

Personalia

I am sure that all Fellows join me in congratulating Academy Fellow, the Hon Justice Michelle May AM of the Family Court of Australia on the recognition that she has received in the recent Queen's Birthday Honours List. Her Honour has become a Member of the Order of Australia.

Warm congratulations are also extended to Academy Fellow, Peter Timmins, on the award to him of the Australian Press Council Press Freedom Medal 2017.

Finally, news is just to hand that Emeritus Professor Rosalind Croucher has just been appointed as President of the Australian Human Rights Commission—one Fellow of the Academy succeeding another in this important office.

The ALRC is holding a cocktail function to farewell Professor Croucher on 6 July, 5–7pm on Level 42 of the MLC Centre. An invitation to Fellows will follow shortly.

Congratulations and best wishes to Professor Croucher.

Academy event in the Northern Territory Tuesday 19 September 2017

Each year the Academy joins with Charles Darwin University in sponsoring the Austin Asche Oration in Law and Governance.

This serves as the Academy event in the Northern Territory.

This year the Oration will be delivered by Ed Santow, who began his five-year term as Human Rights Commissioner with the Australian Human Rights Commission in August 2016.

The event will be held on Tuesday 19 September 2017 from 5.00 pm to 7.00 pm in the Nitmiluk

Lounge, Level 4, Parliament House, Darwin.

Ed Santow's address will be entitled: *Making detention safe: can we grasp a once-in-a-generation opportunity?*

The focus of Mr Santow's address will be the decision by the Commonwealth Government to ratify the Optional Protocol to the Convention Against Torture by December 2017.

A flyer for the event is **attached** to this Newsletter.

Series of Ethics Events in Sydney

Second Ethics event held on Tuesday 20 June

The second of three "Ethics Events" was held in Sydney on Tuesday 20 June in the Ceremonial Court of the Federal Court of Australia, Level 21, Law Courts Building.



(Left to right) Noel Hutley SC, Fiona McLeod SC, Dr Linda Tucker, Donald Robertson, Dr Attracta Lagan, John McKenzie.

The evening took the form of a "Q and A" interaction between the Moderator, Fiona McLeod SC, and the members of a Panel. They were Noel Hutley SC, Immediate Past President of the New South Wales Bar Association; Don Robertson, Partner, Herbert Smith Freehills; John McKenzie, Legal Services Commissioner for New South Wales;

Dr Attracta Lagan, Business Ethicist and co-founder of the firm “Managing Values”; and Dr Linda Tucker, Chairperson, Community Legal Centres, New South Wales.

A large audience of some 140 attended the event. A particular feature was that in response to an invitation to those proposing to attend to submit questions that they would like to hear the panel address, no less than 19 questions were submitted.



The panellists addressing the audience.

The event was audio recorded and those who would like to listen to the proceedings can do so via the AAL website: www.academyoflaw.org.au

The third and final event in the series on Ethics will be held on Tuesday 17 October

Event for Fellows in Perth Monday 17 July 2017

Attached is a flyer for this event to be held for Fellows in Perth on 17 July.

Queensland Event Thursday 26 October 2017

The AAL event in Queensland has been fixed for Thursday 26 October.

The speaker this year will be Academy Fellow, Professor Sarah Derrington, of the University of Queensland Law School.

As in previous years, the event will be held in the Banco Court of the Supreme Court of Queensland—a very fine venue.

A flyer will be prepared and will be attached to the next Newsletter.

Patrons Address Monday 25 September 2017

Fellows are reminded that the annual Patron's Address will be held on Monday 25 September, when Professor James Crawford, a Judge of the International Court of Justice, will be the speaker.

I expect that a flyer will be attached to the next Newsletter.

Annual Essay Prize

The closing date for expressions of interest in submitting an essay is 30 June and the closing date for submitting an essay is 31 August.

At present we have 49 expressions of interest.

Past experience suggests that only a small proportion, although still a respectable number, of these will result in the actual submission of an essay.

A copy of the notice of the offering of the Prize is **attached**.

As the notice says, the essay topic is:
How well do Australian legal institutions respond to climate change? How could that response be improved?

Note: “Australian legal institutions” includes legislatures, courts, public administration, universities and other legal and research institutions.

Would any Fellows interested in serving on the Judging Panel please notify me of their interest.

We try to ensure that the Panel includes members drawn from the Judiciary, academia and the practising profession.

Conference on the Future of Legal Education, 11-13 August 2017

Registrations for the Conference number 103 to date—a most satisfactory number.

A copy of the flyer is **attached**.

Since the previous version of the flyer was issued, the Academy has been most fortunate that the Hon Justice Virginia Bell AC of the High Court of Australia and a Fellow of the Academy has kindly agreed to be the speaker at the Conference dinner on the Saturday night.

