

# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

From 3 to 5 July 2011 Chief Justice **KEANE** attended the Australian Bar Association Conference in Berlin and chaired a session entitled *Remedies for 'Bad' Administration* at which Baroness Hale of the Supreme Court of the United Kingdom and Professor Fedtke, professor of comparative law at the Tulane Law School, presented papers.

At the invitation of the Commonwealth Attorney-General, the Hon Robert McClelland MP, Chief Justice Keane attended the Opening Ceremony of the 2011 Commonwealth Law Ministers Meeting on 11 July 2011 in Sydney.

On 15 July 2011 Chief Justice Keane attended the valedictory ceremony of the Honourable Justice Cullinane at the Supreme Court in Townsville, and later proposed the toast to Justice Cullinane at a lunch organised by the North Queensland Bar Association and the Townsville District Law Association at the North Queensland Club.

On 21 July 2011 Chief Justice Keane presented a paper entitled *Practical and Theoretical Problems in Drafting Tax Laws* at the Australian Treasury Tax Policy Seminar in Canberra.

On 21 July 2011 in Canberra the Chief Justice delivered the Australian Institute of Administrative Law National Lecture entitled *Democracy, Participation and Administrative Law* at the 2011 National Administrative Law Conference.

On 22 July 2011 at Old Parliament House in Canberra Chief Justice Keane participated in the Law Council of Australia's Discussion Forum on Constitutional Change.

On 27 July 2011 at the Federal Court in Brisbane Chief Justice Keane welcomed the Commonwealth Attorney-General to the launch of the QPILCH unrepresented litigant project.

On 5 August 2011 Chief Justice Keane presented a paper entitled *Equitable Doctrines and Financiers' Liabilities* at the 28<sup>th</sup> Annual Conference of the Banking and Financial Services Law Association at the Sheraton Mirage Resort on the Gold Coast in Queensland.

On 6 August 2011, at the invitation of the Chief Justice and Judges of the Supreme Court of Queensland, Chief Justice Keane and Dr Shelley Keane attended a dinner to celebrate the Sesquicentenary of the establishment of the Supreme Court of Queensland at the Water Mall, Queensland Art Gallery.

On 31 August 2011 in Sydney Chief Justice Keane launched the 12<sup>th</sup> edition of *Vermeesch and Lindgren's Business Law of Australia*.

On 2 September 2011 Chief Justice Keane attended the valedictory ceremony of the Honourable Justice Jones AO at the Supreme Court in Cairns.

On 7 September 2011 Chief Justice Keane attended the Australasian Institute of Judicial Administration Oration given by the Lord Chief Justice of England and Wales, the Rt Hon the Lord Igor Judge, at the Federal Court in Sydney.

On 8 and 9 September 2011 Chief Justice Keane attended the Australasian Institute of Judicial Administration Conference: Criminal Justice in Australia and New Zealand – Issues and Challenges for Judicial Administration in Sydney.

On 23 September 2011 Chief Justice Keane delivered the Keynote Address entitled *What's So Special About Judicial Power?* at the Supreme Court Judges, Master and Registrars Conference at Mandurah in Western Australia.

On 29 September 2011 in Jakarta, Indonesia, Chief Justice Keane, Chief Justice Bryant of the Family Court of Australia and the Hon Dr Harifin Tumpa, Chief Justice of the Supreme Court of the Republic of Indonesia, signed a further Annex to the Memorandum of Understanding between the Courts. Chief Justice Keane delivered an address to the judges of the Indonesian Courts on the experiences in the respective courts in relation to leadership, change management and priorities.

On Friday, 7 October 2011 Chief Justice Keane and Dr Shelley Keane attended the South Australian Bar Association Conference Dinner at the McCracken Country Club at Victor Harbor in South Australia. On Saturday, 8 October 2011 Chief Justice Keane presented a paper entitled *Contemporary Perspectives on Judicial Power* at the Conference.

On 12 October 2011 Chief Justice Keane attended a meeting of the Council of Chief Justices of Australia and New Zealand in Hobart. That evening Chief Justice Keane and Dr Shelley Keane attended a Reception hosted by the Tasmanian Attorney-General, the Hon Brian Wightman MP, at Parliament House.

