



*Please note: Participation in this forum is limited to judicial officers*

## **JUDICIAL FORUM**

### **Beijing, Sunday 28 July – Friday 2 August 2002**

The Beijing People's High Court has advised that it would like to host a delegation of judicial officers from Australia to visit Beijing between Sunday 28 July 2002 and Friday 2 August 2002. The invitation follows a number of visits to Australia by delegations of Chinese judges in recent years, including two from the Beijing People's High Court. ACT Chief Magistrate, Ron Cahill, who has been involved in a number of these exchanges, has been invited by that court to convene this delegation.

#### **The Forum**

The purpose of the visit will be to participate in a judicial forum. The forum will provide Chinese and Australian judges with the opportunity to discuss areas of comparative law. Topics for discussion on the formal agenda are planned to be:

- Civil procedure;
- The promotion of settlement through alternative dispute resolution;
- Improving judicial administration; and
- International trade disputes

The forum will also include exercises designed to provide an opportunity for a practical comparison of hearing procedures. These will consist of virtual hearing scenarios, planned to be in the following areas:

- Criminal – assault case;
- Civil – negligence and damages; and
- Business – contractual case.

#### **Participation**

Each participant will be requested to take a role in the virtual hearing scenarios.

Each participant is asked to either contribute to the preparation of virtual hearing scenarios or to prepare points of discussion on a discussion topic and lead a discussion topic in Beijing.

The discussions are intended to be of a comparative and general nature. Interpreters will be involved in facilitating discussion. Discussion leaders are not required to present a paper, but rather prepare discussion points from his or her own practical knowledge on the topic.

**Please consider the discussion topics and virtual hearings planned and select the aspect for your contribution in which you are most interested. Please indicate your two preferred areas of interest on the registration form. The organisers will then contact you and confirm which aspect of preparatory involvement you will have. This way we can ensure all tasks are covered.**

## **Fees**

A conference fee of \$2300 inclusive GST will apply to each principal forum participant. A fee of \$1700 inclusive GST will apply to a forum participant's accompanying partner. These fees include 4.5 to 5.0 star hotel accommodation from Sunday 28 July to Friday 2 August (6 nights), main meals including a Peking Duck meal, interpreting, co-ordination and organisation, transport, guide and entry tickets. There will be social functions with Beijing People's High Court judges, the details of which are presently being determined.

The accommodation and foods components of the costs are based on a group of at least 10. There may be a surcharge on the accommodation and food components of the costs if the total number in the group falls under 10 people.

Participants are responsible for booking and payment of their own air travel arrangements to and from China.

Support and organisation for the forum and associated tour is provided by AILETS (formerly known as the Australian International Legal Exchange and Training Service). All fees are payable to AILETS

## **Optional Tour**

Following the forum in Beijing, arrangements have been made for interested delegates to participate in a short tour of China, at their own expense (a proposed itinerary is attached) Professional meetings have been arranged for delegates to meet their Chinese judicial colleagues at the Shaanxi People's High Court in Xian, the Sichuan People's High Court in Chengdu and the Shanghai People's High Court in Shanghai.

The cost of the tour is dependent upon the number of participants.

6-9 participants	AUD \$4736.00 per couple (twin share accommodation)
	AUD \$3102.00 per individual (single room accommodation)
10 or more participants	AUD \$3853.00 per couple (twin share accommodation)
	AUD \$2485.00 per individual (single room accommodation)

This includes hotel accommodation (at least 4.0 star ) with Western style breakfast, Chinese lunches and dinners, domestic flights and other transportation, entry tickets to attractions, guide & domestic airport taxes.

Please note your intention to take part on the registration form. A tax invoice will be sent by reply once the number of participants has been confirmed. Payment will be due on or before 12 July 2002.

### **Air travel**

Participants are responsible for booking and payment of their own air travel arrangements to and from China. We ask that you book your international flights as soon as possible. We strongly encourage participants to travel on either the China Eastern Airline flight departing Sydney mid/late morning on 28 July 2002 or the China Eastern Airline flight departing Melbourne on 28 July 2002 if at all possible, for the convenience of the Beijing People's High Court hosts, who wish to make arrangements for meeting you at the airport on arrival in Beijing and who are making your accommodation bookings in Beijing.