Renewal of Subscriptions

Fellows (not Life Fellows or Overseas Fellows) should have received on 1 June a notice calling on them to renew their membership for 2017-2018 by paying the annual subscription of \$400.

This is the first occasion on which the PayPal facility has been used for this purpose.

It saves the Academy Secretariat the time involved in sending out renewal notices but there is a downside. I apologise for the mode of address ("Dear Kevin Lindgren" etc) and other depersonalised aspects of the process.

If you have any difficulty in renewing please do not hesitate to call the Secretariat on (02) 9230 8253.

Academy Event in London Monday 3 July 2017

Deputy President Justice Alan Robertson reports that 17 Fellows (including partners) have to date notified him that they will be attending the event in London on the evening of 3 July.

As advised in the last Newsletter, the event will take the form of a reception and dinner to be held at Brooks's, St James Street, Westminster. Through the generosity of Overseas Fellow Desmond Browne QC, the event will now be held in the larger Great Subscription Room, at 7.00 pm for 7.30 pm. Fellows and partners are welcome and there is now no limitation on numbers. However, final numbers must be notified to Brooks's shortly.

The cost per head, including food and wine, is £75. Sir Ross Cranston has agreed to give a short talk at the dinner.

If you, or you and your partner, wish to attend and have not already notified him, please let Alan

Robertson know as soon as possible at Justice.Robertson@fedcourt.gov.au.

New Members

I am sure that all Fellows 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:

Overseas Fellow

The Rt Hon Dame Sian Elias GNZM, PC, QC

Fellows

The Hon Justice Tony Besanko
The Hon Justice Jennifer Davies
Judge Matthew Myers AM
Dr John Lowndes
Alan Cameron AO
Professor Vivienne Bath
Professor Prue Vines



Kevin Lindgren President
kevlindgren@gmail.com
0414 914 827

Seventh Austin Asche Oration in Law and Governance

Making detention safe and humane: can we grasp a once-in-a generation opportunity?

Tuesday 19 September 2017 5 – 7 pm

Nitmiluk Lounge Level 4, Parliament House, Darwin



Edward Santow Human Rights Commissioner

In February 2017, the federal Government made what could be the single most positive step in a generation towards protecting the human rights of detainees.

In announcing that it will ratify the Optional Protocol to the Convention Against Torture (OPCAT) by December, the Government has committed to establish a regime of independent inspections for all places of detention in Australia, including prisons, youth detention centres, mental health facilities and immigration detention centres.

Places of detention are often hidden from view. Evidence before the Royal Commission into the Protection and Detention of Children in the Northern Territory confirms, if further confirmation was needed, that terrible things can happen in such places. OPCAT presents a once-in-a-generation opportunity to shine a light in these dark places; to cease detention practices we know to be harmful; and to learn from best practice in Australia and around the world. Can we grasp this opportunity?

Edward Santow commenced his five-year term as Human Rights Commissioner at the Australian Human Rights Commission in August 2016.

Prior to joining the Commission, Ed was chief executive of the Public Interest Advocacy Centre, a leading non-profit organisation that promotes human rights through strategic litigation, policy development and education.

Ed was previously a Senior Lecturer at UNSW Law School and a research director at the Gilbert + Tobin Centre of Public Law. His areas of expertise include human rights, administrative and constitutional law, discrimination and freedom of information.

As Human Rights Commissioner, Ed leads the Commission's work on marriage equality and other human rights issues affecting LGBTI Australians. Ed also leads the Commission's work on the Optional Protocol to the Convention Against Torture (OPCAT) and he has primary responsibility for the Commission's work on freedom of expression, freedom of association and freedom of religion.

Ed is a Senior Visiting Fellow at the University of New South Wales (UNSW), and serves on a number of boards and committees, including the Australia Pro Bono Centre. In 2009, Ed was presented with an Australian Leadership Award, and in 2017, he was recognised as a Young Global Leader by the World Economic Forum.

RSVP by Friday 15 September 2017:

E CDUEvents@cdu.edu.au

T 08 8946 6554

This event may count as MCLE/CPD points.



**AUSTRALIAN ACADEMY OF LAW
WESTERN AUSTRALIAN ANNUAL LECTURE:**

**‘Bringing science, technology and
law together to solve the illegal
fishing challenge’**

**The lecture will be delivered by Professor Erika J
Techera, FAAL, Director, UWA Oceans Institute and
Professor of the University of Western Australia Law
School**

**5.15 pm (for a 5.30pm start) Monday 17 July 2017
Federal Court of Australia, 1 Victoria Avenue, Perth**

**To be followed by dinner for Fellows at Post Restaurant,
Como Treasury Hotel.**



Erika Techera is a Professor of Law in the UWA Law School and Director of the UWA Oceans Institute at The University of Western Australia. As Director, Erika provides strategic leadership and management of the flagship, multi-disciplinary research and teaching institute focusing on solutions to real world challenges facing our oceans. Before taking up this role, Erika was Dean of the UWA Law