On 13 and 14 October 2011 in Hobart Chief Justice Keane attended the National Judicial College of Australia Judicial Leadership Program. On the evening of 13 October 2011 Chief Justice Keane and Dr Shelley Keane attended a Reception to mark the Meeting of the Council of Chief Justices and Leadership Program at Government House. The Reception was hosted by His Excellency the Honourable Peter Underwood, the Governor of Tasmania, and Mrs Underwood.

On 17 October 2011 at the Federal Court in Melbourne Chief Justice Keane welcomed Chief Justice the Hon Truong Hoa Binh and a delegation from the Supreme People's Court of Vietnam.

On 20 October 2011 at Charles Darwin University in Darwin Chief Justice Keane delivered the Inaugural Austin Asche Oration in Law and Governance entitled *Sticks and Stones May Break My Bones, But Names Will Never Hurt Me*.

On 24 October 2011 at the invitation of Her Excellency Ms Penelope Wensley AC, Governor of Queensland, and Mr Stuart McCosker, Chief Justice Keane attended a luncheon in Brisbane on the occasion of the visit to Queensland by Her Majesty The Queen and His Royal Highness The Duke of Edinburgh.

On 17 November 2011 at the Federal Court in Sydney Chief Justice Keane launched the International Commercial Law, Litigation and Arbitration Conference booklet relating to the conference which was held at the Federal Court in Sydney in May 2011.

On 29 November 2011 at the Federal Court in Brisbane Chief Justice Keane and the Queensland Federal Court Judges made a presentation to the Judges of the Supreme Court of Queensland to mark the 150<sup>th</sup> anniversary of the Supreme Court of Queensland.

On 2 December 2011 Chief Justice Keane delivered the Australian Institute of Administrative Law National Lecture entitled *Democracy, Participation and Administrative Law* at an event hosted by the Western Australia Chapter of the Australian Institute of Administrative Law at the Federal Court in Perth.

# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

On 8 December 2011 Chief Justice Keane was conferred with the degree of Doctor of Laws, *honoris causa*, by the University of Queensland and delivered an Address to Graduands. Chief Justice Keane and Dr Shelley Keane later attended a dinner in his honour.

In January 2012, Chief Justice Keane attended the Annual Supreme Court and Federal Court Judges' Conference in Melbourne and participated in a panel discussion on unrepresented litigants.

On 31 January 2012 at the invitation of the Chairman and Directors of Law Courts Limited, Chief Justice Keane attended the opening of the refurbished Ground Floor Lobby of the Law Courts building, Queens Square, Sydney, in the company of the Commonwealth Attorney-General, the Hon Nicola Roxon MP and the NSW Attorney General, the Hon Greg Smith MP.

On 23 March 2012 Chief Justice Keane attended a conference on Managing Discovery jointly presented by the Australasian Institute of Judicial Administration and the National Judicial College of Australia in Melbourne.

On 3 April 2012 at the invitation of Her Honour the Honourable Sally Thomas AM, Administrator of the Northern Territory, and Mr Duncan McNeill, Chief Justice Keane and Dr Shelley Keane attended a dinner for the Council of Chief Justices of Australia and New Zealand at Government House in Darwin.

On 4 April 2012 Chief Justice Keane attended a meeting of the Council of Chief Justices of Australia and New Zealand in Darwin.

On 18 April 2012 at the invitation of the ABC Chairman, the Hon James Spigelman AC QC, Chief Justice Keane attended a dinner with the ABC Board to mark the opening of the ABC's new headquarters in Brisbane.

On 26 April 2012 Chief Justice Keane addressed the Federal Magistrates at their 2012 Plenary meeting in Brisbane.

In July 2011, Justice **MARSHALL**, organised and chaired the law and justice section of a sustainable development conference in Dili, Timor-Leste. The conference was co-sponsored by Victoria University and the National University of Timor Lorosa'e.

