

Index

Abrams, MH, 223
 Abu Chraib, 143
 Aeschylus, 135, 151–2, 153–4, *see also Oresteia*
 aesthetics, politics and, 106–7, 199–201, 208,
 237–8
 Africa and Africans, 115–16
 afterlife, art and, 8, 244–5
 Agamben, Giorgio, 93, 126–8, 139–41, 149, 151,
 153, 165, 193, 243
 age, and vulnerability, 150
 Alpers, Svetlana, 44–5, 180–1
 Altman, Jon, 95
 Angelico, Fra, 9, 168
 angels, imagery of, 2–4, 227–8, 239
Annunciation, imagery of, 9–11, 181
 Apollo, *see Justice*
 Arcimboldo, Giuseppe, 17–18, 18
 Arendt, Hannah, 195, 226
 art
 abstraction and, 188–90
 critique and, 108, 123–25, 179–81, 235–8, 244
 embodiment and, 43–4, 150–1, 160–1, 186–90
 law and, 16–19
 modernism and, 134–5, 188–90, 232
 objectivity in, 108–13, 206–8
 perspective and, 179–80, 183–5
 realism and, 134–5, 208–18
 representation and, 179–86, 206–18
 subjectivity in, 113–17, 206–8
 superpowers of, 235–8
 temporal in, 1–10, 160–1, 179–94 esp. 181–6,
 193–4, 238, 243–4
 Arthur, Governor Sir George, 86–93; *see also*
 Governor Arthur's Proclamation
 asylum seekers, representation of and Australian
 government policies towards, 117–25, 118–20,
 233–5, 243
 Athene, Pallas, *see Justice*

Austin, JL, 163
 Aztecs, 197, 202, 218, 219, 220–224, 229
 Bakhtin, Mikhail, 14–15, 21, 42, 139
 Bal, Mieke, 7–8, 83–4, 108, 244–5
 bare life, *see homo sacer*
 Barokah, sinking of, 117
 Barthes, Roland, 220
 before, 1–10, 107, 242–3, 245
 Belting, Hans, 181
 Benjamin, Walter, 8, 106–7, 126, 199–200, 207, 216–
 7, 238, 245
 Bennett, Gordon, 4, 98, 157–94, 242, 244
 Ask a Policeman, 172, 176
 Coming of the Light, 168, 242
 Echo and Narcissus, 177–8
 Hanging Man, Sleeping Man, 172, 175
 Home Décor, 189
 Notes on Basquiat, 169
 Persistence of Language, 167, 172, 176
 Possession Island, 158, 164–6, 186–94, 242, 244
 Requiem, 182–6, 184
 Terra Nullius, 179–80
 Valley of the Ghost Gums, 10–11, 10
 Bentham, Jeremy, 75–6, 80
 Berman, Harold, 28–29
 Bible, 113
 Biddle, Jennifer, 157
 Black Line, 86–88
 Blackstone, Sir William, 62–81, 82
 Bloch, Ernst, 83
 Boer War, 140–1
 Bonyhady, Tim, 166
 Bottici, Chiara, 16, 106
 Brant, Sebastian, 35, 39
 Brennan, Justice Gerard, 77–79
 Bronfen, Elisabeth, 5
 Brough, Mal, 98–101

