

# Annual Report 2012



The Australasian Institute of  
Judicial Administration Incorporated

for the year ended 30 June 2012

## **PATRONS**

### **The Hon Robert French AC**

Chief Justice of Australia

### **The Rt Hon Dame Sian Elias GNZM**

Chief Justice of New Zealand

## **COUNCIL**

### **Presidents**

#### **The Hon Patrick Keane**

Chief Justice, Federal Court of Australia

#### **The Hon Justice Mark O'Regan**

President, Court of Appeal of New Zealand and New Zealand representative

### **Deputy President**

#### **The Hon Justice Michelle May**

Family Court of Australia

### **Deputy President**

#### **Mr Laurie Glanfield AM**

Director, Department of Attorney General and Justice, New South Wales

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#### **Her Honour Judge Gillian Braddock**

District Court of Western Australia

#### **Mr Andrew Bridgman**

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#### **Dr Andrew Cannon AM**

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Deputy President - General  
Victorian Civil & Administrative Tribunal

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Commonwealth Director of Public Prosecutions

#### **Mr David Curtain QC**

Barrister, Victoria

#### **Magistrate Peter Dixon**

Magistrates Court of Tasmania

#### **Professor Arie Freiberg AM**

Dean of Law, Monash University

#### **The Hon Justice Bob Gotterson**

Court of Appeal, Queensland

#### **Mr John Gunson**

Partner, Gibney & Gunson, Solicitors, New South Wales

#### **The Hon Justice Ian Gzell**

Supreme Court of New South Wales

#### **Magistrate Annette Hennessy**

Magistrates Court of Queensland

#### **The Hon Justice Susan Kenny**

Federal Court of Australia

#### **Professor Kathy Mack**

Flinders University, South Australia

#### **The Hon Justice Robert Mazza**

Supreme Court of Western Australia

#### **Federal Magistrate Christine Mead**

Federal Magistrates Court of Australia

#### **The Hon Justice Steven Rares**

Federal Court of Australia

#### **Mr Norman Reaburn**

Director, Legal Aid Commission of Tasmania

#### **The Hon Justice Richard Refshauge**

Supreme Court of the Australian Capital Territory

#### **Ms Jane Reynolds**

Regional Registry Manager –  
Victoria/Tasmania, Family Court of Australia

#### **Ms Liz Sinclair**

Deputy Secretary Operations/Chief Operating Officer, Ministry of Justice, New Zealand

#### **Mr Steven Stevens**

Principal, Stenas Legal, Victoria

#### **The Hon Marilyn Warren AC**

Chief Justice, Victoria

#### **Mr Roger Wilkins AO**

Secretary, Commonwealth Attorney-General's Department

#### **Her Honour Senior Judge Mary Ann Yeats**

District Court of Western Australia

#### **Papua New Guinea Representative**

#### **The Hon Justice Gibbs Salika CSM OBE**

Deputy Chief Justice, Papua New Guinea

## **SECRETARIAT**

### **Executive Director**

Professor Greg J Reinhardt

### **Assistant Director**

Mr Paul Bourke

### **Membership and Finance Officer (Part-time)**

Ms Heather Sevald

### **Administrative Secretary and Publications Officer (Part-time)**

Ms Kathy Jarrett

### **Executive Secretary**

Ms Delwyn Gillan

### **Librarian (Part-time)**

Ms Mary Young

### **Communications Officer (Part-Time)**

Ms Liz Porter

### **Secretariat Office**

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### **Public Officer**

Mr Grahame Delaney

92 Livingston Avenue

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**PRESIDENT'S MESSAGE**  
**The Hon Justice Mark O'Regan**

This is the first report by a New Zealand President of the AIJA and marks an important stage in the contribution of New Zealand to the work of the Institute. New Zealand members have always played an important part in AIJA activities. This culminated in the agreement by the Ministry of Justice in New Zealand to contribute to the annual funding of the AIJA along with Australian Attorneys General in 2007 and changes to the AIJA Constitution to reflect the closer association between Australia and New Zealand. It is pleasing, also, that in March 2013, New Zealand will host the next Asia Pacific Courts Conference.