In August 2011, Justice Marshall was guest speaker at the Alumni Sunset Seminar conducted by the Monash Law School Ambassador program and spoke about the challenges confronting professionals dealing with depression whilst being engaged in high pressure roles.

In September 2011, Justice Marshall was guest speaker at an event to celebrate the 25<sup>th</sup> anniversary of the Wyndham Legal Service and spoke on the topic of 'access to justice'. In December 2011, Justice Marshall hosted a visit to the Victoria District Registry by a visiting delegation of judges from the Supreme People's Court and Maritime Courts of China.

In April 2012, Justice Marshall presided over the final of the Deakin University Law School Moot. In May 2012, Justice Marshall presided over the Monash Law Students Society International Humanitarian Law Moot, Grand Final.

Justice **NORTH** continued to serve as a member of the International Humanitarian Law Advisory Committee of the Victorian Branch of the Red Cross; the Monash Law School, Centre for Employment and Labour Relations Law Advisory Committee; and Chair of the Advisory Committee of the Centre for Employment and Labour Relations Law at the University of Melbourne.

In September 2011, Justice North attended the 9<sup>th</sup> biennial World Conference of the International Association of Refugee Law Judges in Slovenia and delivered the keynote address on the subject of *Extraterritorial Effect of Non-Refoulement*.

On 12 and 13 September 2011 Justice North coordinated a judicial training program for Israeli judges in Tel Aviv and addressed the participants on the subject of *Exclusion under Article 1F of the Refugees Convention*.

In April 2012, Justice North hosted a Court visit by journalism students from Monash University. In May 2012, Justice North coordinated a new program of Court visits by law students from the University of Melbourne, and hosted a visit of a group of students to a Court hearing.

In August 2011, Justice **MANSFIELD**'s paper entitled *The 2009 amendments to the Native Title Act 1993: The extended powers of the Federal Court* was published in the *Public Law Review*.

Justice Mansfield participated in the SA Bar Association Bar Readers Course on 31 August 2012 and also attended and presented a session on the new Federal Court Rules to the SA Bar Association Annual Conference held in Victor Harbor on 7 October 2011.

On 14 October 2011 Justice Mansfield attended and gave opening remarks at the University of South Australia Trade Practices Workshop.

Justice Mansfield presented a paper entitled *Conceptual Challenges for IP Lawyers* at the IPSANZ Conference in Adelaide on 29 November 2011.

As part of the Pacific Judicial Development Program, Justice Mansfield participated, on behalf of Chief Justice Keane, in the Chief Justices' Leadership Workshop held in Apia, Samoa on 28–30 March 2012 in relation to the 20th Pacific Regional Judicial Conference which is to be held in Honiara, Solomon Islands in November 2012.

On 11 April 2012 Justice Mansfield presented a paper to the Northern Territory Law Society entitled *How do you advise a Whistleblower*.

On 5 May 2012 a paper of Justice Mansfield's entitled *Public Interest: Judges as Economic Regulators* was delivered to the 2012 Competition Law Conference in Sydney.

Justice Mansfield is a member of the University of South Australia Law School Advisory Board and is also Chair of the Centre for Regulation and Management Advisory Board at the University of South Australia.

In October 2011 and May 2012, Justice **EMMETT** participated in the New South Wales Bar Association readers' course. On 1–2 December 2011, Justice Emmett attended the University of New South Wales (UNSW) Dispute Resolution Conference and presented a paper on Discovery. On 13 June 2012, Justice Emmett participated in The College of Law's 2012 Judges' Series, presenting a paper on *Affidavit Evidence in the Federal Court*.

# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

On 20 June 2012 Justice Emmett presented a paper entitled *Limitation Actions* at the Maritime Industry Group/Maritime Law Association of Australia and New Zealand lecture series in Sydney.

Justice Emmett, in his role as arbitrator of the Court of Arbitration for Sport, published an arbitral award on 8 May 2012 in the matter CAS 2012/A/2758 (*Stewart and Ors v Simpson and Anor*).

Justice Emmett is the Challis Lecturer in Roman Law at the University of Sydney and in first semester of 2012 presented his regular course on Roman private law.

