

AUSTRALASIAN INSTITUTE OF JUDICIAL ADMINISTRATION

Child Protection in Australia and New Zealand – Issues and Challenges for Judicial Administration Conference

5-7 May 2011, Novotel, Brisbane

PROGRAM

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

THURSDAY 5 May			
7.30-9.00	Registration		
9.00-9.10	Welcome to Country , <i>Uncle Joe Kirk</i> , Queensland Introduction , <i>The Hon Patrick Keane</i> , Chief Justice, Federal Court of Australia, AIJA President		
9.10-10.00	KEYNOTE: <i>The Hon Judge Peggy Hora (Retired)</i> , former Judge, California Superior Court Chair: <i>Professor Greg Reinhardt</i> , Executive Director, AIJA		
	Lawson Room	Paterson Room	Kendall Room
10.00-10.45	Child protection, family group meetings and procedural fairness <i>Dr Tamara Walsh</i> , Senior Lecturer and Associate Professor <i>Heather Douglas</i> , TC Beirne School of Law, University of Queensland	Jurisdictional Issues in Child Protection <i>Mr Roderick Best PPT</i> , Acting Executive Director, Accountability and Review, Department of Human Services, NSW	The Nature of Child Sexual Abuse and Disclosures of Sexual abuse in the Children's Court <i>Dr Karen Sutherland</i> and <i>Mr George Habib</i> , Principal Practitioners, Child Protection, Department of Human Services Victoria
10.45-11.15	MORNING TEA		
11.15-12.00	Child Representation in Protective Proceedings <i>Ms Rachel Dart</i> , Solicitor in Charge - Care and Protection, Legal Aid NSW	Child Protection Matters: Developments in the Children's Court of Victoria and Queensland <i>Dr Rosemary Sheehan</i> , Monash University and Associate <i>Professor Clare Tilbury</i> , Griffith University	Lawful Correction or Child Abuse: clarifying the boundaries, sanctions and decision-making surrounding the physical discipline of children <i>Dr Renata Alexander</i> , Senior Lecturer, Faculty of Law, Monash University and <i>Dr Bernadette Saunders</i> , Senior Lecturer, Faculty of Medicine, Nursing and Health Sciences Monash University Presentation
12.00-12.45	Use and Misuse of attachment theory: implications for decision making in out of home care <i>Dr Sara McLean</i> , Australasian Centre for Child Protection, Hawke Research Institute, University of South Australia.	Promoting the rights and best interests of children and young people in care and protection proceedings in the ACT Children's Court- the significance of Public Advocacy <i>Ms Patricia Mackey</i> , Principal Advocate and <i>Ms Donnita Medway</i> , Senior Advocate, The Public Advocate of the ACT	Defining standards for medico-legal reports in forensic evaluation of suspicious childhood injury <i>Dr Catherine Skellern</i> , Specialist in Community Child Health, Child Advocacy Service, Royal Children's Hospital, Brisbane
12.45 -1.45	LUNCH		

	Lawson Room	Paterson Room	Kendall Room
1.45-2.30	Timeliness, established procedures and professionalism in child protection litigation- a legal practitioner's perspective <i>Ms Catherine Moynihan, Youth Advocate, Ms Belinda Wilkie, Lawyer and Mr Nigel Miller, Coordinator, Child Protection Unit, Legal Aid Queensland (LAQ). Ms Jen Glover, Lawyer, Logan Youth Legal Service</i>	The Suitability Panel of Victoria- Child Abuse and Out of Home Care <i>Mrs Carmel Morfuni, Inaugural Chairperson, Suitability Panel of Victoria</i>	Inflicted Traumatic Brain Injury in Children – Challenges to Detection and Prosecution <i>Mr Nick Rushworth, Executive Officer, Brain Injury Australia</i>
2.30-3.15	Dilemma of child representation: which model best promotes the interests of the child? <i>Magistrate Francis Zemljak, Children's Court of Victoria and Ms Judy Small, Director, Family Law Program, Victoria Legal Aid</i>	Child Protection Issues and Parenting Proceedings in the Federal Magistrates Court <i>Federal Magistrate Anne Demack, Federal Magistrates Court of Australia</i>	Educational outcomes of children in the care of the state: how do they compare? <i>Ms Nicole Hunter, Project Manager, Child and Youth Welfare Unit, Australian Institute of Health and Welfare</i>
3.15-3.45	AFTERNOON TEA		
3.45-4.30	Child Protection Practitioners and the Law: Toward a Shared Knowledge Base <i>Associate Professor Margarita Frederico, Head, and Ms Lynne McPherson, Lecturer, School of Social Work and Social Policy, La Trobe University</i>	Magistrates' Perspectives on the Child Protection (Family) Division of the Children's Court of Victoria <i>Professor Alan Borowski, School of Social Work and Social Policy, La Trobe University and Dr Rosemary Sheehan, Department of Social Work, Monash University</i>	A unique and integrated community and social response to protecting and supporting children and young people required to give evidence in the criminal courts of Queensland <i>Mr Nicholas Tucker, Chairperson, Protect All Children Today Inc. (PACT) and Ms Jo Bryant, Chief Executive Officer, Protect All Children Today Inc. (PACT)</i>
4.30-5.15	Disclosure Vs Privacy when harm is <i>not</i> imminent – the South Australian Experience <i>Mr Mike Ahern, Managing Solicitor, Crown Solicitor's Office and Ms Donna Mayhew, Principal Advisor, Office of the Guardian for Children and Young People</i>	Jurisdictional Issues in Child Protection: Moving towards a unified system of Child Protection <i>Ms Julie Jackson, Solicitor in Charge, Family Court Services and Children's Court (Protection) Services, Legal Aid WA</i>	Child representation in protective proceedings in NSW <i>Ms Nicola Ross, Newcastle Law School, University of Newcastle</i>
7.00-10.30	CONFERENCE DINNER – Lawson Ballroom, Novotel Hotel		
FRIDAY 6 May			
9.00-10.00	Lawson Room The Victorian Law Reform Commission report on 'Protection Applications in the Children's Court' Plenary Speaker: <i>Professor Neil Rees, Chairperson, Victorian Law Reform Commission</i> Chair: <i>Dr Renata Alexander, Senior Lecturer, Faculty of Law, Monash University</i>		

