



Photo: Ilana Rose

# AIJA INDIGENOUS COURTS CONFERENCE

## 4-7 SEPTEMBER 2007, MILDURA SETTLERS

# PROGRAMME

The Conference has several important features:

- To focus on courts with specific procedures for dealing with Indigenous offenders throughout Australia, New Zealand and elsewhere;
- To involve Indigenous Elders, members of Indigenous communities, judicial officers and court administrators who sit on, or are involved in, Indigenous courts;
- To provide an opportunity for an exchange of information, experiences and views about the operation of specialist Indigenous courts;
- To provide a forum for the publication and dissemination of the results of research into the effectiveness of such courts and might thereby encourage the conduct of such research in the period before the conference;
- To provide discussion in relation to victims of crime;
- To provide a forum for Aboriginal legal and liaison officers; and
- Restorative justice and adult conferencing in Indigenous Courts context.

*Dress: Smart casual for all sessions and functions*

### TUESDAY 4 SEPTEMBER 2007

Registration desk open from 9.00am–4.30pm at Mildura Settlers

**OPTIONAL ACTIVITY: Aboriginal Community Action – Justice in Practice**

**Date:** Tuesday, 4 September 2007

**Venue:** Mildura Aboriginal Corporation, at 120 Madden Avenue, Mildura

**Time:** 11.00 am - 3.00 pm

Special instructions: Please collect your name badge and satchel from the registration desk at the Mildura Settlers before making your way to this program. This program is restricted to those who booked to attend.

### Opening – 5.30pm Mildura City Council Offices

Ms Janine Wilson, Latje Latje Elder to welcome participants and guests to country

Mr Sid Clarke, Chairman, the Mildura Aboriginal Corporation to welcome participants and guests

Councillor John Arnold, Mayor, Mildura Rural City Council

The Hon Justice Peter Gray, Federal Court of Australia, Convenor and Chair, Conference Committee, AIJA National Indigenous Courts Conference

## WEDNESDAY 5 SEPTEMBER 2007

Registration desk open from 7.30am

### Indigenous Courts in Australia and the world

Today's sessions are designed to look at Indigenous Courts and how they operate. There will be presentations by participants in different models of Indigenous Courts from each Australian State and Territory designed to provide an overview of Indigenous Courts within the States or Territories.

There will also be sessions concerned with Indigenous Courts in New Zealand, Canada, Papua New Guinea and Fiji. The sessions will be designed to ensure involvement of and dialogue with members of the Indigenous communities attending the conference.

### Opening: 9.00am - Mildura Settlers

Ms Janine Wilson, Latje Latje Elder to welcome participants and guests to country

#### The View from Western Australia

Magistrate Kate Auty, Magistrates' Court, Kalgoorlie, Mr Bradley Mitchell, Aboriginal Justice Officer and members of the Kalgoorlie Aboriginal Court

#### The View from New Zealand

His Honour Judge Louis Bidois, District Court [paper](#)

#### The View from Queensland

Magistrate Annette Hennessy, Rockhampton

*Chair:* Mr Rudolph Kirby, Manager, Koori Courts, Victoria

### Morning Tea: 10.30-11.00am

#### The View from Victoria

Magistrate Jelena Popovic, Deputy Chief Magistrate and Head of Koori Courts, Mr Rudolph Kirby, Manager, Koori Courts, Mr Peter Tonzing, Prosecutor, Mildura, Mr Terry Stewart and Ms Anne-Maree Kirkman, Koori Courts Officers and Elders, Uncle Bes Murray and Aunty Bev Peters

#### The View from Papua New Guinea

Mr Sam Kaipu, Acting Executive Dean, University of Papua New Guinea Law School

#### The View from South Australia

Magistrate Kym Boxall, Deputy Chief Magistrate [paper](#) Dr Andrew Cannon AM [paper](#), [PPT](#) and Elder Ms Coral Wilson

*Chair:* Magistrate Annette Hennessy

### Lunch: 12.30-1.30pm

#### The View from New South Wales

Magistrate Doug Dick [paper](#) and Ms Gail Wallace, Local Court, Nowra – Circle Sentencing

#### The View from Fiji

Ratu Filimoni Ralogaivau, Chief of the Province of Bua, Great Council of Chiefs, [paper](#) Ms Naomi Matanitobua, Chief Magistrate, Judicial Department Magistrates Division, Judge Mere Pulea, Chief Judge of the Family Division of the High Court of Fiji, [paper](#) Judicial Department High Court Division, Janet Maughan, Justice Adviser, Australia Fiji Community Justice Program