Justice **DOWSETT** continues to be a member of the Programs Advisory Committee of the National Judicial College of Australia and Chair of the College's Steering Committee of the National Judicial Orientation Program (NJOP). In November 2011, Justice Dowsett attended the NJOP held in Melbourne where he chaired a session on *Familiarisation* and delivered the closing remarks.

On 15 November 2011 Justice Dowsett presented awards at the College of Law Queensland Awards Evening.

Justice Dowsett continues in his capacity as Community Member of the Board of the College of Law in Sydney. In that capacity his Honour attended the Annual General Meeting which was held in Sydney on 28 November 2011.

On 11 and 12 February 2012 Justice Dowsett attended the 'Current Issues in Federal Crime and Sentencing Conference' conducted by the National Judicial College of Australia at the Australian National University (ANU), Canberra.

Justice Dowsett attended the annual Bar Association of Queensland conference held at the Gold Coast from 2 to 4 March 2012.

From 20 to 24 May 2012 Justice Dowsett attended the NJOP conducted by the National Judicial College of Australia which was held in Glenelg.

Justice **KENNY** in her capacity as a part-time Commissioner, Australian Law Reform Commission, was a Member of the Division constituted under the *Australian Law Reform Commission Act 1996* (Cth) for the purposes of the reference that resulted in ALRC Report 118, Classification – Content Regulations and Convergent Media.

Justice Kenny is a member of the Council of the Australian Institute of Judicial Administration; the International Law Advisory Board, Law School, Monash University; Chair of the Advisory Board of the Institute of Legal Studies, Australian Catholic University; Executive member, Future Justice; member of the Advisory Board of the Centre for International and Public Law; and a Foundation Fellow of the Australian Academy of Law.

In July 2011, in Thailand, Justice Kenny, with Professor Spencer Zifcak and Alison King, taught a course on International Human Rights Law for the Diploma in Liberal Studies, Australian Catholic University, offered to Burmese refugees.

On 17 August 2011 Justice Kenny spoke on *Dreams for a better future: issues for Burmese refugees and migrant workers in Thailand*, for the *Melbourne Journal of International Law*.

In September 2011, Justice Kenny contributed to 'Topics in Legal History' for the Sydney Law School by writing a paper entitled *Colonies to Dominion, Dominion to Nationhood*.

Between 27 and 28 October 2011, at the invitation of the Canadian Federal Court and Federal Court of Appeal, Justice Kenny participated in a conference to mark the 40<sup>th</sup> anniversary of the Canadian Federal Courts Act and, on 28 October 2012, spoke on *The evolving jurisdiction of the Federal Court of Australia – administering justice in a federal system*.

On 14 February 2012 Justice Kenny spoke at a Refugee Seminar and Presentation of the Future Justice International Prize held at the Australian Catholic University, Melbourne.

In April 2012, Justice Kenny chaired and spoke briefly at a seminar on 'Constitutional Interpretation' in the Australian Association of Constitutional Law's Victorian Seminar Series.

In May 2012, at the invitation of the Melbourne University Law School, Justice Kenny participated in a symposium to commemorate the 30<sup>th</sup> anniversary of *Koowarta v Bjelke-Petersen* (1982) 153 CLR 16.

In June 2012, Justice Kenny chaired the 'Rights of the Children Forum', conducted by Future Justice and the Law Institute of Victoria.

Justice **BENNETT** served as Pro-Chancellor of the Australian National University from 1998 to 2011, and in July 2011 was awarded the honorary degree of Doctor of the University by the ANU.

On 12 October 2011 Justice Bennett met with a Vietnamese delegation at the Federal Court in Sydney. On 13 October 2011 Justice Bennett was invited to speak at the AGS Symposium Dinner which was held at the Monash University Law Chambers in Melbourne.

Chief Executive Women invited Justice Bennett to be the guest speaker at a session of their CEW Talent Development Program, on 15 November 2011, on *Career breakthrough moments, a personal view*.

