



The Australasian Institute of
Judicial Administration Incorporated

AIJA Criminal Justice in Australia and New Zealand - Issues and Challenges for Judicial Administration Conference

7-9 September 2011

Four Points by Sheraton, Sydney

PROGRAM

Wednesday 7th September 2011

17:30	AIJA ORATION Vulnerable Witnesses in the Administration of Criminal Justice <i>The Lord Chief Justice of England and Wales, the Rt Hon the Lord Igor Judge</i> To be held at the Federal Court of Australia, Law Courts Building, Queen's Square, Sydney
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Thursday 8th September 2011

07:30	Registration desk opens at Four Points by Sheraton – pre-function area	
08:00	Arrival Tea/Coffee – pre-function area	
08:40	Welcome and Opening Welcome to Country, <i>Mr Michael West</i> <i>The Hon Patrick Keane</i> , Chief Justice, Federal Court of Australia, AIJA President <i>The Hon Tom Bathurst</i> , Chief Justice, Supreme Court of New South Wales	
Session 1	Ballroom 2 & 3	Bridge 2
09:10	Perspectives on Sexual Offence Trials A Prosecutorial Perspective on Sexual Offence Trials Speaker: <i>Ms Kylie Weston-Scheuber</i> , PPT, Prosecutor, Office of the ACT Director of Public Prosecutions Managing Trials for Sexual Offences Speakers: <i>Commissioner Kevin Sleight</i> , Supreme Court of Western Australia <i>Ms Elizabeth Wilkins</i> SC, New South Wales Crown Prosecutor <i>Ms Claire Quin</i> , Crown Prosecutor, Victoria	Challenges for the Jury System and a Fair Trial in the 21st Century Speaker: <i>Mr Peter Lowe</i> , Barrister, New South Wales Chair: <i>Mr Norman Reaburn</i> , Director, Legal Aid Commission of Tasmania The Criminal Jury and Law Reform Speaker: <i>Ms Paula Rogers</i> , Legal Officer, Queensland Law Reform Commission Jurors: Disqualification for Bias Speaker: <i>Professor John Tarrant</i> , Law School, University of Western Australia
11:00	Morning Tea – pre-function area	
Session 2	Ballroom 2 & 3	Bridge 2
11:30	New Justice Responses to Sexual Offences Speakers: <i>Professor Kathleen Daly</i> PPT, School of Criminology and Criminal Justice, Griffith University, Queensland <i>The Hon Justice Marcia Neave</i> AO, Court of Appeal, Supreme Court of Victoria <i>Mr Michael O'Connell</i> PPT, Commissioner for Victims' Rights, South Australia	Legal Aid and Resourcing of Accused Persons Life after Deitrich: Legal Defence and Legal Aid Speakers: <i>Ms Maureen Kavanagh</i> , Director, Criminal Law, Legal Aid WA <i>Mr Norman Reaburn</i> , Director, Legal Aid Tasmania <i>Mr Saul Holt</i> , Director, Criminal Law Services, Victoria Legal Aid
13:00	Lunch – Corn Exchange Restaurant	

The conference organisers reserve the right to make any changes to this program up to and including the days of the conference.

