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12 JUL 2004

Bankruptcy
Submission No:164.....

Wilson, Frances (REPS)

BY:.....
From: alan baker [abaker@bakertaylor.com.au]
Sent: Friday, 9 July 2004 4:21 PM
To: Committee, LACA (REPS)
Subject: Bankruptcy Law - proposed amendments

I have read a number of the submissions to the enquiry and wish to express my support in particular to two of the submissions- that of the Institute of Chartered Accountants and that of Pitcher Partners. In both, it seems to me , that they are advising the enquiry against supporting proposed amendments which are supposed to ensure the NSW barristers situation is not , when it occurs again , effective . However the "unintended consequences" which would result from the amendments being enacted, will adversely affect many normal transaction carried out in good faith. Retrospectivity as a principle is unacceptable except where it is used to correct an inequitable wrong. I dont believe that this proposal makes out a good case for its application on this particular situation.

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