

Annual General Meeting

The Academy of Law's AGM will be held on Thursday, 22 October 2020 at 4 PM. It will be held remotely. The Secretariat will email each Fellow with instructions on how to participate. If you wish to stand for office or if you have an item for the Agenda, please contact the Secretariat.

Deductible Gift Recipient (DGR) Status

The legislation has passed both Houses. It received Royal Assent on 3 September 2020. The commencement date is expected to be 1 October 2020. By schedule 5 to the *Treasury Laws Amendment (2020 Measures No. 2) Act 2020*, the gift must be made after 30 June 2019 and before 1 July 2025. Many thanks to Michael Murray for overseeing this lengthy process.

Events

As I noted in the last Newsletter, AAL events have been going ahead remotely. This means that Fellows may register and attend wherever they are, time zones permitting.

Forthcoming

New South Wales

“World in a Box - 50 years of containerisation in Australia”



Overseas Containers Ltd's 'Encounter Bay' - the first international container ship to arrive on the Australian coast - Fremantle, 28th March 1969.

The first forthcoming event is on Wednesday 23 September 2020 at 5 PM to 6:45 PM.

This is a great opportunity for those who have an interest in the development of container shipping and in the law touching it.

In this online event, you will hear from author, Martin Orchard, The Hon Justice Angus Stewart, The Hon Justice Sarah Derrington and the chair, The Hon Chief Justice James Allsop AO.

You will see a ten minute extract from a documentary film, *World in a Box – 50 years of containerisation in Australia*, based loosely on the booklet *The Homeward Trade*, written by Martin Orchard in 2006 on a commission from Shipping Australia. It gives an account of the transport of cargo between Australia and UK/Europe from the days of sailing ships to container shipping at the beginning of the 21st Century.

It is essential for those wishing to participate to [register](#) for the event. More information is on the [flyer](#) which is to be found here.

Western Australia

On 14 October 2020 at 5 PM (WST) there will be an online event with the following title: “Justice in the Hood?: The Potential of the Community Justice Centre Model for Western Australia.”

Please join the panel of experts. The presenter will be Professor Sarah Murray, University of Western Australia; the chair will be The Hon Justice Peter Quinlan, Chief Justice of Western Australia; and the Panellists will be Dr Sue Gordon, Retired Magistrate of the Children's Court of Western Australia, and Magistrate Felicity Zempilas of the Start Court.

It is essential for those wishing to participate to register for the event. More information is on the flyer which is to be found [here](#).

I am grateful to Professor Ralph Simmonds for his hard work in organising this event.

Patron's Address

The third forthcoming event is the annual Patron's address, to be given on Thursday, 22 October 2020, immediately after the AGM. Please put it in your diary.

This annual address was inaugurated in 2012 when it was given by the Academy of Law's then Patron, Chief Justice Robert French AC. The last two Patron's addresses were given, in 2018, by the then Chief Justice of New Zealand, the Right Honourable Dame Sian Elias GNZM and, in 2019, by the Academy of Law's present Patron, Chief Justice Susan Kiefel AC.

Her Excellency, the Honourable Margaret Beazley



AC QC has very kindly agreed to give the address and has chosen as a topic "Aboriginal Australians and the Common Law".

From its inception, the colony of New South Wales operated under English Law. The initial designation was essentially military, unsurprisingly given the new inhabitants in this very 'unEnglish' land. As the colony grew, so did its common law footprint, and so it has remained. What was not and, it may be thought, is still not, settled was the common law's relationship with the Australians who had been settled on the land for over 60,000 years.

In this brief overview, Her Excellency examines the historical and changing relationship of the Common Law and Australian Aboriginals.

The flyer is to be found [here](#).

Whistleblowing

The fourth forthcoming event is on Thursday, 19 November 2020. This is the postponed event, now to be conducted remotely, entitled:

WHISTLEBLOWING – what is it, who does it, when is it lawful, when is it mandatory?

The distinguished Chair will be The Hon Justice Julie Ward Chief Judge in Equity, Supreme Court of New South Wales.

The expert panellists will be:

Professor A J Brown, Professor of Public Policy & Law in the Centre for Governance & Public Policy, Griffith University

Professor John McMillan AO, Emeritus Professor, ANU; former Commonwealth and NSW Ombudsman

Ms Kate McClymont AM, Investigative Journalist

Mr Bret Walker SC Former President of the NSW Bar Association and Law Council of Australia; former National Security Legislation Monitor

The flyer is to be found [here](#).

Asian Business Law Institute

The Asian Business Law Institute is based in Singapore. It conducts research and produces authoritative texts to provide practical guidance in the field of Asian legal development and to promote the convergence of Asian business laws.

Life Fellows the Hon Robert French AC, the Hon Chief Justice Susan Kiefel AC and the Hon Kevin Lindgren AM QC are members of ABLI's Board of Governors, in addition to AAL Fellow the Hon Chief Justice James Allsop AO.

On 3 September 2020 ABLI released the *Asian Principles for the Recognition and Enforcement of Foreign Judgments* (Asian Principles), a set of 13 overarching principles that underpin the recognition and enforcement of foreign judgments in the Asia Pacific.

Authored by leading academics and practitioners with extensive regional exposure, each of the 13 Asian Principles comes with a detailed commentary, distils the commonalities and differences of the law on foreign judgments recognition and enforcement in 15 countries (all ten ASEAN member states, plus Australia, China India, Japan and South Korea) for its readers, and where appropriate, suggests ways forward for the development of the law in this area.

The first of its kind in the world, the Asian Principles is the first set of principles published by ABLI.

ABLI released an e-book first at

<https://info.sal.org.sg/abli/ebooks/recognition-enforcement-foreign-judgments/>. The e-book includes internal hyperlinking for easier navigation and (where available) hyperlinks to English translations of cases and legislation. A limited print run will come after the e-book is launched.

I thank the Project Manager Ms Catherine SHEN Haoyu 沈昊昱 for this information.

Renewal of Membership

As previously advised the subscription for the year has been reduced from \$400 to \$200 because of the Coronavirus.

A small number of Fellows appear not to have paid their subscription for the 2020-2021 year. If you are of that number, please make this payment as soon as possible.

The notice of renewal tells you how to renew online. When you click on “View invoice online” you will be taken to the website and you have to click on “LOG IN” in the top right-hand corner of the screen. Please let the Secretariat know if you have any difficulties.

I shall shortly be writing to those who appear not to have paid their subscription.

Annual Essay Prize – the judging has started

Six essays were submitted for the Prize on the following topic:

“The impact of a new and widespread contagious disease on pre-existing contractual obligations.”

Note: Earlier ‘new’ outbreaks of infectious diseases may be taken into account.”

The deadline for the submission of an essay was 31

August 2020.

The entries are being considered by the judging panel, the Hon. Professor William Gummow AC QC (chair) the Hon. Justice Pamela Tate and Professor Rosalind Croucher AM. I am grateful to them for their willing assistance.

New Fellows

Please join me in extending a warm welcome to the following distinguished lawyers who have accepted the Board’s invitation to become Fellows of the Academy since the last Newsletter.

The Hon Justice Ann Lyons

Senior Judge Administrator of the Supreme Court of Queensland

Professor Christopher Symes

Professor of Law, Adelaide Law School, University of Adelaide

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If any Fellow wishes to have noted in the Newsletter a significant step taken by them or by another Fellow, please let me or the Secretariat know since otherwise I can only rely on the media. To know what other Fellows are achieving enhances the collegiality of the AAL.



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