The focus of the Asia Pacific Courts Conference will be the Framework for Court Excellence. I would like to record my gratitude to Mr Laurie Glanfield AM, Deputy President of the AIJA, for his ongoing work in relation to the Framework and, in particular, the version of the original Framework document and a shorter version of it for which he has taken particular responsibility. The Framework is used or will be used in a number of jurisdictions, including New South Wales, Victoria, Queensland and New Zealand. It is also a source of reference and has been used in several overseas countries. The work of the International Consortium Partners, the Subordinate Courts of Singapore, the Federal Justice Center and the National Center for State Courts in the United States, as well as the World Bank, is gratefully acknowledged.

Work in relation to the Courts Chapter of the Report on Government Services continues. A meeting of the Working Group on the Courts Chapter chaired by Chief Justice Marilyn Warren AC, a member of the AIJA Council, took place on 25 October 2011 and included Mr Gary Banks AO, Chair of the Productivity Commission, Mr Lawrence McDonald, Secretariat for the Review of Government Service Provision and representatives of the Court Administrators' Working Group (CAWG). At that meeting, there was discussion regarding the report on the Courts Chapter prepared by the Working Group and, in particular, the existing indicators which might be revised. It was agreed that the recommendations made in the Report of the Working Group be referred to the CAWG. The CAWG has since met and has under consideration the recommendations made by the Working Group.

The AIJA, at the request of Chief Justice Wayne Martin AC of Western Australia has agreed to a closer association amongst judicial education bodies in the Asian region, namely, Australia, New Zealand, Malaysia and Singapore. Representatives of judicial education bodies are to meet in November 2012 to discuss matters of mutual interest.

As the Executive Director, Greg Reinhardt, noted in last year's report, Council has agreed to an association with the Australian Centre for Court and Justice System Innovation (ACCJSI).

An initial project being undertaken by the ACCJSI is a research project on pre-proceeding protocols. The ACCJSI is likely to carry out a number of research projects on behalf of the AIJA. Professor Tania Sourdin, who heads the ACCJSI, will provide a valuable resource for research, the AIJA has encountered difficulty in identifying a suitable researcher or researchers.

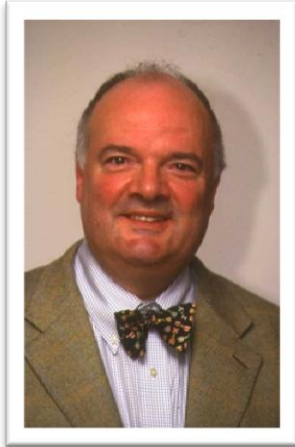
Elsewhere in this report will be found details of educational activities which have been conducted by the AIJA during the year. I extend my thanks to Dr Andrew Cannon AM, Convenor of the AIJA Education Committee, and members of that Committee for their work in relation to the educational activities of the Institute.

The Project and Research Committee has been particularly busy throughout the year and its work will culminate in the publication of a number of substantial reports in the latter part of 2012 or early 2013. Justice Michelle May is to be congratulated for her work as Convenor of the Project and Research Committee. I thank her and the members of the Committee.

The Communications Committee, now known as the AIJA Membership and Communications Committee, has been active throughout the year. I extend my thanks to Justice Robert Gotterson, its convenor, and the members of the Committee for their work. The Committee continues to work on strategies to promote membership of the AIJA as widely as possible.

I would like to express my thanks to the staff of the Secretariat for all of their work during the year and in particular to thank Professor Greg Reinhardt for his ongoing support and assistance.

*The Hon Justice Mark O'Regan  
President, AIJA*



## REPORT FROM THE EXECUTIVE DIRECTOR

### Professor Greg Reinhardt

The AIJA's educational and research activities are detailed elsewhere in the Annual Report. These have been many and varied. The AIJA Strategic Plan provides a focus for these activities and the Plan itself is constantly considered and reviewed by the Board of Management and Council.

The AIJA has identified the importance of the interaction between the administration of justice and social science in relation to several matters which are of concern to courts and tribunals. In that regard, conferences have been convened on Family Violence, Mental Health Issues and the Administration of Justice, Child Protection in Australia and New Zealand this year and Youth Justice in the second half of 2012. It is clear that social science has an important role to play in informing matters of concern to courts and tribunals and suggesting possible solutions. Such conferences are also of great benefit to government.

I was invited to speak at a Judicial and Legal Symposium in Doha, Qatar in early March on judicial education in Australia and to participate in the Qatar Law Forum in May.