Please note that the optional tour terminates in Shanghai, so those participating in the tour will need to either arrange a return flight from Shanghai to Australia, or organise connecting travel from Shanghai to Beijing at their own expense.

### **Visas**

It is the responsibility of participants to apply for and obtain a visa to visit China. Participants must be in possession of a valid passport and necessary visa at the time of commencement of travel. Upon receipt of your deposit, AILETS will provide you with a letter of confirmation of participation to assist your visa application. You should allow plenty of time to ensure that you obtain your visa. We recommend you lodge your visa application a minimum of two weeks prior to departure.

To obtain a visa, participants should contact the Chinese Embassy or one of the Chinese Consulates. To the best of our knowledge the visa application fee is \$50.00. The visa application also requires inclusion of passport photographs.

Chinese Embassy  
15 Coronation Drive  
Yarralumla ACT 2600  
Tel : (02) 6273 4780  
Fax : (02) 6273 4878  
See information at: <http://www.chinaembassy.org.au/eng/index.html>

Participants from Sydney should contact the Chinese Consulate in Sydney:

#### **NSW**

Consulate-General of the People's Republic of China  
539 Elizabeth Street  
Surry Hills NSW 2010  
Tel : (02) 9699 2216 (Visa and Passports)  
Visas and Passports Office Hours: Monday - Friday: 9.00 a.m. -12.00 p.m.

Participants from Victoria and Tasmania should contact the Chinese Consulate in Melbourne:

## **VICTORIA AND TASMANIA**

Consulate-General of the People's Republic of China

75-77 Irving Road

Toorak Vic 3142

Tel : (03) 9822 0604

Fax : (03) 9822 0320

Tel : (03) 9804 3683 (Passports and Visas)

Tel : (03) 9822 0607 (Passports and Visas)

Passports and Visas Office Hours: Monday - Friday: 9.00 a.m. - 12.00 noon

Should you have any difficulties with the visa application process please contact AILETS on (02) 94109234 and we shall assist you.

## **Terms and Conditions**

All contractual arrangements in relation to the judicial forum and the optional tour are made between participants and AILETS.

## **REGISTRATION AND DEPOSIT**

The Registration Form must be completed and signed by you and should be accompanied by the deposit to enable AILETS to confirm your booking.

All registrations are subject to availability at the time of booking.

## **BALANCE PAYMENT**

The balance of payment for the Forum and for the Optional Tour is due on or before Friday 12 July 2002 . If, for any reason, the balance payment is not received by AILETS by the due date, we reserve the right to treat such failure to pay the balance as a cancellation and to apply the appropriate cancellation charges.

## **CANCELLATION OR REFUND**

The following cancellation fees or refunds shall apply if, for any reason, you cancel your participation in the forum or the tour. All cancellation terms are specified on a per person basis.

- Between 14 to 42 days prior to departure, forfeiture of the total deposit
- Between 7 to 14 days prior to departure, 50% of the total cost
- Between 7-0 days prior to departure, no refund will be made

No refunds are available after the forum has commenced or in respect of lost or unused tickets, hotel coupons, meals or any other services not utilised.

## **TOUR PRICE**

Prices are based on tariffs and rates of exchange current as at 5 June 2002 and are quoted in Australian Dollars. Prices are subject to change without notice in the event of fluctuations in currency exchange rates, service providers' tariffs, fuel prices, accommodation rates and other holiday service components, AILETS reserves the right to adjust prices at any time up to and including the date of departure, even after receipt of the balance payment from the participant. Acceptance of this arrangement is an express condition of registration..

## **TOUR OPERATION**

Although AILETS will endeavour to ensure that the forum and the optional tour proceed as advertised, an express condition of registration is the acceptance by the participant that tour itineraries and schedules, advertised accommodation, sightseeing programmes and modes of transportation as outlined in this brochure and/or supplied in pre-departure information are subject to change without prior notice. Air travel, coach journeys and other forms of transport and hotel accommodation are provided by independent operators and all bookings through AILETS are subject to the terms, conditions and limitations of carriers, hoteliers and other service providers.