- Brougham, Lord Henry, 110–11
 Bruegel, Pieter (the elder), 21–49, 239
Children's Games, 21, 42, 47
Conversion of Saul, 45
Justicia, 22–49, 23, 24, 26, 213
Landscape with the Fall of Icarus, 45
Procession to Calvary, 45
Triumph of Death, 31
The Virtues, 22, 46
 Brussel, Jan van, 169–71, 170
 Burke, Edmund, 71, 114
 Burney, Charles, 76
 Buxton, Fowler, 115
 Cage, John, 191
 Calvert, Samuel, 162–6, 163
 Campbell, Robert Jr., 159, 172
 Carroll, Khadija, 86
 Carruthers, Mary, 49
 Cauduro, Rafael, 4, 195–6, 201–6, 208–17, 224–38, 239–40, 244
7 Crimenes, 202, 202–06, 203–5, 209–17, 210–11, 214–15, 224–35, 225, 234, 235–8
Represion, 196, 204, 215, 215–7, 228–30, 232
Violacion, 202, 211, 213–4, 231–2
 Causley, Ian, 98
 Celtic revival, 69–71
 censorship, 146–7, 156
 Christ, and Christian iconology, 2, 5–7, 32, 45, 167–70, 223–4
 chronotopes, 14–15
 Cock, Hieronymous, 22
 Coke, Sir Edward, 63
 Colonialism, *see also Governor Arthur's Proclamation*; Bennett, Gordon; Rivera, Diego
 history and administration of, 82–104, 91–2, 115–6, 162, 166–79, 220–24
 representations of, 159–66, 181–2, 220–4, 242
Commentaries, *see* Blackstone
 Cook, Captain James, 162–5
 Cortes, Herman, 220–24, 221
 Cossío Diaz, José Ramón, 195, 201, 212, 216, 230
 Cover, Robert, 4
 Cramer, Charles, 59–60
 Cranach, Lucas, 37
 Cuauhtémoc, 224
 Daly, John, 99
 Damhoudere, Joost, 24–8, 27, 30, 34
 Damisch, Hubert, 116, 180–1
 Davey, Governor Sir Thomas, 86–7, 122
 David, Gerard, 4, 224
 Davies, John, 65
 death, death penalty and death in custody, 1–6, 19, 171–6, 173, 174, 183–6, 184, 239–41
Declaration of Independence, 161, *see also* Derrida
 Derrida, Jacques, 2, 45, 89, 106, 161, 242
Día de los Muertos (Day of the Dead), 226
 Dicey, Albert Venn, 84
 Dickens, Charles, 235
 Didi-Huberman, Georges, 1, 7–9, 15, 107, 160, 180–2, 186–7, 145
 Douzinas, Costas and Ronnie Warrington, 63
 dreams, interpretation of, 128–9, 144–51, 243
 Dürer, Albrecht, 37–41, 38, 40
 Duterrau, Benjamin, 101–04, 102
 Edmonds, Penny, 86, 88, 90–1
 Elizabeth I, Queen, 142, 143
 emergency, 93–101; *see also* exception
 Erasmus, 32–3
 exception, state of, 126–8, 139–44; *see also* Agamben
 fire, imagery of, 223–4
 Flinders Island, 89–92
 Foley, Fiona, 159, 172, 176
 Foucault, Michel, 51, 71–2, 79–80, 149
 Frankfurt Calendar, 39–41, 40
 Frankland, Surveyor General George, 87–93
 Freud, Sigmund, *see* dreams
 Furies, 136–8
futur antérieur, *see* temporality
 Gadamer, Hans, 9–10
 Galle, Philips, 22
 Garcia, Hector Cruz, 224
 gaze, colonial, 116, 118
 Genocide, *see* Indigenous peoples
 German South West Africa, 141
Gesetzbuch, Austrian and German, 138
 ghosts, *see also* temporality—ghostly
 power of, 236–8, 239–40
 spatial dimensions of, 213, 230–5
 temporal dimensions of, 225–30
 Gibson, Walter, 41
 Gilfillan, JA, 162, 165
 Gilson, Marlene, 173, 173
 Glover, John, 166
 Gombrich, EH, 75
 Gothic, 67–70
Governor Arthur's Proclamation, 82–93, 85, 99–101, 101–04, 105, 121, 163, 166, 172–6, 241–2
 Goya, Francisco, 148, 212
 Greenberg, Clement, 190