The Lowy Institute for International Policy held a conference in Sydney on 'Australian-Pakistan Law and Access to Justice Dialogue: 2011' on 28 and 29 November 2011. Justice Bennett participated generally and spoke on *Major Achievements in Judicial Leadership of the Past Decade*. The objective of the Conference was to open a dialogue between leading legal thinkers from Pakistan and Australia and to establish a legacy of engagement between Australian and Pakistani legal thinkers and policy makers. In December 2011, Justice Bennett's article was featured in the *UNSW Law Alumni News* 40th Anniversary Inspirational Alumni edition.

Justice Bennett spoke, by invitation, at the 16th Human Genome Meeting 2012, held in Sydney, on 12 March 2012. The topic was *Challenges in Intellectual Property* as part of a session on 'Delivering economic value from synthetic biology: current challenges and opportunities'.

Justice Bennett was invited to attend and participate as a member of the Faculty at the 20th Annual Conference on Intellectual Property Law and Policy which was held at the Fordham University School of Law, New York. Her Honour was a speaker/panellist on two topics: *The Judiciary and IP in the 21st Century: Views from the Judges*; and *Patent Law: Remedies – Injunctions*.

# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

Justice Bennett was also invited to attend the Global Event for Biotechnology, held in Boston, USA from 18 to 21 June 2012. Her Honour was both speaker and panellist at two different sessions: the first on *IP Challenges to Personalised Medicine and Diagnostics* and the second on *Biotechnology on Trial: Scientific Literacy in the Courts, and the Reaction of Judicial Systems to Disruptive Innovation in the Life Sciences*.

Justice Bennett became a member of the Dean of Medicine's Advisory Group of the University of Sydney and a Director of Neuroscience Research Australia [NeuRA] during 2011. During the reporting year Justice Bennett continued to be involved in a number of other judicial and extra-judicial commitments including Arbitrator of the Court of Arbitration for Sport, member of the Law Academic Advisory Committee for the School of Law of The Chinese University of Hong Kong, member of the Australian Academy of Forensic Sciences and member of Chief Executive Women. Her Honour was also a member of the judging panel for the Australian Veve Clicquot Award for Business Woman of the Year.

On 21 July 2011 Justice **SIOPIS** chaired a seminar on Asylum Seekers and Migration Law organised by the Western Australian Bar Association.

On 7-9 September 2011 Justice Siopis attended the conference of the International Association of Refugee Law Judges in Lake Bled, Slovenia.

On 12 December 2011 Justice Siopis addressed participants in a Summer Clerkship Program on the workings of the Federal Court.

On 7 February 2012 Justice Siopis delivered the opening address at a seminar on 'Migration and Administrative Law' organised by CASE for Refugees.

On 8 September 2011 Justice **EDMONDS** presented the keynote address at the Taxation Institute of Australia's National GST Intensive Conference in Melbourne entitled *Judicial Assessment of the Performance of the Goods and Services Tax as an Instrument of Tax Reform*.

On 9 and 10 September 2011 Justice Edmonds attended the Second Assembly of the International Association of Tax Judges held in Paris and spoke to that Assembly on how tax disputation is handled in Australia as well as on Australia's general anti-avoidance rules.

On 7 October 2011 Justice Edmonds gave the keynote address at the 2011 Victorian State Convention of the Taxation Institute of Australia entitled *Judicial Approaches to the Application of the Income Tax Assessment Acts to Intra-Group Transactions Discernable from Recent Cases*.

On 27 October 2011 Justice Edmonds launched the republication of the late Ross Parsons' seminal work *Taxation in Australia: Assessability, Deductibility and Tax Accounting*, at the University of Sydney's Law Faculty as a precursor to the 2012 Ross Parsons Address in Taxation and Corporate Law.

The Institute of Chartered Accountants and Melbourne University's Law School jointly hosted a national GST symposium in Melbourne on 1 May 2012 focussing on the interpretation and application of ss 11-15 of the GST Act. Justice Edmonds spoke on the subject *Interpretation of ss 11-15: Significance of the Text, Context and History*.

From 7 to 10 July 2011, Justice **RARES** travelled to Johannesburg, South Africa to attend the Access to Justice Conference where he presented a paper entitled *Judicial Intervention and Caseflow Management*.

