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JUSTICES OF THE HIGH COURT
OF AUSTRALIA

DURING THE CURRENCY OF THIS VOLUME

THE HONOURABLE SIR ANTHONY FRANK MASON, A.C., K.B.E., CHIEF JUSTICE

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ATTORNEY-GENERAL

THE HONOURABLE LIONEL FROST BOWEN, M.P.

THE LATE SIR EDWARD McTIERNAN

On 5 February 1990, at a sitting of the Full High Court in Canberra, MASON C.J. said:

It is fitting that this afternoon at the commencement of the sittings of the Court we should express our tribute to SIR EDWARD McTIERNAN who died on 9 January.

SIR EDWARD was born at Glen Innes on 16 February 1892. He was educated at the Marist Brothers High School, Sydney, and at the University of Sydney where he graduated in Arts and Law with first class honours. He was admitted to the Bar in 1916 and, before commencing practice, was an associate to Mr. Justice Rich. In 1920 he was elected a member of the New South Wales Legislative Assembly and became Attorney-General for the State in that year, being, at that time, the youngest person to hold that office. He held the office of Attorney-General from 1920 to 1922 and again from 1925 to 1927, when he returned to the Bar and was Challis Lecturer in Roman Law at the University of Sydney for two years. In 1929 he was elected to the House of Representatives.

In the following year he resigned his seat in the House in order to take up his appointment as a Justice of this Court on 20 December 1930. He served in that office for forty-six years until his retirement on 12 September 1976. It was the longest term of office served by an Australian judge and it surpassed the term of thirty-six years served by Douglas J. of the Supreme Court of the United States. SIR EDWARD was knighted in 1951, was appointed a Privy Councillor in 1963 and sat on the Judicial Committee of the Privy Council in 1972. He was Acting Chief Justice of this Court on many occasions.

SIR EDWARD had a profound knowledge and appreciation of the law and literature, a knowledge and appreciation that contributed to the clarity of thought and expression which were the hallmarks of his judgments. Viewed in their totality, they exhibit a remarkable consistency of thought and decision over such a long period of judicial service. SIR EDWARD's unfailing kindness and courtesy were appreciated by all who appeared before him and sat with him.

SIR EDWARD made a great contribution to the public life of this country in law and politics.

We extend our deepest sympathy to Lady McTiernan.

The mode of citation of this volume of
the COMMONWEALTH LAW REPORTS will be as follows:
168 C.L.R.

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CORRIGENDA

- 156 C.L.R., page xii, CORRIGENDA: Omit second item.
156 C.L.R., page 152, headnote line 7: For “buyer” read “vendor”.
156 C.L.R., page 160, line 33: For “ensured” read “ensued”.
158 C.L.R., page 330, line 22: For “*R. N. Howie*” read “*K. R. Howie*”.
158 C.L.R., page 428, line 8: For “*K. R. Howrie*” read “*K. R. Howie*”.
165 C.L.R., page 360, par. (2), line 5: For “advantage” read “disadvantage”.
168 C.L.R., page 443, footnote (44): For “(1849) 4 E.R. 1, at pp. 359-360 [154 E.R.,
at p. 1251].” read “(1849) 4 Ex. 345, at pp. 359-360 [154 E.R., at p. 1251].”

ADDENDA

- 168 C.L.R., page 175 (8): Add [1990] Q.B. 61, at p. 72.
168 C.L.R., page 177 (16): Add [1990] Q.B., at pp. 74-75.
168 C.L.R., page 184 (19): Add [1990] Q.B., at p. 74.

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