The AIJA Award for Judicial Excellence was awarded to The Family Law Courts (Family Court of Australia and Federal Magistrates Court of Australia) Courts' Young Employees Advisory Group (YEAG) Initiative. The YEAG was formed to enable a younger generation of employees to bring a different perspective to issues and approaches in court administration. A date has yet to be fixed for formal presentation of the Award. Thanks are due to Ian Gzell and Gillian Braddock, who, with me, acted as jurors for the Award. Jane Reynolds was obliged to withdraw because of her position in the Family Court. The Award was presented to Mr Richard Foster on behalf of the Courts on 23 March 2012.

I continue to be involved in speaking engagements and to edit the *Journal of Judicial Administration*. There is some research which is initiated by the Institute which in fact has been published in that Journal and I commend it to members.

I extend my thanks to Ms Delwyn Gillan, Ms Kathy Jarrett, Ms Heather Sevald, Ms Mary Young for their work throughout the year. Mr Paul Bourke who joined the Secretariat in July 2010 as Assistant Director, left in April 2012.

*Professor Greg Reinhardt*  
*Executive Director, AIJA*

## **COUNCIL**

The AIJA is governed by its Council, which has 29 elected and appointed members. They are drawn from a broad spectrum across the field of judicial administration, including representatives of the judiciary (including the magistracy), tribunals, court administrators, the legal profession, academia and government service. In addition to attending four regular Council meetings each year, all Council members are expected to serve on at least one Committee. A list of Council members as at 30 June 2012 appears at the front of this report.

## **OVERSEAS REPRESENTATION ON COUNCIL**

As a reflection of the close ties between the Australian and New Zealand judiciaries, there is a permanent position on the AIJA Council set aside for a judicial representative from New Zealand, nominated by the Chief Justice of that country. That position is currently held by Justice Mark O'Regan.

Under a special provision in the AIJA Rules, Council has also granted observer status on Council to the Papua New Guinea judiciary, another country with which the Institute has close ties. The current PNG representative is Justice Gibbs Salika CSM OBE, Deputy Chief Justice of the Supreme Court of Papua New Guinea.

## **BOARD OF MANAGEMENT**

Supervision of the day-to-day management of the Institute is the responsibility of the AIJA Board of Management. The Board consists of the President and two Deputy Presidents, or the President Elect and Deputy President, together with the Convenors of the AIJA's three Standing Committees – the Education Committee, the Project and Research Committee and the Membership and Communications Committee. The Board can also co-opt other members of Council to serve on the Board.

As at 30 June 2012, the members of the Board of Management were Justice Mark O'Regan, AIJA President, Justice Michelle May, Deputy President and Convenor of the Project and Research Committee, Mr Laurie Glanfield AM, Deputy President, Dr Andrew Cannon AM, Convenor of the Education Committee, the Hon Justice Bob Gotterson, Convenor of the Membership and Communications Committee and Justice Robert Mazza.

## **LIFE MEMBERS**

The AIJA award of Life Membership is given to members or others in the judicial administration community who are judged to have made a significant contribution to the AIJA's work or to the administration of justice generally. This year Life Membership was awarded to Her Honour Senior Judge Mary Ann Yeats, District Court of Western Australia.

## **CONFERENCE AND SEMINAR PROGRAMS**

The AIJA's education program includes conferences, workshops, lectures and seminars designed for judges, magistrates, tribunal members, court administrators, lawyers and others with an interest in judicial administration. It includes regularly scheduled events and additional seminars and conferences on particular topics. The program is overseen by the AIJA's Education Committee, convened by Dr Andrew Cannon AM, Deputy Chief Magistrate, South Australia.

All AIJA education programs are conducted on a fee-paying basis, which requires registration fees to be set at a level that covers costs. The Institute also attempts to achieve a 20% profit on each education activity which is channelled to its Research Fund used to fund research into

judicial administration.

2011-2012 programs included:

**17<sup>th</sup> AIJA Oration in Judicial Administration - Vulnerable Witnesses in the Administration of Criminal Justice - Sydney, 7 September 2011**

The 2011 AIJA Oration was delivered by the Rt Hon the Lord Igor Judge, Lord Chief Justice of England and Wales the Oration was attended by 173 delegates.