School. Erika’s area of research interest is international and comparative environmental law with a particular emphasis on marine environmental governance and cultural heritage law and policy relating to the oceans. Her research explores legal approaches to Indo-Pacific maritime issues such as marine protected area governance, marine spatial planning and marine pollution, as well as international law for the conservation and management of sharks and other wild species. Her most recent projects are multi-disciplinary: the intersection of transnational crime and illegal fishing; and decommissioning offshore infrastructure and its conversion to artificial reefs. She is the author of over 60 books, chapters and papers, predominantly in the field of environmental law. Prior to joining UWA Erika was Director of the Centre for International Environmental Law and Co-Director for the Centre for Climate Futures at Macquarie University, and practised as a barrister in Sydney for over 7 years. She is a Fellow of the Australian Academy of Law, and in 2016 was awarded the Australian Lawyers’ Weekly Academic of the Year.

Please register for this event at <http://www.academyoflaw.org.au/events> by Tuesday 11 July 2017. If you are an AAL Fellow and would like to attend the post-lecture dinner please RSVP to ea.barkerj@fedcourt.gov.au by the same date.

CONFERENCE

THE FUTURE OF AUSTRALIAN LEGAL EDUCATION

11-13 AUGUST 2017, SYDNEY | REGISTER NOW

To mark the 10th anniversary of the **Australian Academy of Law** (AAL), the 90th anniversary of the **Australian Law Journal** (ALJ), and the 30th anniversary of the *Pearce Report* on Australian Law Schools, the AAL and ALJ are presenting a national conference on the future of Australian legal education.

Presented by Australia's leading legal education experts and high ranking judicial members, the conference will provide a forum for an informed, national discussion on the future of legal study and practice in Australia, covering practitioners, academics, judges and students.

Sessions will explore and debate:

- Digital Technology and its impact on teaching, learning and legal practice
- What makes a 'good' lawyer
- Purposes and goals of legal education
- Pedagogy and outcomes
- New skills and essential knowledge for lawyers
- Enhancing access to, and indigenous engagement in, legal education
- Experiential learning
- Making connections: law interacting across disciplines and international borders
- And much more

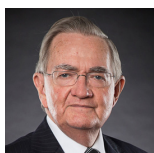
Program Details

Dates: 11-13th August 2017

Location: Federal Court of Australia
Law Courts Building
184 Phillip Street,
Queens Square, Sydney NSW 2000

View the detailed conference program on the next page.

Hosts



The Hon. Kevin Lindgren AM QC,
President AAL



The Hon. Justice François Kunc,
General Editor, *The Australian Law Journal*,
published by Thomson Reuters

International Keynote Address

Why Lawyers Need a Broad Social Education

When German Jewish immigrant Ernst Freund was asked by University of Chicago's President William Rainey Harper to design a law school for the university, in 1902, he proposed something highly unconventional. Freund was a lawyer who used his broad knowledge of American society and its flaws in his own legal work. He told Harper that lawyers would be tools of the status quo if they studied only law, as was the prevailing norm, under the influence of Harvard. Instead, they ought to study, in addition, political science, economics, sociology, and political philosophy -- not in order to become academics, but in order to be lawyers who could think critically about society and guide it productively. Professor Nussbaum's "lecture will support Freund's vision and examine its achievements, its limits, and the current challenges against it." Professor Nussbaum will "argue that in this era of threatening populism we need critical and socially aware lawyers more than ever."



Professor Martha C. Nussbaum

Ernst Freund Distinguished Service
Professor of Law and Ethics, appointed
to the Law School and Philosophy
Department, University of Chicago

Registration Details

\$450 Standard fee
\$350 Early bird registration (ends 1st June 2017)
\$250 AAL fellow registration
\$150 Full time students
\$150 per person for Celebration Gala Dinner

Attendance may count towards satisfaction of MCLE/CPD requirements.

Find out more and register today:
academyoflaw.org.au/Conference

CONFERENCE THE FUTURE OF AUSTRALIAN LEGAL EDUCATION

11-13 AUGUST 2017, SYDNEY | REGISTER NOW

Conference Program

Friday 11 August

6:00 pm	Official opening – social cocktail reception, Allens, Level 28, Deutsche Bank Place
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Saturday 12 August