- Greenhouse, Carol, 14
Gregson v. Gilbert, *see* Zong
 Guantanamo Bay, 143–4, 243
Guernica, 229–30
- habeus corpus*, 149–51
 Hale, Matthew, 65
 hanging, imagery of, 172–9, 242, *see also* death penalty; *Governor Arthur's Proclamation*
 Hawkins, John, 76–7
 Herero peoples, 141
 Hidalgo, Father Miguel, 198, 207, 220–4,
 222
 Hindenburg, Paul von, 140
 Hobhouse, Emily, 140
 Holbein, Hans, 185
homo sacer, 128, 130–44, 149–51, 153, 155, 243; *see also* Agamben
 humanitarianism and human rights, imagery of, 17, 96–101, 113–17, 118–22, 241
 Hume, David, 111, 124
- ideology, theory and representation of, 71–7,
 106–8, 116, 118–22, 123–5, 197–201, 208–9,
 218–24, 242
 Iguala, kidnap of students in, 233
 imperialism, art and, 113–7, 130–1, 229
 incarnation, *see* embodiment
 Indigenous peoples, esp. Australian Aboriginal people
 art and, 11, 82–93, 101–4, 172–6
 genocidal violence against, 91–3, 101–4, 141,
 172–9
 law and, 77–81, 82–105 esp. 93–98, 162,
 166–79, 176–8
 representation of, 82–93, 101–04, 157–94,
 200–2, 218
 rights and, 98–101
- James, Henry, 215, 217, 225
 Jay, Martin, 36
Jetztzeit, *see* temporality—now
 Johnson, Samuel, 51–3, 55, 70–1
 jurisprudence, *see* Klimt
 justice
 Apollo as symbol of, 137, 152
 Athene as symbol of, 135–7, 151–5
 blind, 34–41 in Bruegel, 42–9 in Reynolds,
 58–62
 figures of, 22–49, 131–7, 133, 169–71, 170
 injustice and, 211–3, 231–5
 law and, 136–7, 151–5
- Kafka, Franz, 1–2, 44, 135
 Kant, Immanuel, 114
 Kelsen, Hans, 138–9, 155, 161
 Klimt, Gustav, 4, 126–56, 212, 243
 Faculty Paintings (Philosophy and Medicine),
 129–30, 134–5, 156
 Jurisprudence, 127, 127–56, 133, 243
 Kraus, Karl, 130–2, 137
- Lacan, Jacques, 184–5, 229
 Lampadusa, 117
 Latour, Bruno, 16, 24
 law
 colonial, 82–101, 162–4, 166–79
 common, 63–71, 76–81
 development of early modern, 22–49
 feudal, 67–9, 77–78
 martial, 89–90
 myth, custom and, 66–71
 natural, 54
 police, State, and, 131, 142, 203–5, 211–3, 232–5
 realism and, 208–17
 unwritten, *see* common law
 walls and/as, 215, 231–5, 237, 239
 Leviathan, 131
 Levinas, Emmanuel, 1, 10, 151
 light, imagery of, 37–41, 60–61
 Lipking, Lawrence, 51–2
 Locke, John, 51
 Loos, Adolf, 134
 Lorenzetti, Ambrogio, 31, 31, 35, 46
 Luther, Martin, 37
- Mabo v. Queensland*, 77–79, 96
 Macbeth, 112
 Mansfield, Lord William, 110
 Manus Island, 143, 243
 Marin, Louis, 10–12, 236
 Martinez, Cristina, 63
 Marx, Karl, 218
 materiality, *see* embodiment
 Matsuda, Mari, 159
 McBride, Keally, 91
 McCubbin, Frederick, 190–93, 191, 192
 McLean, Ian, 159
 Memling, Hans, 168–9
 Mexico, post-revolutionary government of, 196–201
 Michelangelo, 5–7, 6, 168
 Minkkinen, Panu, 148
 Mitchell, WJT, 49
 More, Sir Thomas, 134, 219
 Morphy, Howard, 187

- muralism, Mexican, 195–201, 206–8, 218–24, *see also* temporality; walls—law and; and under specific artists
- Museum of Anthropology, Mexican, 229
- mystical foundation, 161–6, 242
- Nagel, Christopher and Alexander Wood, 7–8, 20–21
- National Emergency Response Acts*, *see* Northern Territory
- Nauru, 143, 243
- Nazism, 130, 140–1, 156, 243
- neoclassicism
- Blackstone's *Commentaries* and, 62–71
 - English Enlightenment and, 50–7, 111–12
 - legacy of, 77–81
 - representation and ideology of, 71–77, 79–81
- Northern Territory
- CDEP scheme in, 95
 - child abuse in, 94–5
 - emergency and intervention in, 93–101, 176–7
 - land rights and native title in, 96–7
 - Little Children are Sacred Report* concerning, 94–5
- Obregón, Alvaro, 197
- Oresteia*, 135–7, 151–5
- Orozco, José Clemente, 198, 200, 218, 220–4, 221–2
- Ossian, 70
- Ost, Francois, 14
- Panofsky, Erwin, 8, 20, 35, 37–9, 179–82
- Pantocrator, *see* Christ
- Parr, Geoff, 173, 174
- Paz, Octavio, 198, 229
- Penney, David, 58
- Pink Floyd, 195
- Point Civilization, 92
- Pollock, Jackson, 160, 187–93, 188
- Proudhon, Pierre-Joseph, 149
- Quellinus, Artus, 2–3, 2, 239, 245
- Rabelais, Francois, 42–3
- Rancière, Jacques, 238
- Raphael, 39
- Rauschenberg, Robert, 160
- reception of Roman law, 29–30
- recognition, politics and philosophies of, 148–9
- Reformation, 29, 36–7, 48–9
- refugees, *see* asylum seekers
- repression, denial and, 172–9, 228–30
- Resnik, Judith and Dennis Curtis, 32, 58–9, 195
- responsibility, 5
- Reynolds, Sir Joshua, 50–81
- critics of, 75–7
 - Discourses*, 52–6, 70–2
 - English Enlightenment and, 50–56
 - Justice*, 56–62, 57, 58, 80–81
 - portraiture, 73–4, 74
 - Self-portrait*, 59–61, 59, 81
 - Theory*, 65–66, 67, 79
- Ripa, Cesare, 36, 56–7
- Rivera, Diego, 197–201, 199, 206, 206–8, 218–24, 219, 223, 230
- History of Mexico*, 198, 199, 206, 206–7, 219, 220–1, 223
 - SEP murals*, 198, 218
- Robinson, George Augustus, 101–04
- Rodin, Auguste, 126
- Romanticism, 114–16
- Romero, Luis Gómez, 201, 219, 227
- Royal Navy, 109–11
- rule of law, history and theory of, 84–91, 211
- Ruskin, John, 112, 118, 123–4
- Ryan, Lyndall, 86
- Santayana, George, 226
- Saramago, José, 22, 48
- Schiller, Friedrich, 115, 124
- Schmitt, Carl, 128, 138–9, 144, 153, 155, 243
- Schopenhauer, Arthur, 150
- Schorske, Carl, 132–4
- sea, imagery of, 107–9, 112–3, 117–20, 123–5
- sentiment and sentimentality, 111–6
- SIEV-X, sinking of, 117
- Siqueiros, David, 200–01, 206–8, 207, 209, 218, 224
- Sixth Sense*, 225–6, 236
- Slaughter, Joseph, 17
- slavery
- flight from Egypt and, 113–4
 - representation and abolition of, 108–17, 123–5
- Smith, Adam, 111, 124
- Snow, Edward, 47
- Somerset's Case*, 110
- sovereignty, 39–41, 137–44, 149–151, 154–5, 243
- Stalinism, 200
- Stephens, Sir James, 91
- Stolleis, Michael, 39
- Strauss, Gerald, 29
- Stronger Futures in the Northern Territory Act*, *see* Northern Territory
- sublime, 114–16

