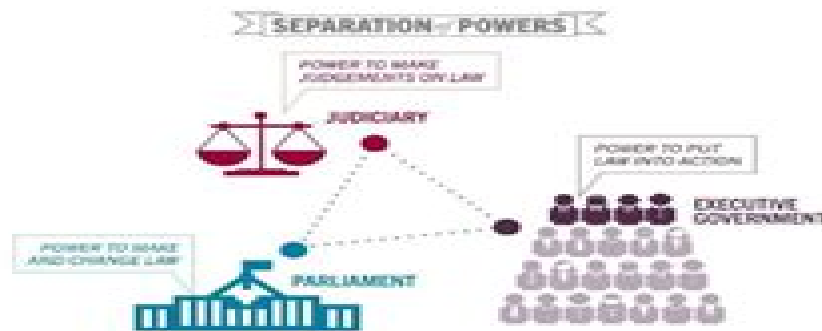


The Legal System

Chapter 1: Basic Legal Concepts

1.1 The meaning of law

- **Law:** set of rules imposed on all members of a community, which are officially recognised, binding and enforceable by persons or organisations (e.g police or courts)
 - They evolve from tradition, culture and values
- **Values:** principles, standards or qualities considered worthwhile or desirable within a community
- **Rules:** regulations or principles governing procedure or controlling conduct



1.2 Customs, rules and law

Customs

- **Customs:** collective habits or traditions that have developed in a society over a long period of time
 - Vary based on culture, religion and history
- **Customary law:** non-official patterns of behaviour that have developed through general usage according to the customs of a people or nation, or groups of nations, and are treated as obligatory
 - Aboriginal and Torres Strait Islander customary law
 - R. vs. Sydney Williams
 - English customary law
 - International customary law
 - In Hong Kong before 1971, a large banquet in a public area was sufficient for a legally valid marriage

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