Session 3	Ballroom 2 & 3	Bridge 2
14:00	<p>Making the Summing Up Clearer for Juries Speakers: <i>Dr Bronwen Innes</i>, Honorary Research Fellow, University of Auckland <i>The Hon Marilyn Warren AC</i>, Chief Justice, Supreme Court of Victoria Chair: <i>The Hon Justice Mark O'Regan</i>, President, Court of Appeal, New Zealand</p>	<p>The Management of Long and Complex Counter Terrorism Trials: An Australian Prosecutor's Perspective Speaker: <i>Mr Chris Craigie SC</i>, Commonwealth Director of Public Prosecutions Chair: <i>Mr Norman Reaburn</i></p>
Session 4	Ballroom 2 & 3	Bridge 2
14:45	<p>Statistics, Damn Statistics, and Sentencing Speaker: <i>Professor Arie Freiberg AM</i>, Chairperson, Sentencing Advisory Council and Dean, Law School, Monash University, Victoria Chair: <i>The Hon Justice Mark O'Regan</i></p>	<p>Integrating Victims into Criminal Proceedings Speaker: <i>Mr Michael O'Connell, PPT</i>, Commissioner for Victims' Rights, South Australia Chair: <i>Dr Andrew Cannon AM</i>, Deputy Chief Magistrate, Adelaide</p>
15:45	Afternoon Tea – pre-function area	
Session 5	Ballroom 2 & 3	Bridge 2
16:15	<p>"Out of Mind, Out of Sight" - People with an acquired brain injury and the criminal justice system Speaker: <i>Mr Nick Rushworth PPT</i>, Executive Officer, Brain Injury Australia</p>	<p>Trial by Jury in Australian Military Law Speaker: <i>Mr John Avtzalanidis</i>, La Trobe University, Victoria</p>
17:00	Close	
19:00	Conference Dinner – Grand Ballroom Speaker: <i>The Hon Justice Ian Harrison</i>, Supreme Court of New South Wales	

Friday 9th September 2011

08:30	Registration – pre-function area		
Session 6	Ballroom 2 & 3	Bridge 2	Bridge 1
09:00	<p>Re-thinking Incriminating Expert Evidence and the Adversarial Criminal Trial: New Interdisciplinary Insights and their Implications</p> <p>Speakers: <i>Professor Gary Edmond,^{2, 3}</i>, School of Law, University of New South Wales <i>Dr Richard Kemp</i>, School of Psychology, University of New South Wales <i>Dr Kristy Martire</i>, School of Psychology, University of New South Wales <i>Dr Glenn Porter</i>, School of Natural Sciences, University of Western Sydney <i>Ms Mehera San Roque</i>, School of Law, University of New South Wales <i>Dr Jason Tangen</i>, School of Psychology, University of Queensland</p>	<p>Fair Trial and Cameras in Court</p> <p>Speaker: <i>Her Honour Judge Anne Kiernan</i>, Executive Judge Northern Region, District Court of New Zealand</p> <p>Chair: <i>The Hon Justice Mark O'Regan</i></p> <p>The Role of the Media</p> <p>Speakers: <i>Mr Peter Bartlett</i>, Partner, Minter Ellison <i>Mr Chris Merritt</i>, Legal Affairs Editor, The Australian <i>Ms Nicola Shaver</i>, Sydney Media Lawyer <i>Dr Pamela Schulz PPT</i>, Part time lecturer, School of Communication International Studies and Languages, University of South Australia</p> <p>Chair: <i>Dr Andrew Cannon AM</i></p>	<p>Judge Alone Trials</p> <p>Speakers: <i>Mr Trevor Bailey</i>, Crown Prosecutor, New South Wales <i>Mr Mark Ierace</i>, Department of Attorney General and Justice, New South Wales <i>Mr Thomas Spohr</i>, Chairman, Criminal Law Committee, NSW Young Lawyers, The Law Society of New South Wales</p>
10:30	Morning Tea – pre-function area		
Session 7	Ballroom 2 & 3	Bridge 2	Bridge 1
11:00	<p>Criminal Trial Case Management: Why Bother?</p> <p>Speakers: <i>The Hon Justice Peter Johnson</i>, Supreme Court of New South Wales <i>The Hon Justice Megan Latham</i>, Supreme Court of New South Wales</p>	<p>Forensic DNA Evidence - Low Copy Number, Familial Testing, Full Genome Sequencing, and Databank Governance: Thorny Issues for the Coming Decade</p> <p>Speaker: <i>His Honour Judge Arthur Tompkins PPT</i>, Hamilton District Court, New Zealand</p> <p>DNA and Jurors</p> <p>Speaker: <i>Professor Jane Goodman-Delahunty</i>, Australian Graduate School of Policing and School of Psychology, Charles Sturt University</p> <p>Regulating New Forms of Forensic DNA Profiling under Australian Legislation: Familial Matching and DNA Phenotyping</p> <p>Speaker: <i>Dr Gregor Urbas PPT Article</i>, Senior Lecturer in Law, Australian National University</p> <p>The Forensic Implications of Jury Research and Jury Directions Reform</p> <p>Speaker: <i>Mr Saul Holt</i>, Director, Criminal Law Services, Victoria Legal Aid</p>	<p>Interactive Panel: Multiculturalism and Criminal Justice – Exploring Current Tensions and Debates</p> <p>Facilitators: <i>Magistrate Anne Goldsbrough</i>, Magistrates' Court of Victoria <i>Ms Maria Dimopoulos</i>, MyriaD Consultants, Victoria</p> <p>Refugee Youth at Risk - a crime prevention approach</p> <p>Speaker: <i>Mrs Samia Baho</i>, Manager, Justice for Refugees, Department of Justice, Victoria</p> <p>Improving the Evidence of Vulnerable Witnesses in Court</p> <p>Speaker: <i>Associate Professor Mark Kebbell</i>, Chief Investigator, ARC Centre of Excellence in Policing and Security and School of Psychology, Mt Gravatt Campus, Griffith University</p> <p>Niquab in the Court Room – Cross Examination and the Muslim Witness</p> <p>Speaker: <i>Ms Tasneem Chopra</i>, Chairperson, Islamic Women's Welfare Council of Victoria</p>