On 14 September 2011 Justice Rares presented a paper entitled *The Federal Court of Australia's International Arbitration List* at the Senior Counsel Arbitration Seminar of the NSW Bar Association.

From 21 to 23 September 2011, Justice Rares attended at the invitation of the Government of the Republic of Indonesia its 'International Conference on Liability and Compensation Regime for Transboundary Oil Damage resulting from Offshore Exploration and Exploitation Activities', in Bali. At the conference he delivered a paper entitled *An International Convention on Off-Shore Hydrocarbon Leaks?*, revised from an earlier paper presented at the 2011 Biennial Mini Conference of the Maritime Law Association of Australia and New Zealand.

On 14 October 2011 Justice Rares published a paper, *Some Issues that Arise in Arrests of Ships*.

Between 3 and 6 December 2011, Justice Rares attended the 2011 annual conference of the Maritime Law Associations of the United States of America, Canada, Australia and New Zealand in Honolulu, Hawaii.

On 5 May 2012 Justice Rares delivered introductory remarks on a paper presented by the Chairman of the Australian Competition and Consumer Commission, Rodney Sims, to the 2012 Competition Law Conference held at the Shangri-La Hotel, Sydney.

On 6 June 2012 Justice Rares presented, with Justice Richard White of the Supreme Court of New South Wales, a seminar entitled *Pleadings and Case Management* as part of the College of Law's 2012 Judges Series. Justice Rares also presented an update of a paper *A Judge's Viewpoint: the Role of Pleading* prepared by Justices Lindgren and Tamberlin and a paper on *Judicial Intervention and Caseflow Management*. On 12 June 2012, he participated as a panellist in a seminar entitled 'Fitting the Forum to the Fuss: ADR – More than Mediation', organised by the Law Society of New South Wales' Dispute Resolution Committee and held at the Federal Court, Sydney.

In March 2012, Justice Rares was appointed to the Executive Committee and the Governing Council of Judicial Conference of Australia. Justice Rares continues to be Chair of the Consultative Council of Australian Law Reporting, a member of the Steering Committee of the National Judicial Orientation Program and a member of the Council of the Australian Institute of Judicial Administration.

Justice **COLLIER** is a member of the Advisory Board to the bankruptcy and insolvency law scholarship unit of the Adelaide Law School and a member of the Editorial Board of *The Conveyancer and Property Lawyer*.

On 6 August 2011 Justice Collier attended the Australian Association of Women Judges' Conference in Brisbane and in January 2012 attended the Supreme and Federal Court Judges' Conference in Melbourne.

Justice Collier, in her capacity as a judge of the Supreme and National Courts of Justice of Papua New Guinea attended a Judicial Ethics Workshop in Port Moresby in February 2012.

From 2 to 14 May 2012, Justice **COWDROY** travelled to Vietnam on behalf of the Court's International Programs Unit to conduct workshops on environmental law for Vietnamese judges. Approximately 150 judges from the Vietnamese Supreme People's Court, lower courts and other officials attended the three sessions.



# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

Justice **BESANKO** has been a member of the Legal Practitioners' Education and Admissions Council of South Australia since February 2002. During 2011, he was appointed a member of the Law Admissions Consultative Committee. In September 2011, as in previous years, he gave a presentation for the SA Bar Association Bar Readers' Course and Reading Program on Legal Argument and Appellate Advocacy. In October, Justice Besanko attended the SA Bar Association Annual Conference and participated in a panel discussion on the Federal Court Rules and recent developments in the law of expert evidence.

Justice Besanko has an ongoing involvement with the Law Society of SA continuing professional development program and, in March 2012, he chaired a session on 'Commonwealth Regulation in the Murray Darling Basin Irrigation Industry'. In September and November 2011, and in May 2012, Justice Besanko gave presentations to practitioners on *the Corporations Jurisdiction (Schemes of Arrangement, Directors' Duties and Shareholders' Remedies* and *the Rights and Duties of Receivers and other Controllers of Property)* at the Federal Court in Adelaide.

