

Lecture II

INTERPRETATION OF STATUTES AND CONSTRUCTION OF STATUTES

Synopsis

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1. INTRODUCTION:

The legislation is the primary source of law. It consists of Act or statutes, delegated legislation or subordinate legislation.¹ Legislation is the laying down of rules by a sovereign or subordinate legislator.² It may take any of the following forms: Statute, Constitutions, Treaties, Interstate Compacts, Municipal Compacts and Ordinances.³ The statute is the edict of the legislature.⁴ It means an act of the legislature is declaring, commanding, or prohibiting something; a particular law enacted and established by the will of the legislative department of government; the written will of the legislature solemnly expressed according to the forms necessary to constitute it the law of the state⁵. A governing body enacts Statutes for the purpose of regulating behaviour and conduct.

1. M.P. Tandoon, Jurisprudence (Legal Theory), 179 (Reprint, 2016).
2. P.J. Fitzgerald, Salmond on Jurisprudence, 115 (12th ed., 2012).
3. M.P. Tandoon, Jurisprudence (Legal Theory), 181 (Reprint, 2016).
4. *UOI v. Dharmendra Textile Processors* (2008) 13 SCC 369, 391; *Vishnu Pratap Sugar Works Pvt Ltd v. Chief Inspector of Stamps Uttar Pradesh* AIR 1968 SC 102.
5. Henry Campbell Black, M. A., Black's Law Dictionary, 1581-1582 (4th Revised Ed., 1968). See also *Federal Trust Co. v. East Hartford Fire Dist.*, C.C.A. Conn., 283 F. 95, 98; *In re Van Tassel's Will*, 119 Misc. 478, 196 N.Y.S. 491, 494.

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Catalogue of the Books in the Library of the Law Society of Upper Canada Law Society of Upper Canada. Library, 1880
Michie's Hawaii Revised Statutes Annotated Hawaii, 1988 **Reports of Cases Determined by the Supreme Court of the State of Missouri** Missouri. Supreme Court, 1919 *Reports of Cases Determined in the Supreme Court of the State of Missouri* Missouri. Supreme Court, 1919 California. Court of Appeal (1st Appellate District). Records and Briefs California (State)., **The Red Book** Will L. Lloyd, 1895 *Index Digest, Volumes 1 to 50, Lawyers' Reports Annotated, Uniting in One Alphabetical Arrangement the Decisions Briefs and Annotations* ,1901 *200-mile Fishery--ICCAT* United States. Congress. House. Committee on Merchant Marine and Fisheries. Subcommittee on Fisheries and Wildlife Conservation and the Environment, 1982 *New York Red Book* ,1918 *Biennial Report of the State Librarian, and Catalogue of the State Library* Oregon. Supreme Court. Library, 1914 **The Publishers' Trade List Annual** ,1876 *Federal Register* ,1975
The New York Red Book ,1902 Biennial Report of the State Librarian ,1886 *The General Code of Ohio* Ohio, 1921
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