



# 13<sup>th</sup> AIJA ANNUAL TRIBUNALS CONFERENCE

in association with the Council of Australasian Tribunals

Mercure Hotel, Brisbane

10-11 June 2010

**PLEASE NOTE: To access Conference papers, please click highlighted speaker's name in the conference programme**

## P R O G R A M M E

THURSDAY 10 JUNE	
10.00am - 1.15pm	Registration: <a href="#">Leichhardt</a> , <a href="#">Wills</a> , <a href="#">Burke room foyer</a>
11.00am - 12.30pm	<a href="#">Leichhardt</a> , <a href="#">Wills</a> , <a href="#">Burke room</a> <b>HEADS OF TRIBUNALS MEETING – Evaluating Tribunal Performance</b> <i>Chair: Ms Kay Ransome, COAT Chair</i>
1.30pm	<b>WELCOME AND OPENING - <a href="#">Leichhardt</a>, <a href="#">Wills</a>, <a href="#">Burke room</a></b> <i>Professor Greg Reinhardt, Executive Director, Australasian Institute of Judicial Administration</i>
1.40pm	<b>SESSION ONE - <a href="#">Leichhardt</a>, <a href="#">Wills</a>, <a href="#">Burke room</a></b> <i>Chair: Professor Gregory Reinhardt</i> <b>CONFLICT OF INTEREST – CONSIDERING APPLICATIONS TO DISQUALIFY FOR BIAS</b> <i>Presenters: Mr Doug <a href="#">Humphreys</a>, Principal Member, Veterans' Review Board</i> <i>Justice Iain <a href="#">Ross AO</a>, <a href="#">PPT</a>, President, Victorian Civil &amp; Administrative Tribunal</i>
2.40pm	<b>SESSION TWO - <a href="#">Leichhardt</a>, <a href="#">Wills</a>, <a href="#">Burke room</a></b> <i>Chair and Commentator: Justice Alan Wilson, Queensland Civil and Administrative Tribunal (QCAT)</i> <b>SOLUTION-FOCUSED JUDGING BENCH BOOK</b> <i>Presenter: Dr Michael <a href="#">King PPT</a>, Senior Lecturer, Faculty of Law, Monash University</i>
3.30pm	Afternoon Tea
4.00pm	<b>SESSION THREE - <a href="#">Leichhardt</a>, <a href="#">Wills</a>, <a href="#">Burke room</a></b> <i>Chair: Ms Kay Ransome, Chairperson, Consumer, Trading &amp; Tenancy Tribunal</i> <b>PRACTICAL HINTS FOR EDITING JUDGMENTS</b> <i>Presenter: Mr Michael <a href="#">Wall</a>, Communications Pty Ltd</i>
5.00pm	Close
7.00 for 7.30pm	<b>CONFERENCE DINNER - <a href="#">Leichhardt</a>, <a href="#">Wills</a>, <a href="#">Burke room</a></b> <i>Professor Roland (Roly) Sussex, School of Languages and Comparative Cultural Studies, The University of Queensland</i>