*A link to the paper can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

**AIJA Criminal Justice in Australia and New Zealand - Issues and Challenges for Judicial Administration - Sydney, 8-9 September 2011**

The conference was attended by 156 delegates, topics discussed were:

- Perspectives on Sexual Offence Trials - A Prosecutorial Perspective on Sexual Offence Trials
- Managing Trials for Sexual Offences
- Challenges for the Jury System and a Fair Trial in the 21st Century
- The Criminal Jury and Law Reform
- Jurors: Disqualification for Bias
- New Justice Responses to Sexual Offences
- Legal Aid and Resourcing of Accused Persons - Life after Dietrich: Legal Defence and Legal Aid
- Making the Summing Up Clearer for Juries
- The Management of Long and Complex Counter Terrorism Trials: An Australian Prosecutor's Perspective
- Statistics, Damn Statistics, and Sentencing
- Integrating Victims into Criminal Proceedings
- Trial by Jury in Australian Military Law
- "Out of Mind, Out of Sight" - People with an acquired brain injury and the criminal justice system
- Re-thinking Incriminating Expert Evidence and the Adversarial Criminal Trial: New Interdisciplinary Insights and their Implications
- Fair Trial and Cameras in Court
- The Role of the Media
- Judge Alone Trials

*Papers/presentations can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

**AIJA Australasian Court Administrators' Conference - 'Australian Courts: Serving Democracy and its Publics' – Sydney, 6-7 October 2011**

The conference was attended by 137 delegates, topics discussed were:

- Innovation in Court Administration
- Successful Innovation and Reform Programs
- Building an Evidence Base Understanding of the Civil Justice System and the Needs of Clients
- Using Social Media to Promote Access to Justice
- Managing the Future
- Managing our most Valuable Resource
- Court Governance: The Challenge of Change



- Successful Innovation and Reform Programs
- Disaster Recovery for Court Operations

*Papers/presentations can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

**AIJA and National Judicial College of Australia Discovery Seminar – Melbourne, 23 March 2012**

The seminar was attended by 46 delegates, and was jointly convened with the National Judicial College of Australia. It was designed to discuss the report of the Australian Law Reform Commission on Managing Discovery. The topics discussed were:

- Managing Discovery
- Ensuring that the costs relating to and the time required for discovery of documents is proportionate to the matters in dispute
- Pre-action Procedures and Disclosure Obligations in the Family Court of Australia
- The formation of discovery plans and the content of such plans.
- The impact of technology on the discovery of documents.
- Judicial case management and training.

*Papers/presentations can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

**AIJA Public Information Officers' Conference – *Courts Interacting with the Public*, Brisbane, 30 March 2012**

The conference was attended by 41 delegates, topics discussed were:

- Social Media
- How Journalists get Access to Court Information
- Language Translations – Benefits, Pitfalls and Cost
- Community Engagement
- Access to Court Information
- Open Government Policy and Court Information - the new open government approach to Freedom of Information
- Reports on Developments in Jurisdictions

*Papers/presentations can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

**Critique of Civil Justice Reforms in England, Professor Dame Hazel Genn – Melbourne, 17 April 2012**

The lecture co-sponsored with the Australian Centre for Court and Justice System Innovation was attended by over 100 people.

The lecture focused on current civil justice policy in England and Wales and argued that, as a result of trends over the last fifteen years, the value of a public civil justice system is being challenged, while access to that system is being inhibited both by new procedural and funding measures.

Accompanied by a profound change in civil justice discourse, the relevant interdependent justice policy strands involve the promotion of mediation and the withdrawal of the State from civil disputes; the removal of legal aid from most non-criminal issues; and a reduction in resources for the courts.

### **The Tribunal of Tomorrow – Sydney, 7-8 June 2012**

- The conference was attended by 149 delegates, topics discussed were:
- ‘Social Media – Fad or Fundamental Change In Public Communication and Engagement?’
- Should Tribunals ‘Go Social’?
- Social Media in Tribunal Proceedings: Evidentiary and Case Management Challenges
- How Tablet and Other Technologies can be Used in Hearings
- Management of Voluminous and Complex Cases
- Impact of Australia’s Decision to Ratify the Un Convention on the Rights of Persons With Disabilities on the Legislation Governing, and the Practice of, Guardianship and Mental Health Tribunals in Australia
- The Australian Consumer Law and its Application by Tribunals
- Current Developments in the Law Affecting Tribunals
- Using Technology to Improve Access to Justice

*Papers/presentations can be found on the <[www.ajja.org.au/Conferences and Seminars](http://www.ajja.org.au/Conferences and Seminars)>*

### **Other Education Activities**

During the past year, the AIJA also contributed to a number of other education events run by other organisations including the National Judicial Orientation Program convened by the National Judicial College of Australia.