Justice **MIDDLETON** is a Council Member of the University of Melbourne, a member of the American Law Institute, a Council Member of the National Judicial College of Australia, a member of the Judicial Liaison Committee for the Australian Centre for Commercial International Arbitration, and a Board member of the Victorian Bar Foundation.

From 3 to 6 July 2011, Justice Middleton attended the Australian Bar Association Conference held in Berlin.

In September 2011 and April 2012, Justice Middleton delivered a paper, in conjunction with Mr David O'Callaghan SC, to the Victorian Bar Readers' Course on *Written Advocacy*.

On 25 October 2011 Justice Middleton was the guest speaker at the Camberwell Grammar School annual award/prize giving ceremony.

On 18 February 2012 Justice Middleton attended the 2012 Constitutional Law Conference, organised by the Gilbert + Tobin Centre of Public Law with the support of the Australian Association of Constitutional Law, at the Art Gallery of New South Wales.

On 15 March 2012 Justice Middleton hosted an Intellectual Property function for the profession practising in Victoria.

From 19 to 20 May 2012, Justice Middleton visited Timor-Leste at the invitation of Prime Minister Kay Rala Xanana Gusmao to participate in the celebration of the 10 year anniversary of the Restoration of Independence of Timor-Leste.

For the reporting period Justice **GORDON** delivered the following addresses or papers:

- 21 July 2011 – Law Institute of Victoria – Alternative Dispute Resolution Conference – *Be Civil – The Civil Dispute Resolution Act 2011*.
- 10 August 2011 – International Arbitration Seminar – Welcoming Address.

Justice Gordon is the Chair of the Academic Advisory Board, Faculty of Business and Law, Deakin University. Justice Gordon is a member of the Elders and Respected Persons Panel of Tarwirri – The Indigenous Laws Students and Lawyers Association of Victoria.

On 14 February 2012 Justice Gordon hosted the Chuo Summer School for Japanese students – University of Melbourne.

From 27 February to 21 May 2012 – Justice Gordon co-taught ‘Statutes in the 21<sup>st</sup> Century’ in the Law Masters program at the University of Melbourne.

From 27 February to 23 March 2012 – Justices Gordon and Gray participated in the Indigenous Clerkship Program in conjunction with the Supreme Court of Victoria and the Victorian Bar.

Justice **PERRAM** attended, on the Commonwealth’s behalf, the second meeting of the follow-up and implementation committee relating to the Unidroit Convention on Intermediated Securities in Rio de Janeiro on 27 and 28 March 2012. His Honour also delivered a speech to the Society of Trust and Estate Practitioners on 16 May 2012 entitled *The Origins and Present Operation of the Action in Devastavit* and another speech to the National Security College of the Australian National University on 28 September 2011 entitled *National Security – A view from the Bench*.

On 2 August 2011 Justice **FOSTER** presented a Continuing Professional Development Seminar for members of the New South Wales Bar Association on *International Arbitration*. The seminar addressed the scope of the defences and arguments available against the enforcement of foreign arbitral awards under the public policy ground as set out in ss 8(7) and 8(7A) of the *International Arbitration Act 1974* (Cth).

On 10 October 2011 at the invitation of the Australian Centre for International Commercial Arbitration, Justice Foster spoke at Skadden Arps in New York at an event to promote Australia as a neutral venue for international arbitration in the Asia-Pacific region. On 11 and 12 October 2011 his Honour attended meetings with international law firms in New York and with judges and Court executives from the United States Second Circuit Court of Appeals to promote international arbitration in Australia.

On 24 March 2012 Justice Foster presented a session *Competition and Consumer Act: Après Metcash, le deluge?* at the 2012 Lecture Series promoted by the Salvation Army’s law firm, Salvos Legal. The Lecture Series was a full day conference attended by several hundred legal practitioners as a fundraiser for Salvos Legal Humanitarian (a law firm for the disadvantaged members of the community in times of crisis).