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

## FRIDAY 11 JUNE

8.30am	<b>ANNUAL GENERAL MEETING</b> <i>The Annual General Meeting of COAT has been scheduled to take place during the conference and is open to all members of COAT. A notice of meeting will be sent to members</i>		
9.30am	<b>SESSION FOUR - <a href="#">Leichhardt, Wills, Burke room</a></b> <i>Chair: Judge Kevin O'Connor, Administrative Decisions Tribunal of New South Wales</i> <b>DEALING WITH DIFFICULT PARTIES</b> <i>Presenter: Dr Meredith <a href="#">Martin PPT</a>, Martin &amp; Associates, Consultant on Disability and Welfare Issues, New South Wales</i>		
10.15am	Morning Tea		
10.45am	<b>SESSION FIVE - <a href="#">Leichhardt, Wills, Burke room</a></b> <i>Chair: Ms Anne Coghlan, Deputy President, Victorian Civil &amp; Administrative Tribunal</i> <b>FLUCTUATING CAPACITY AND HOW IT AFFECTS TRIBUNAL DECISION MAKING</b> <i>Presenters: Mr Jeremy <a href="#">Moore PPT</a>, President, Guardianship Board, South Australia and Ms Rachel <a href="#">Spencer PPT</a>, Director of Professional Programs, School of Law, University of South Australia</i>		
11.45am	<b>SESSION SIX - <a href="#">Leichhardt, Wills, Burke room</a></b> <i>Convenor: Ms Susan Gardiner, Member, Queensland Civil and Administrative Tribunal</i> <b>USE OF EXPERTISE BY EXPERT TRIBUNAL MEMBERS</b> <i>Presenters: Mr Ron Joachim, Mr Peter Wulf and Ms Susan Gardiner Members, Queensland Civil and Administrative Tribunal</i> <b>Interactive Panel Session</b> QCAT multidisciplinary members will examine how expert tribunal members should use their particular expertise in hearings and in the QCAT pre-hearing processes of mediation, compulsory conferences, directions hearings and conclaves of experts to settle or minimise the issues between the parties. The panel will also examine the use of such varied expertise to support QCAT's diverse membership group.		
12.45pm	Lunch		
1.30pm	<b>SESSION SEVEN</b>		
	<b><a href="#">Leichhardt, Wills, Burke room</a></b> <i>Convenor: Ms Anita Smith, President, Guardianship and Administration Board, Tasmania</i> <b>PANEL DISCUSSION</b> <i>Participants: Ms Claire Endicott, QCAT, Ms Linda Crebbin, ACAT, Mr Malcolm Schyvens, NSW Guardianship Tribunal and Mr Jeremy Moore, SA Guardianship Board</i> <a href="#">PPT</a> Twenty years ago the nature of guardianship jurisdictions was fundamentally changed by new legislation in almost all jurisdictions. In the last decade, however, very significant changes have occurred because of the increasing breadth, number	<b><a href="#">Glanworth room</a></b> <i>Convenor: Ms Trish <a href="#">McConnell</a>, Chair, Weathertight Homes Tribunal, New Zealand and Ms Kay Ransome, Chairperson, Consumer, Trading &amp; Tenancy Tribunal</i> <b>CIVIL TRIBUNALS POT POURI – CURRENT ISSUES FACING TRIBUNALS IN RELATION TO FACT FINDING, E TRANSACTIONS AND REMEDIES</b>	<b><a href="#">Taldora or Chelsey room</a></b> <i>Convenors: Judge Fleur Kingham, District Court and Deputy President of Queensland Civil and Administrative Tribunal (QCAT) and Ms Joanne Muller, Chairperson, Dental Tribunal, Psychologists Tribunal and other Professional and Disciplinary Tribunals, New South Wales</i> <b>PROFESSIONAL AND DISCIPLINARY BODIES</b> Disciplinary matters are sometimes likened to prosecutions and this can inhibit the use of case management and dispute resolution approaches. In this session, we will canvass different approaches being taken by disciplinary

	and complexity of applications and processes. This workshop will review the reasons for the changes in workload, process and complexity and review whether the basic principles of the 1980's model legislation remain appropriate to contemporary guardianship and administration practices. It will also examine useful techniques employed in various jurisdictions to cope with complex cases.		tribunals around Australia and discuss the benefits of and concerns raised about these techniques. The session will be led by brief presentations followed by discussion in a workshop format.
3.00pm	Afternoon Tea		
3.30pm	<b>SESSION EIGHT - <a href="#">Leichhardt, Wills, Burke room</a></b> <i>Chair: Ms Trish McConnell</i> <b>WORKING WITH INTERPRETERS</b> <i>Presenter: Associate Professor Sandra <a href="#">Hale PPT</a>, School of Humanities and Languages, University of Western Sydney</i>		
4.45pm	Close		

## DISCLAIMER

This publication has been prepared for the clients and conference participants of the Australasian Institute of Judicial Administration (AIJA) Tribunals Conference. No responsibility for any loss occasioned to any person acting on or refraining from action as a result of material in this publication is accepted by AIJA. The contents of this publication are correct at time of printing; however AIJA reserves the right to make changes as it sees fit. © AIJA 2010