### **STRATEGIC PLAN AND PROJECT THEMES**

The AIJA Strategic Plan provides for the AIJA Council to set the themes that will direct the Institute's work. Council has approved a strategic plan for 2011-2013 which identifies several themes to guide the AIJA’s activities:

- ❖ Cost of litigation
- ❖ Procedure (including caseflow management):
  - civil
  - criminal
  - appellate
- ❖ Court performance and accountability
- ❖ Disadvantaged & self-represented litigants
- ❖ Alternative approaches to justice, including alternative dispute resolution and problem-solving justice
- ❖ The impact of technology on the justice system

Council reviews these themes on a regular basis to ensure that new or emerging issues are quickly accommodated.

### **RESEARCH**

The AIJA Project and Research Committee considers proposals for funding research projects from the AIJA Research Fund and makes recommendations to Council for approval of new projects. The Committee, convened by Justice Michelle May, has met regularly throughout the year. The Research Fund consists of profit earned on AIJA conferences and seminars.

Current research projects on hand or concluded during the year include:

- **Harmonisation of Court Rules**

In addition to the matters referred to in the 2011 report, the sub-committee of the Council of Chief Justices continues to monitor the harmonised rules adopted throughout Australia as the result of its work.

The sub-committee has had under consideration the possible harmonisation of rules in relation to originating process and service out of the jurisdiction.

The establishment of the sub-committee was the result of initial work undertaken by the Institute and it is represented on this sub-committee by its Executive Director, Greg Reinhardt.

- **Proportionality**

In December 2011, the AIJA published research on proportionality as it affects litigation in the area of family provision or testators' family maintenance. Professor Prue Vines, Law School, the University of New South Wales and colleagues from that University conducted this research published under the title "*Bleak House Revisited? Disproportionality in Family Provision Estate Litigation in New South Wales and Victoria*". The Institute acknowledges the assistance of the Hon Marilyn Warren AC, Chief Justice, Victoria and the Hon Justice Paddy Bergin, Chief Judge in Equity, New South Wales, in relation to the research carried out in their respective courts.

- **AIJA History Project**

A project to write a history of the AIJA is being undertaken by Dr James Waghorne, at the Australia Centre, the University of Melbourne.

An Advisory Committee chaired by the Hon Justice Susan Kenny, with Professor Stuart Macintyre AO, History Department, the University of Melbourne and the Hon Robert Nicholson AO, has met regularly to monitor progress.

Dr Waghorne has completed a draft structure of the history and a number of draft chapters have been submitted to the Committee for review. It is expected that the work will be published in the first half of 2013.

- **Courts and the Public**

The original Courts and the Public report was written by Professor Stephen Parker and published by the AIJA in 1998.

Dr Don Fleming of the University of Canberra has been commissioned by the AIJA to collate a series of papers on various subjects identified by a reference group relevant to Courts and the Public which will, incidentally, look at what has occurred in the area since Professor Parker's report. Almost all papers have been received. The report will include an important chapter by the Commonwealth Attorney General.

The report will be published in the first half of 2013.

- **Jurors and Expert Evidence**

The AIJA has previously published work on the reaction of judges and magistrates to expert evidence. Professor Ian Freckelton and Dr Jacqui Horan are involved in further work, supported by the AIJA with an Australian Research Council grant, which will look at the reaction of jurors and the practising profession to expert evidence. Most of the empirical research has been conducted and the research is likely to be published in the second half of 2013.

- **Accessibility of Programmes for Indigenous Offenders**

In November 2008 the AIJA Council gave in principle support to a proposal put forward through the Indigenous Justice Committee prepared by Chief Justice Brian Martin and Justice Stephen Kaye to examine the *Accessibility of Programmes for Indigenous Offenders*.

Dr Troy Allard, co-director, Justice Modelling at Griffith Key Centre for Ethics Law Justice and Governance completed the report. After review by the Project and Research Committee and the Council it was agreed that further work should be undertaken. Dr Adam Tomison, Director, Australian Institute of Criminology is currently engaged in this work. Some difficulty has been encountered in obtaining relevant information from correctional bodies. The scope of the work may need to be changed to deal with the research on a more jurisdiction to jurisdiction basis.

- **Research for a Glossary of Technology Terms for Use by Judicial Officers**

Professor Jill Slay and a team from the University of South Australia have continued with research work on this project which involves the production of a wiki-style website with a draft expected in the latter part of 2012.

