

Introductory Note by Francis Bennion

The article below is a further addition to my writings on hunting. Others are included within the Topic 'Hunting Act 2004'. The Topic can be found on this website at www.francisbennion.com/topic/huntingact2004.htm.

Is the Parliament Act valid?

The following editorial comment appeared in the New Law Journal for 26 November 2004 (page 1746)-

'Pro-hunt campaigners have launched a legal challenge to the use of the Parliament Act 1949 to force through a hunting ban . . . However, constitutional law expert Francis Bennion said:

“The validity of the Parliament Act 1949 is purely a question of statutory interpretation of the Parliament Act 1911. Section 2(1) of the latter says that any measure passed in accordance with its procedure ‘shall become an Act of Parliament’. This means an Act of Parliament in the full sense. So that is what the 1949 Act is. It is valid, and so is the Hunting Act 2004.”

For a full statement of FB's views on the validity of the Hunting Act 2004 see FB's article 'Is the New Hunting Act Valid?' published in Justice of the Peace on 27 November 2004.

<http://www.francisbennion.com/pdfs/fb/2004/2004-037-is-hunting-act-valid.pdf>