- Supreme Court of Mexico, 195–6, 201, 226, 230–1,
 237–8
 sympathy, *see* sentiment
- Tamayo, Rufino, 220, 229
 Tansey, Mark, 12–13, 13, 216
 Tasmania, history of, 82–93, 101–4, 175
 temporality, 7–8, 241–4
 anachronism and, 12–13, 20–2, 33–4, 48–9
 Christian, 223–4
 colonial, 157–94, 220–4
 contemporary, 193–4
 deferral as a form of, 93, 100–01, 166–72, 241–2
 diachronic, 50–81
 empty, 139
futur antérieur as, 161–6, 188–9
 ghostly, 225–35
 ironic, 192–4, 227, 237–8, 244–5
 lark song and, 178
 Mexican muralism and, 218–24
 myth and, 161–6, 190–201, 218–24, 227
 neoclassical, 54–56, 62–71, *see also*
 Neoclassicism
 now-time (*jetztzeit*) as a form of, 106, 123–5,
 126–7, 241
 paradise and, 218–24
 queer, *see* temporality—ironic
 repetition, trauma and, 152, 172–9, 226–30,
 236, 242
 retroactivity and, 8, 86, 89, 165–6, 181–2, 193, *see*
 also *futur antérieur*
 suspended, 126, 139–40, 144, 154–5
 transcendental, 218–24
 utopian, 82–104 esp. 82–3, 92–3, 134, 218–24
- Tenochtitlan, 201, 218, 220
 Third Reich, *see* Nazism
 Thomas, Nicholas, 159, 166–7
 Thompson, EP, 92
 time, *see also* temporality
 in art, 2, 5–10
- law and, 2, 11–16, 61–2
 presence and, 179–86, *see also* temporality
 —‘now time’ as a form of
 Tlatelolco, 229, 233
 Tollner, David, 98
 Torture, imagery of, 24–32, 44–7, 121, 210–3, 223,
 226, 232–3, 236
 trauma, 172–9, 226; *see also* temporality—repetition,
 trauma, and
 Trotha, General von, 141
 Trotsky, Leon, 197, 200
 Truganini, 102, 183–6
 Truth, 131, 137, 142
 Tupaia, 162–3, 165
 Turnbull, Malcolm, 122
 Turner, JMW, 4, 105–17, 109, 123–5, 241
 Twain, Mark, 123
- Union Jack, 164–6
- Valverde, Mariana, 14–15
 Van Diemen’s Land, *see* Tasmania
 Vasconcelos, José, 196
 Vermeer, Jan, 186
 Vienna, University of, 129–30
 violence, law and, 30–32, 131–5, 137–44, 155–6,
 172–9, 201–6, 208–17, 229, 232–7
 visual studies, law and, *see* image, law and
- Wagner, Richard, 136
 Warburg, Aby, 8, 181–2, 245
 Warton, Thomas, 68–70
 Watson, Judy, 159
 Weimar, 142
 Wherra, Jack, 172
 Winnicott, Donald, 34
 Winton, Tim, 238
- Zizek, Slavoj, 174–5
 Zong, case of, 109–10