If your booking needs to be altered due to circumstances beyond our control, we reserve the right to vary your itinerary and inform you of the subsequent changes. If the varied itinerary is only available at a higher cost, the participant will bear the increased price. Should such changes result in an itinerary which is materially different from your requested programme and we have accepted your deposit or balance payment, you reserve the right to withdraw from the tour programme and all monies received by AILETS will be refunded in full.

If for any reason, AILETS is forced to cancel the forum and/or the optional tour programme, all monies paid to AILETS will be refunded in full. The refund of monies offered or paid in the event of a tour change or cancellation is accepted by the participant to be in full satisfaction of any claim for loss of enjoyment resulting from the change or cancellation.

Unforeseeable circumstances such as force majeure, adverse weather conditions, airline flight rescheduling, hotel overbooking, technical faults with transportation and road conditions may also have a consequential effect on the content and schedule of the tour after commencement. Any decision made in respect of tour services provided by independent operators to reroute or amend the itinerary due to any of the above, or similar, circumstances is at the discretion of the tour service provider. AILETS shall not be liable for any claim whatsoever arising from such events which affect the schedule and the content of the tour.

## **ITEMS NOT INCLUDED IN YOUR TOUR COST**

The tour costs quoted exclude items not specifically referred to in the tour description including, but not limited to, pre-travel documentation, travel insurance, airport departure taxes, road and international airport construction taxes, excess baggage charges, portorage in China, gratuities, meals (unless specified) and interstate/intrastate travel arrangements to and from home town and departure city, items of a personal nature such as laundry, dry cleaning, beverages, personal accident and medical expenses, incidental expenses, taxis where not part of a regular transfer, telephone and telecommunication charges.

## **TRAVEL DOCUMENTS**

All participants must be in possession of a valid passport and necessary visas at the time of commencement of travel. All such documentation is the sole responsibility of the participant. AILETS accepts no responsibility or liability whatsoever for the failure of participants to obtain appropriate documentation.

## **TRAVEL INSURANCE**

It is highly recommended that participants purchase travel insurance at the time of registration to cover against various contingencies such as loss of deposit and/or fare through cancellation, loss or damage to baggage, loss of money and/or travel documents, medical expenses, curtailment charges, personal accident and personal liability.

## **HEALTH REQUIREMENTS**

Participants should familiarise themselves with any health requirements applicable to areas they intend to visit. The participant is solely responsible for compliance with vaccination and other health requirements of governments in countries visited or transited. The Department of Health or medical practitioners will be able to assist with current health requirements and recommendations.

## **LIMITATION OF LIABILITY**

Except to the extent that the law imposes a non-excludable liability:

- i. AILETS accepts no responsibility for any negligence, loss, damage, omission, accident, detention, diversion or theft in regard to luggage or any personal belongings whatsoever.
- ii. AILETS will be exempt from all liability in respect of any event, negligent act, omission, death, accident, injury, sickness, irregularity, loss or damage whatsoever, howsoever and by whomsoever caused.
- iii. The participant acknowledges and agrees that he or she shall have no claim or cause of action against AILETS should any carrier, hotelier or other service provider provide services which differ in any way from those specified in this brochure or as outlined in pre-departure information. AILETS accepts no responsibility for losses or additional expenses due to delay in the provision of services by service providers howsoever those delays are caused. Neither does AILETS accept responsibility for changes to or the withdrawal of services by the service providers.

# PROPOSED ITINERARY JUDICIAL FORUM AND OPTIONAL TRAVEL CHINA

*28 July - 12 August 2002*

DATES	VENUE	DETAILS
-------	-------	---------

## JUDICIAL FORUM Hosted by Beijing People's High Court

<b>Day 1</b>		
Sunday 28 July	Delegates arrive at Beijing International Airport Check into 4.5 to 5 star hotel	
<b>Day 2</b>		
Monday 29 July	Judicial Forum, Beijing	
<b>Day 3</b>		
Tuesday 30 July	Judicial Forum, Beijing	
<b>Day 4</b>		
Wednesday 31 July	Visit the Great Wall, the Ming Tombs, Peking Duck	
<b>Day 5</b>		
Thursday 1 August	Visit the Forbidden City, the Summer Palace, Temple of Heaven	
<b>Day 6</b>		
Friday 2 August	Judicial Forum, Beijing	

## OPTIONAL TOUR

Tour arranged by AILETS under auspices of Beijing People's High Court. Tour will include visits to provincial peoples' high courts for professional development meetings.

