* (LLM thesis, University of the South Pacific, 2004).

#### Legal encyclopaedias

- Butterworths, *Halsbury's Laws of England 4<sup>th</sup> Edition*, Vol 30, 'Mental Health' [1304 – 1308].
- The Law Book Company, *The Laws of Australia*, Vol 3, Chapter 3.3 'Voluntary Bankruptcy' [4] (At 4 September 2005).

#### Occasional papers and working papers

- Anita Jowitt, 'Island Courts in Vanuatu' (Occasional Paper No. 2, University of the South Pacific School of Law Occasional Papers Series, 1999).

#### Government and law reform commission reports

- Law Reform Commission of Papua New Guinea, *The Role of Customary Law in the Legal System*, Report 7 (1977).
- Vanuatu Ombudsman, *Public Report on Illegal Passport Scheme and Resort Las Vegas* (1997).

#### Conference papers

- John Tombot, 'Restorative Justice Bougainville Style – A Marriage of Custom and Introduced Skills' (Paper presented at the Conflict Management and Restorative Justice in the Pacific Conference, Port Vila Vanuatu, June 2000).

#### Websites

- Tracey McIntosh, 'Homosexuality in the Pacific' (1999) <http://www.vanuatu.usp.ac.fj/sol%5Fadobe%5Fdocuments/usp%20only/pacific%20general/mcintosh.htm> (Accessed 7 September 2005).
- Merriam-Webster Online <http://www.m-w.com/> (Accessed 9 September 2005).

#### Hard copy sources also published online

- Sherwood G. Lingenfelter, 'In the court or in the village? Settling disputes in Yap 1950-1979' (1991) *Journal of Pacific History* 26(1) 74;  
[http://www.vanuatu.usp.ac.fj/sol\\_adobe\\_documents/usp%20only/Pacific%20law/Lingenfelter.pdf](http://www.vanuatu.usp.ac.fj/sol_adobe_documents/usp%20only/Pacific%20law/Lingenfelter.pdf) (Accessed on 10 June 2005).

#### Emails

- Email from John Kerr <johnk732@hotmail.com> to Anita Jowitt <jowitt21@yahoo.com.au> 4 August 2005.

#### Interviews

- Interview with Amos Titingoa, Chairman, Public Service Commission of Vanuatu (Port Vila, 2 September 2002).

#### Television and radio programmes

- 'A Current Affair' Imparja Television, Northern Territory Australia, 21 September 2005.
- '9 a.m. National News' Tudei FM, Port Vila Vanuatu, 23 September 2005.

## PACIFIC LAW REPORT SERIES

This list of law reports is based on the holdings at the Emalus Campus library.

### Cook Islands

Cook Islands Judgments

*Rhodes v Mani* [1981-1985] Cook Is J 87; (Court of Appeal Cook Islands, Appeal No 1/81; 2 June 1982; Cooke P, Richmond J, Dillon J).

### Federated States of Micronesia

Federated States of Micronesia Law Reports

*FSM v Albert* 1 FSM Intrm. 14 (Pon 1981).

Chuuk State Reports

*Barker v Paul* 1 Chuuk SR 1 (1994).

Trust Territory Reports

*Giyal v Guot* (1968 – 69) 4 Trust Territory R 194.

### Fiji

Fiji Law Reports

*Suva City Council v Mudaliar* (1989) 35 Fiji LR 140.

*In re Eroni Delai* [2000] 2 Fiji LR 15.

### Kiribati (formerly Gilbert Islands)

Gilbert Islands Law Reports

*R v Morei* [1977] Gilbert Is LR 23.

Kiribati Court of Appeal Cases

*Attorney General v Tebana* [1987 – 1989] Kiribati CA Cases (Court of Appeal Kiribati, Crim App No 8 1987, 19 April 1988, Gibbs VP, Frost, Donne, Dillon & Mitchell JJA).

Kiribati Law Reports

*R v Tokaia* [1979] Kiribati LR 42.

### Marshall Islands

Marshall Islands Law Reports

*Lokkon v Nakap* (1982 – 1993) 1 Marsh Is LR 45.

### Nauru

Nauru Law Reports

*DPP v Mac Donald* [1969 – 1982] Part D Nauru LR 22 (Supreme Court Nauru, Criminal Appeal 7 of 1974, 6 May 1974, Thompson CJ).

### Papua New Guinea

Papua New Guinea Law Reports

*Matabe v The State* [1988] PNGLR 309.

### Solomon Islands

Solomon Islands Law Reports

*Allardyce Lumber Company Ltd v Laore* [1990] SILR 174.

Solomon Islands Unreported Judgments

*Sasape Marina Ltd v Bolton* (1991) SI Unrep J (High Court Solomon Islands, Civil Case 118 of 1990, 21 February 1991, Ward CJ).

### South Pacific Region

South Pacific Law Reports

*Compass Rose Enterprises Ltd v AG* [1988] S Pac LR 165.

### Tonga

Tongan Law Reports

*Leger v Niu* [1989] Tonga LR 11.

### Vanuatu

Vanuatu Law Reports

*Development Bank of Vanuatu v Seagoe* [1980 – 88] 1 Van LR 168

Vanuatu Unreported Judgments

*Public Prosecutor v Madame Gane* (1911- 19; 1923 – 80; 1984 – 94) 1 Van Unrep J (10 May 1912, Esperanza P, Alexander BJ, Colonna FJ).

### Samoa (formerly Western Samoa)

Western Samoa Law Reports

*Moors v Police* [1960 – 1969] WSLR 103.

Western Samoa Court of Appeal Judgments

*Fiso v Reid* [1996 – 95] WS CA J (Court of Appeal Western Samoa, C.A. 8/95, 26 August 1996, Cooke P, Bisson J, Sheppard J).