			Crime, Remittances and the Pacific Island Diaspora Speaker: <i>Mr Ikani Taliai</i> , Public Officer, Tongan Association of Victoria
13:00	Lunch – Corn Exchange Restaurant		
Session 8	Ballroom 2 & 3	Bridge 2	Bridge 1
14:00	<p>Criminal Case Management of Criminal Matters Using committals to manage the pretrial process in major indictable matters Speaker: <i>Dr Andrew Cannon AM</i>, Deputy Chief Magistrate, South Australia</p> <p>Emphasising Resolution over Adjudication: Issues and Opportunities for Criminal Case Conferencing Speaker: <i>Dr Fiona Hanlon</i>, Principal, Serenus Thinking, Victoria</p> <p>WA Pre-committal Procedures Speaker: <i>The Hon Justice Robert Mazza</i>, Supreme Court of Western Australia</p> <p>Criminal Case Resolution Speaker: <i>District Judge Kessler Soh</i>, Subordinate Courts of Singapore Chair: <i>Magistrate Peter Dixon</i>, Magistrates Court of Tasmania</p>	<p>Cybercrime - Issues for Criminal Justice Speaker: <i>Associate Professor Jonathan Clough</i>, Law Faculty, Monash University, Victoria</p> <p>Social Media- Implications on Juries and Witnesses Speaker: <i>Ms Kerry O'Shea</i>, PPT Public Affairs Manager, Law Institute of Victoria</p>	<p>Effective Use of Technology in Criminal Matters Speakers: <i>The Hon Justice Paul Coghlan</i>, Supreme Court of Victoria <i>Ms Sandra Potter</i>, Director, Potter Farrelly Consulting, Victoria Chair: <i>Mr Norman Reaburn</i></p>
15:00	Afternoon Tea – pre-function area		
Session 9	Ballroom 2 & 3	Bridge 2	Bridge 1
15:30	<p>Access to Justice Reforms in the ACT Speakers: <i>The Hon Justice Hilary Penfold</i>, ACT Supreme Court <i>Ms Kathy Leigh</i>, Chief Executive, Department of Justice and Community Safety, ACT Chair: <i>Mr Norman Reaburn</i></p>	<p>Australian Criminal Appeal Procedures – in Breach of International Obligations (the UN ICCPR) Speakers: <i>Dr Robert Moles</i>, Networked Knowledge, South Australia and <i>Ms Bibi Sangha</i>, Senior Lecturer in Law, Flinders University, South Australia Chair: <i>The Hon Justice Mark O'Regan</i></p>	
Session 10	Ballroom 2 & 3	Bridge 2	Bridge 1
16:15	<p>'I Don't Want to Play Follow the Leader': Reforms for the Cross-Examination of Child Witnesses and the Reception and Treatment of their Evidence Speaker: <i>Mr David Caruso Pt 1, Pt 2</i>, Lecturer, Law School, University of Adelaide</p>		
17:00	Conference Close		