

JUDICIAL REVIEW OF ADMINISTRATIVE ACTION

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INTRODUCTION

- Origins
- Locus Standi
- Meaning of Public Law
- Grounds for Review
- Procedure

ORIGINS

- Historical Background
- Application of English Law
- Salient Features
- Comparison with French Law
- Evolution of Mauritian Law

LOCUS STANDI

- The Test
 - *Chaumière v. Government of Mauritius*
 - *Bissessur v. Sir Anerood Jugnauth*
- The French Test
 - Intérêt pour Agir
- The Indian Test
 - Public Interest Litigation

PUBLIC LAW

- Meaning of Public Law
 - *Augustave v. Mauritius Sugar Terminal Corporation*
- Contractual Rights
 - *Veragoo v. Central Electricity Board*
 - *Mungroo v. Ministry of Agro-Industry*
- French Scope
 - Exceptions to the Rule

GROUNDS FOR REVIEW

- Illegality/*Ultra Vires*
- *Wednesbury Unreasonable*
- Procedural Impropriety
- Breach of Natural Justice
- Proportionality

PROCEDURE

- Time Limits
- Application for Leave
- Application for Second Stage
- The Orders
- Appeal to the Judicial Committee

CONCLUSION

- Shortcomings of our System
- Lessons from Abroad
- The Way Forward



THANK YOU

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