- **Proposed Protocol in Relation to Interpreters and their work in Courts and Tribunals**

Professor Sandra Hale, University of New South Wales and formerly of the University of Western Sydney, was engaged to conduct research towards a protocol which will meet the needs and concerns both of courts and tribunals and those of interpreters. Many of these were the subject of discussion at the Interpreters conference in Fremantle in March 2009.

In June 2011 Professor Hale submitted her report entitled "*Interpreter Policies, Practices and Protocols in Australian Courts and Tribunals A National Survey*" released by the AIJA.

The AIJA has provided financial assistance to Professor Hale in relation to an Australian Review Council Linkage Grant in relation to "Interpreters in Court: Witness Credibility with Interpreted Testimony". Her research continues.

- **Investigating the Practices of Mediators at VCAT (the Victorian Civil and Administrative Tribunal)**

Ms Kathy Douglas, RMIT University and Ms Becky Batagol, Monash University proposed this project and AIJA Council approved a small grant for funding necessary research.

The project concerns the practice of mediators at the Victorian Civil and Administrative Tribunal (VCAT) and considers mediator perceptions of procedural justice and best practice in mediation.

The project has collected data from 16 mediators at VCAT and this data is currently being analysed.

In January 2012 the researchers reported that they had submitted an article on humour and mediation to the American journal, *Conflict Resolution Quarterly* and were drafting an article on lawyers and mediation for the *Monash University Law Review*. Future plans include a paper on mediators' view of models of mediation improvisation and mediation practice and a comparison of VCAT mediators' views of power with the views of a group of family mediators.

**Access to tax justice: How costs influence dispute resolution**

Research commissioned by the AIJA from Associate Professor Binh Tran-Nam and Professor Michael Walpole both of the School of Taxation, University of New South Wales is to be published in the August 2012 issue of the *Journal of Judicial Administration* 3-28.

- **Pre action protocols and obligations to attempt to resolve disputes before commencing civil proceedings**

Professor Tania Sourdin and the ACCJSI are conducting research into existing pre action requirements that exist within Australia and are evaluating three pre action protocol regimes.

The research will be published in January 2013

- **Queensland Public Interest Law Clearing House's Self Representation Service (QPILCH)**

This project is designed to review the operation and effectiveness of QPILCH's self-representation service for partially and fully self-represented litigants in the Queensland Supreme Court and Court of Appeal.

An article appeared in the *Journal of Judicial Administration* on the QPILCH Interest Law Clearing House which has given rise to further research expected to be completed in the first half of 2013. See Tony Woodyatt. - Allira Thompson and Elizabeth Pendlebury. – Queensland's Self-representation Services: A model for other Courts and Tribunals- (2011) 20 *Journal of Judicial Administration* 225-239. And see also Andrea de Smidt and Kate Dodgson - Unbundling our way to outcomes: QPILCH's Self Representation Service at QCAT, two years on (2012) 21 *Journal of Judicial Administration* 246-258

- **Twenty years of the Judicial Review Act 1991 (Qld)**

The researchers, Dr Peter Billings and Dr Anthony Cassimatis have been engaged to review that Act and like legislation in light of 20 years of operation.

Their report is expected in the first half of 2013.

- **Enhancing Public Confidence in Tribunal Independence**

The AIJA has approved financial assistance for this project which is jointly sponsored with the Council of Australasian Tribunals (COAT)

The research is to be undertaken by Professor Pamela O'Connor of Monash University. Her report is expected in the first half of 2013,

- **Judge Alone Trials**

Council has accepted a proposal for research by Dr Fiona Hanlon for research on Trial by Judge Alone.

Her report will be published in the first half of 2013.

## **MEMBERSHIP AND COMMUNICATIONS**

The AIJA Membership and Communications Committee was formed as a result of the strategic planning process in 2005. In May 2010 the AIJA Council conducted a planning day to review the activities of the Institute.

The Committee's terms of reference are to:

- Enhance the AIJA's profile in the Asia/Pacific region;
- Develop an international focus through liaison with international bodies sharing common objectives;
- Develop a closer working relationship with court administrators to encourage greater exchange of information and ideas;
- Develop a communications strategy for members and non-members to deliver information about the AIJA, its services and projects;
- Develop strategies to target member groups such as magistrates, court administrators, tribunal members and the legal profession;
- Develop a services strategy that makes effective use of technology and encourages non-members to join the AIJA; and
- Involve members in AIJA activities by:
  - seeking ideas for, or opinions about, AIJA projects;
  - forming interest groups; and
  - holding specific conferences and workshops.