On 5 May 2012 Justice Foster attended the 2012 Competition Law Conference promoted by Christopher Hodgekiss, barrister. In Justice Mansfield’s absence, Justice Foster presented Justice Mansfield’s paper at that Conference on *Public Benefit—are Judges Economic Regulators?*

On 19 May 2012 Justice Foster was the keynote speaker at the Institute of Arbitrators and Mediators 2012 National Conference, held on the Gold Coast. The theme for the 2012 National Conference was ‘ADR – The Quiet Revolution’.

Justice **BARKER** attended the Supreme and Federal Court Judges’ Conference in Melbourne, Victoria from 21 to 25 January 2012.

On 24 February 2012 Justice Barker chaired the Administrative Law Session at the 2012 Law Summer School, organised by the Law Society of Western Australia and the University of Western Australia Law School.

On 16 March 2012 Justice Barker adjudicated the Grand Final of the Trial Advocacy Competition conducted by the Murdoch University Student Law Society in Perth.

# APPENDIX 9

## JUDGES' PARTICIPATION IN LEGAL REFORM ACTIVITIES AND INTERNATIONAL COMMITTEES AND CONFERENCES IN 2011-2012

From 28 to 30 May 2012, Justice Barker presented and participated in the Commercial Case Management Workshop for Pacific Judges in Brisbane, Queensland.

On 15 June 2012 Justice Barker presented a paper *Native Title – past, present and future* at the Native Title Conference, '20<sup>th</sup> Anniversary of Mabo: Reflections', LegalWise Seminars, Perth.

On 19 June 2012 Justice Barker was one of the panellists at an interactive forum organised by the Law Society of Western Australia 'Making Native Title Happen: the Legacy of Mabo'.

On 5 July 2011 Justice **KATZMANN** attended, at her own expense, the Australian Bar Association Conference in Berlin and chaired the session 'Business Structures for the Bar and Ethical Issues'.

On 28 September 2011 her Honour addressed the Judges and Commissioners of the Land and Environment Court of NSW and presented a paper entitled *Unrepresented Litigants – What Can Be Done?*

On 8 November 2011 her Honour spoke at the launch of the NSW Young Lawyers Mental Health and Wellbeing Website. Also, on 25 November 2011 her Honour spoke to solicitors at McCabe Terrill Lawyers about mental health and work/life balance.

On 1 December 2011 Justice Katzmann presented a paper entitled *Judging the Future* for the session at the UNSW Law 40th Anniversary Conference entitled 'The Future Role of the Judge – Umpire, Manager, Mediator Or Service Provider?'

In January 2012, Justice Katzmann attended the Annual Supreme and Federal Court Judges' Conference in Melbourne.

As Patron of the NSW Young Lawyers for 2011–12, Justice Katzmann was invited to judge the UNSW Young Lawyers Golden Gavel Competition on 18 May 2012 and on 26 May 2012 her Honour delivered the opening address at the UNSW Young Lawyers 2012 Mid Year Assembly in Wollongong.

Justice Katzmann continues to be involved in a number of extra-judicial commitments including as a director of the Tristan Jepson Memorial Foundation.

In September 2011, Justice **ROBERTSON** delivered the keynote address to the New South Wales Administrative Decisions Tribunal Annual Members Conference. The paper was entitled *The importance of the work of administrative tribunals, particularly in fact finding*. In October 2011 he gave the after dinner speech at the annual dinner of the Constitutional and Administrative Law Section of the New South Wales Bar Association.

In February 2012, Justice Robertson presented a paper entitled *The Federal and State Courts on Constitutional Law: The 2011 Term* to the Gilbert + Tobin Centre of Public Law 2012 Constitutional Law Conference. In March 2012 Justice Robertson addressed the inaugural meeting (in Sydney) of the Australian Government Solicitor's Alumni program. In April 2012 he presented a paper entitled *Finding Facts and Giving Reasons* to the Motor Accident Authority of NSW Claims Assessors' Annual Members briefing. In May 2012 Justice Robertson chaired the session 'Is there a need for changes to the Australian informal merger clearance process following the Metcash decision? – an international comparison and perspective' at the 2012 Competition Law Conference in Sydney.

Recently, Justice Robertson was appointed a member of the CCH Law and Business Editorial Board.