<b>Day 7</b>		
Saturday 3 August	Xian – Shaanxi Province (early morning flight) Morning – Meeting at Shaanxi People's High Court Afternoon Forest of Gravestones & Clock Tower– Evening - Tang Dynasty Dancing Performance	
<b>Day 8</b>		
Sunday 4 August	- Entombed Warriors - Shaanxi Museum	
<b>Day 9</b>		
Monday 5 August	Chengdu – Sichuan Province (early morning flight) Morning – Meeting at Sichuan People's High Court Afternoon-Observer Panda Bears in the wild Sichuan Opera – famous for 'face changing'	
<b>Day 10</b>		

Tuesday 6 August	Du River Reservoir – Qing Dynasty site Two King’s Temple Metal Chain Bridge Lidui Sanxingdui Museum	
<b>Day 11</b>		
Wednesday 7 August	Hangzhou – Zhejiang Province (early morning flight) Beautiful West Lake Yuewangmiao – memorial to China’s most famous general Lingyin Temple	
<b>Day 12</b>		
Thursday 8 August	Suzhou – Jiangsu Province (coach travel) traditional Chinese gardens	
<b>Day 13</b>		
Friday 9 August	Shanghai (coach travel) Professional Meeting arranged with Shanghai People’s High Court	
<b>Day 14</b>		
Saturday 10 August	Half day professional activity with Shanghai People’s High Court Yuyuan Market – Yufo Temple Shanghai museum Visit the Bund Nanjing Street Zaji – Chinese traditional acrobatics	
<b>Day 15</b>		
Sunday 11 August	Return flight to Australia	

\* The organisers reserve the right to amend the itinerary as circumstances require.

**JUDICIAL FORUM**  
**Hosted by the Beijing People's High Court**  
**28- July 2002 – 2 August 2002, Beijing**

**AILETS**  
 ABN: 27 648 153 085

**REGISTRATION FORM/TAX INVOICE**

This document will be a "Tax Invoice" when you make payment to the AILETS - ABN 27 648 153 085

**Please mail this form together with payment to:**

<b>AILETS</b> <b>PO Box 5066</b> <b>WEST CHATSWOOD NSW 1515</b>	<b>Tel: (02) 9410 9234</b> <b>Fax: (02) 9586 1885</b> <b>Email: ailets@kbdnet.net.au</b>
---	--

Please complete and return with your deposit no later than **Friday 14 June 2002:**

Surname: .....First name.....

Title (eg Mr/Ms/Judge/Justice).....

Court: .....

Postal Address: .....

.....P/Code: .....

Phone: ..... Fax: .....

Email: .....

Preferred name on name tag: .....

Flight Arrival Details: ..... Flight Departure Details: .....

Name of accompanying person: .....

**Optional Tour:** I/We will be participating in the Optional Tour

A further tax invoice will be forwarded to you by return post. The exact cost is dependent on the number of participants. (See explanation of costs in accompanying flyer.)

Full payment will be due on or before 12 July.

**Judicial Forum:** Please mark 2 preferences

I would be prepared to lead/participate in a discussion in the following areas:

- Civil procedure;
- The promotion of settlement through alternative dispute resolution;
- Improving judicial administration; and
- International trade disputes

I would be prepared to assist in the preparation of a virtual hearing scenario in the following area:

- Criminal – assault case;
- Civil – negligence and damages; and
- Business – contractual case.

<b>FEES</b>			
<b>JUDICIAL FORUM</b>	Primary Participant	<b>AUD\$2300 (incl \$45GST)</b>	<b>\$</b>
	Accompanying Partner	<b>AUD\$1700 (incl \$27GST)</b>	
<hr/>			
<b>Less DEPOSIT attached ( required by 14 June )</b>	Primary Participant	<b>AUD \$400</b>	
	Accompanying Partner	<b>AUD \$200</b>	
<hr/>			
BALANCE payable by 12 July 2002			<b>\$</b>

**PAYMENT OF THE BALANCE IS REQUIRED NO LATER THAN 12 JULY 2002**

Please make deposit and balance cheques payable to AILETS