The Committee is convened by AIJA Board and Council member Justice Robert Gotterson of the Court of Appeal, Queensland.

This Committee has been very active during its existence, developing a position statement on the AIJA's role, the revision of the AIJA's media protocol, the formulation of policy in relation to corporate membership, the upgrading of the AIJA website and the formulation of the AIJA Strategic Plan for 2012-2015. These documents are available on the AIJA website.

## **PUBLICATIONS**

Each year, the AIJA issues a number of publications. This year they included two published reports and an eBook from research projects and papers from conferences and seminars.

- A Special Court for Special Cases by Dr Tamara Walsh, The University of Queensland
- Bench Book for Children Giving Evidence in Australian Court. (eBook)
- *Bleak House Revisited?* Disproportionality in Family Provision Estate Litigation in New South Wales and Victoria by Professor Prue Vines.

## **JOURNAL OF JUDICIAL ADMINISTRATION**

Published by Thomson Reuters, the *Journal of Judicial Administration* (JJA) acts as a focus for the description, discussion and analysis of developments in the field of judicial administration. As editor of the journal, the Executive Director endeavours to include material which focuses on current issues in relation to the role and operation of the judicial system and related institutions. The JJA is now a refereed journal.

Information about recent publications, and general information about the Institute's work, is available on its website <[www.aija.org.au](http://www.aija.org.au)>.

### AIJA INFORMATION COLLECTION

The AIJA library contains a collection of materials relating to judicial administration from Australian sources, but supplemented by other jurisdictions: mainly the United States, the United Kingdom, New Zealand and Canada. Our Librarian, Mary Young, is happy to take reference inquiries from members and researchers.

### AIJA FUNDING AND ACCOUNTS

The AIJA receives the major part of its funding from contributions by all Australian Governments through the Standing Council on Law and Justice (SCLJ). This is supplemented significantly by the Institute's income from membership fees. The AIJA Research Fund is constituted by means of a 20% contribution levied on its education programs.

The Institute's accounts are now annually audited by Mr Henry Perlen of Agostinelli Perlen Chartered Accountants. Copies of the Annual Financial Statements are available on request.

### AIJA AND MONASH UNIVERSITY

The AIJA has an association arrangement with Monash University Law School which enables it to occupy premises on the ground floor of the Monash Law Chambers at its new premises at 555 Lonsdale Street, Melbourne. The arrangement provides the Institute with a range of services and the AIJA is grateful for the assistance provided to it by the university during the year. The Dean of the Law School, Professor Arie Freiberg AM, is a member of the AIJA Council.

### MEMBERSHIP

The Institute's membership as at 30 June 2012 was 781. The membership was made up as follows:

| MEMBERSHIP                   | By State/<br>Territory | MEMBERSHIP                | By Category |
|------------------------------|------------------------|---------------------------|-------------|
| New South Wales              | 182                    | Judges                    | 312         |
| Victoria                     | 182                    | Magistrates               | 69          |
| Queensland                   | 123                    | Tribunal Members          | 60          |
| South Australia              | 61                     | Court Administrators      | 34          |
| Western Australia            | 77                     | Legal Practitioners       | 95          |
| Tasmania                     | 32                     | Academics                 | 28          |
| Northern Territory           | 13                     | Librarians                | 15          |
| Australian Capital Territory | 31                     | Corporate                 | 75          |
| Overseas                     | 80                     | Others                    | 33          |
|                              |                        | Retired Judicial Officers | 42          |
|                              |                        | Gov't Officers            | 18          |
| <b>TOTAL</b>                 | <b>781</b>             | <b>TOTAL</b>              | <b>781</b>  |

**COMMUNICATION WITH THE AIJA**

The Institute welcomes and encourages inquiries about its work, about membership and judicial administration generally. Inquiries can be directed to:

The Executive Director, AIJA  
Ground floor, 555 Lonsdale Street,  
MELBOURNE VIC 3000  
Telephone: (03) 9600 1311, Facsimile: (03) 9606 0366  
Email: [gregory.reinhardt@monash.edu](mailto:gregory.reinhardt@monash.edu)

**WEBSITE**

The AIJA website is located at [www.aija.org.au](http://www.aija.org.au) and provides information about the Institute and its research and education programs.