



The Australasian Institute of
Judicial Administration Incorporated

FOURTH AIJA APPELLATE JUDGES' CONFERENCE

6-7 November 2008

The Hotel Windsor
111 Spring Street, Melbourne, Victoria, 3000
Phone: (61 3) 9633 6000

PROGRAM

This is the fourth AIJA Conference for appellate judges. The first was in Melbourne in 2001, the second in Sydney in 2004 and the third in Adelaide in 2006. Responses to those conferences provided strong support for further opportunities for appellate judges to gather to discuss matters of common interest.

THURSDAY 6 NOVEMBER

- 6.00 pm Reception to be hosted by the Chief Justice of Victoria, the Hon Marilyn Warren AC in the Library, Supreme Court, Victoria, 210 William Street, Melbourne.
- 7.30 pm Dinner for participants and accompanying persons to be held in the *Canberra Room* at the *Hotel Windsor*.

FRIDAY 7 NOVEMBER

- 8.30 am Registration
- 9.00 am Opening and Welcome
The Hon Marilyn Warren AC, Chief Justice, Supreme Court of Victoria
The Hon Justice Christine Wheeler, Court of Appeal, Western Australia, President, AIJA

SESSION ONE

- 9.05 am **THE ROLE OF THE INTERMEDIATE APPELLATE COURT AFTER FARAH CONSTRUCTIONS**
Presenters: **The Hon Justice James Allsop**, President, Court of Appeal, New South Wales
The Hon Justice Christine Wheeler, Court of Appeal, Western Australia, President, AIJA
The Hon Justice Steven Rares, Federal Court of Australia
Facilitator: **The Hon Justice Brian Tamberlin**, Federal Court of Australia

SESSION TWO

10.00 am **'MISCARRIAGE OF JUSTICE' AND THE PROVISIO**

Presenters: **The Hon Justice Tom Gray**, Supreme Court of South Australia
The Hon Justice Anthony (Tony) Randerson, Chief Judge, High Court of New Zealand

Facilitator: **The Hon Justice Geoffrey Nettle**, Court of Appeal, Victoria

10.50 am Morning Tea

SESSION THREE

11.20 am **STATUTORY INTERPRETATION AND THE COURTS**

Presenter: **The Hon Justice Hilary Penfold**, Supreme Court of the ACT

Facilitator: **The Hon Justice Margaret McMurdo AC**, President, Court of Appeal, Queensland

SESSION FOUR

12.10 pm **ORAL TRADITION AND DECISIONS 'ON THE PAPERS'**

Presenter: **The Hon Justice Patrick Keane**, Court of Appeal, Queensland

Facilitator: **The Hon Diana Bryant**, Chief Justice, Family Court of Australia

1.00 pm Lunch

SESSION FIVE

2.00 pm **VIDEO RECORDING OF PROCEEDINGS**

Presenter: **The Hon Mark Ritter**, Acting President, Industrial Relations Commission, Western Australia

Chair: **Professor Greg Reinhardt**, Executive Director, AIJA

SESSION SIX

2.40 pm **HUMAN RIGHTS AND APPELLATE COURTS**

Presenter: **The Hon Justice Bess Nkabinde**, Constitutional Court, South Africa

Facilitator: **The Rt Hon Dame Sian Elias GNZM** Chief Justice, New Zealand

3.20 pm Afternoon Tea

SESSION SEVEN

3.50 pm **SIMPLIFYING JURY DIRECTIONS**

Presenter: **The Hon Geoff Eames**, formerly Justice of Appeal, Supreme Court of Victoria

Facilitator: **The Hon Justice Frank Vincent AO**, Court of Appeal, Supreme Court of Victoria

SESSION EIGHT

4.30 pm **NEWS FROM THE JURISDICTIONS**

This session is designed to provide an opportunity for all participants to report upon developments in appellate work in their jurisdiction.

Facilitator: **Professor Greg Reinhardt, Executive Director, AIJA**

DISCLAIMER

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