From 8:15 am	Registration, tea/coffee
9:00 am	Welcome address The Hon Kevin Lindgren AM QC, President AAL, The Hon Justice François Kunc, General Editor ALJ, Gadigal Elder Uncle Chicka Madden to give 'Welcome to Country'
9:30 am	Plenary 1: Keynote address – Why Lawyers Need a Broad Social Education Chair: The Hon Chief Justice James Allsop AO Speaker: Professor Martha C. Nussbaum
10:30 am	Morning tea
11:00 am	Plenary 2: Current status of legal education – where we are now and how we got here Chair: Emeritus Professor Rosalind Croucher AM Speakers: Emeritus Professor Dennis Pearce AO, Emeritus Professor Sandford Clark AM, Emeritus Professor David Barker AM, The Hon Michael Black AC QC
12:30 pm	Lunch
1:30 pm	Concurrent 1A: Pedagogy and outcomes Chair: Professor Brian Opeskin Speakers: Associate Professor Lyria Bennett Moses, Christina Do, Nicole Wilson-Rogers, Dr Laura Griffin, Professor Alex Steel
1:30 pm	Concurrent 1B: Making connections Chair: Professor Joellen Riley Speakers: The Hon Nicholas Hasluck AM QC, Justin Gleeson SC
1:30 pm	Concurrent 1C: The 'good' lawyer Chair: Fiona McLeod SC Speakers: Andrew Henderson, Christian Duperouzel, Susan Carter, Alan Cameron AO
3:00 pm	Afternoon tea
3:30 pm	Concurrent 2A: Technology and teaching Chair: Stuart Clark AM Speakers: Dr Alexandra George, Dr Marina Nehme, Dr Philippa Ryan, Dr Sarah Hiller
3:30 pm	Concurrent 2B: Purposes and goals of legal education Chair: Emeritus Professor Michael Coper Speakers: Emeritus Professor John Farrar, Professor Patrick Keyzer, Professor Simon Rice, Terri Mottershead
6:00 pm	Pre-dinner drinks
7:00 pm	AAL & ALJ celebration dinner, Strangers' Dining Room, Parliament House NSW

Speaker: The Hon Justice Virginia Bell AC

Sunday 13 August

From 8:15 am	Registration, tea/coffee
9:00 am	Plenary 3: What every lawyer should know Chair: Dr Nuncio D'Angelo Speakers: Associate Professor Michael Legg, The Hon Justice John Basten, Kirsty McPhee
10:30 am	Morning tea
11:00 am	Concurrent 3A: Enhancing access to, and indigenous engagement in, legal education Chair: His Hon Judge Matthew Myers AM Speakers: Annette Gainsford, Associate Professor Alison Gerard, Associate Professor Bronwyn Olliffe, Angela Dwyer, Maxine Evers, Professor Jenny Buchan, Dr Leela Cejnar
11:00 am	Concurrent 3B: Experiential learning Chair: The Hon Justice Alan Robertson Speakers: Associate Professor Cathy Sherry, Neville Carter, Svetlana German and Robert Pelletier
11:00 am	Concurrent 3C: Preparing for the impact of technology on legal practice Chair: Professor Simone Degeling Speakers: Associate Professor Penny Crofts, Associate Professor Gabrielle Appleby, Associate Professor Sean Brennan, Professor Andrew Lynch, Professor Nick James, Associate Dean Tania Leiman
12:30 pm	Plenary 4: Looking to the future of legal education Chair: The Hon Michael Kirby AC CMG Speakers: The Hon Justice Alan Robertson, Deputy President, AAL Fiona McLeod SC, President, Law Council of Australia Professor William MacNeil, Chair, Council of Australian Law Deans Dan Trevanion, President, Australian Law Students' Association Professor Martha C. Nussbaum
1:30 pm	Closing by The Hon Kevin Lindgren AM QC and The Hon Justice François Kunc
1:45 pm	Lunch

Find out more and register today at academyoflaw.org.au/Conference

AUSTRALIAN ACADEMY OF LAW

NOTICE OF ANNUAL ESSAY PRIZE 2017

The Australian Academy of Law is pleased to announce the offering of its *Annual Essay Prize* for 2017.

The Prize is open to anyone, wherever resident, who is studying or has studied legal subjects at a tertiary level, or who is working or has worked in a law based occupation. There is no limit by reference to the age or seniority or experience of, or position held by, a person who may submit an entry. Accordingly, judicial officers, legal practitioners, legal academics and law students are all eligible to submit an essay.

The amount of the Prize is \$10,000.

The essay topic for the Prize in 2017 is as follows:

How well do Australian legal institutions respond to climate change? How could that response be improved?

Note: *“Australian legal institutions” includes legislatures, courts, public administration, universities and other legal teaching and research institutions.*

The deadline for the submission of an essay is 31 August 2017 and persons intending to submit an essay must notify the Academy of that intention in writing via the Academy’s website to be received by 30 June 2017. Both of these time limits are strictly observed, as the Rules Governing the Annual Essay Prize make clear.

Those Rules can be accessed on the Academy’s website: www.academyoflaw.org.au

Refer to the Academy’s website also for further information about notification of intention to enter and about the actual submission of an entry.