#### The View from the Australian Capital Territory

Magistrate Shane Madden, Magistrates' Court [paper](#)

#### The View from the Northern Territory

Ms Jenny Blokland, Chief Magistrate [paper](#)

*Chair:* Mr John Gunson, Partner, Gibney & Gunson Solicitors, New South Wales and Victoria and AIJA Council member

### **Afternoon Tea: 3.00-3.30pm**

#### **The View from Canada**

Ms Margaret Marin, Executive Director, Elizabeth Fry Society, Manitoba [paper](#)

#### **Current Initiatives in the Department of the Commonwealth Attorney-General**

Mr John Boersig, Assistant Secretary, Indigenous Law and Justice Branch

*Chair:* Ms Rosie Smith, Project Officer, Koori Programs and Initiatives, Courts and Program Development, Department of Justice, Victoria

#### **General Discussion**

### **Close: 4.45pm**

#### **Conference Dinner – 7.00pm for 7.30pm**

*Convenor and Master of Ceremonies:* Mr Andrew Jackomos, Director, Indigenous Issues Unit, Community Operations & Strategy, Department of Justice, Victoria

*Speaker:* Ms Jenny Blokland, Chief Magistrate, Northern Territory

## **THURSDAY 6 SEPTEMBER 2007**

### **Opening: 9.00am**

#### **Indigenous Courts: how effective are they and how can they be made more effective**

The Hon Justice Tony Mandamin, Federal Court, Canada

Dr Toni Makkai, Director, Australian Institute of Criminology

Professor Kathy Daly and Dr Elena Marchetti, Griffith University, Queensland

Dr Mark Harris, Faculty of Law, Latrobe University, Victoria

*Chair:* Ms Raylene Fennell PSM, Executive Officer, Indigenous Issues Unit, Department of Justice, Loddon Mallee RAJAC, Victoria

### **Morning Tea: 10.30-11.00am**

#### **Culturally Sensitive Court House Design: Ideas and Expectations**

Mr Philip Kirke, Senior Associate, Hassell, Architects, Western Australia [paper](#)  
and Professor Graham Brawn, Professor of Architecture, University of Melbourne

#### **Indigenous Children's Courts**

His Honour Judge Paul Grant, President, Ms Anne-Maree Kirkman, Registrar, Elder Aunty Pam Pederson and Respected Person David Farrell Koori Children's Court, Victoria

*Chair:* Her Honour Judge Mary Ann Yeats, District Court of Western Australia and Convenor of AIJA Indigenous Cultural Awareness Committee

**Lunch: 12.30-1.30pm****Indigenous Dispute Resolution and Conflict Management Case Study Project**

Ms Louise Anderson and Ms Juanita Pope, Native Title Unit, Federal Court of Australia [paper](#)

**Criminal Injury Compensation**

Ms Helen Porter, Chief Assessor, Criminal Injuries Compensation, Western Australia

Mr Michael O'Connell, Commissioner for Victims' Rights, South Australia

Magistrate Sue Wakeling [paper](#) and Magistrate Felicity Broughton, Victims of Crime Assistance Tribunal, Victoria

*Chair:* Dr Andrew Cannon AM, Deputy Chief Magistrate, South Australia and AIJA Council member

**Afternoon Tea: 3.00-3.30pm****Indigenous Legal Officers and Indigenous Liaison Officers**

Mr Terrence Grose [PPT](#), [Elders PPT](#) Mr Tom Buzzacot, Aboriginal Judicial Officers, South Australia and

Ms Selina Swan, Senior Aboriginal Liaison Officer, Broome, Western Australia

**Minimum Standards for Aboriginal and Torres Strait Islander Courts in Mainland Australia 2007-2010**

Ms Tonia Brajcich, Frank Guivarra and Chris Charles on behalf of the Aboriginal and Torres Strait Islander Legal Services of Western Australia, South Australia, Victoria, Queensland and Northern Territory [paper](#), [additional paper](#)

**Training with a Cultural Perspective**

Ms Kelly Faldon and Ms Wanda Braybrook, Kellawan, Victoria

**General Discussion**

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

**Close: 4.45pm**

*Informal Social Function hosted by the Mildura Aboriginal Corporation – 5.00pm*

**FRIDAY 7 SEPTEMBER 2007**

**Wrap-up** – 9.30am Mullenjaiwakka, formerly Lloyd McDermott, Barrister at Law, New South Wales [Wrap-up](#)

*Chair:* The Hon Justice Peter Gray, Federal Court of Australia

**Opening of the Mildura Koori Children's Court by the Hon Rob Hulls MLA, Attorney-General for Victoria – 11.30am**

## DISCLAIMER

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