	Lawson Room	Paterson Room	Kendall Room
10.00-10.45	<p>Innovations in Dispute Resolution for Child Protection across three States: An Interactive Q & A Forum Part 1</p> <p>Enacting a cultural shift: encouraging the greater use of ADR in care and protection proceedings in the New South Wales Children's Court</p> <p><i>Ms Kylie Beckhouse</i>, Director - Family Law, Legal Aid NSW, <i>Ms Natasha Mann</i>, Director, Alternative Dispute Resolution Directorate and Community Justice Centres, New South Wales Department of Justice and Attorney General and <i>Ms Nicola Callander</i>, Senior Children's Registrar, NSW Children's Court</p> <p>Moving forward Together: Innovations in ADR in the Victorian Context</p> <p><i>Magistrate Francis Zemljak</i>, Children's Court of Victoria, <i>Mr Walter Ibbs</i>, Acting ADR Manager, Victoria Legal Aid, <i>Ms Mary Kyrios</i>, Principal Policy Analyst, Department of Human Services, Victoria and <i>Ms Sue Higgs</i>, Manager, Conferences, Children's Court of Victoria</p>	<p>Child Protection and Family Law . . . Joining the dots</p> <p><i>Dr Daryl J Higgins</i>, Acting Deputy Director (Research), Australian Institute of Family Studies and <i>Dr Rae Kaspiew</i>, Senior Research Fellow, Australian Institute of Family Studies</p>	<p>PANEL DISCUSSION- Chair, <i>Ms Kate McGuinness</i></p> <p>Learning by doing: Evaluating the Family Group Conferencing Pilot for Aboriginal Children in Alice Springs</p> <p><i>Associate Professor Fiona Arney</i> and <i>Ms Kate McGuinness</i>, Research Fellow and Child Protection Research Program, Menzies School of Health</p> <p>WETYEKA KETYEYKA NGKETYA: Hearing Children's voices</p> <p><i>Mrs Deborah Noll</i>, Senior Family Lawyer, Central Australian Aboriginal Legal Aid Service</p>
10.45-11.15	MORNING TEA		
11.15-12.00	<p>Innovations in Dispute Resolution for Child Protection across three States: An Interactive Q & A Forum Part 2</p> <p>ADR in Child Protection Matters</p> <p><i>Ms Julie Jackson</i>, Solicitor in Charge, Family Court Services and Children's Court (Protection) Services, <i>Dr Jill Howieson</i> Evaluator, Signs of Safety Mediation Pilot, Western Australia, <i>Ms Kylie Noakes</i>, Senior Practice Development Officer and <i>Mr Bill Currie</i>, Senior Lawyer, Department for Child Protection, Western Australia</p>	<p>Child Protection, children and mothers on methadone: results from a NSW study</p> <p><i>Dr Stephanie Taplin</i>, Research Fellow, National Drug and Alcohol Centre, University of New South Wales</p>	<p>Panel discussion continued</p> <p>A model for Mediation Conferences for Aboriginal Child Protection Matters in the NT</p> <p><i>Ms Elizabeth Flynn</i>, Senior Project Officer, Northern Territory Department of Children and Families, <i>Ms Maureen Abbott</i>, Aboriginal Convenor, Community Justice Centre, Alice Springs and <i>Ms Bess Price</i>, Child Protection Research Program Menzies School of Health Research, Northern Territory</p>
12.00-12.45	<p>Issues regarding child protection in juvenile justice matters and children's perceptions</p> <p><i>Associate Professor Judy Cashmore AO</i>, Law School, University of Sydney</p>	<p>Family violence and Child abuse cases under the Family Law Act 1975</p> <p><i>Dr Renata Alexander</i>, Senior Lecturer, Faculty of Law, Monash University</p>	<p>Indigenous Issues in Child Protection</p> <p><i>Mr Roderick Best PPT</i>, Acting Executive Director, Accountability and Review, Department of Human Services, NSW</p>
12.45-1.45	<p>LUNCH</p> <p>1.00 – 1.35 - Lunch time presentation,</p> <p>Safe from the Start Program</p> <p><i>Ms Nell Kuilenburg</i>, Development and Research Manager, Salvation Army, Tasmania</p>		
1.45-2.30	<p>Family Care Meetings - early intervention using the ADR model in child protection matters</p> <p><i>Ms Marianne Richards</i>, South Australian Conferencing Unit, Care and Protection Unit</p>	<p>Contrasting children's participation in Family Law and Child Protection Proceedings</p> <p><i>Ms Nicola Ross</i>, Lecturer, Newcastle Law School, University of Newcastle</p>	<p>Decision making in child protection involving indigenous children – a case study</p> <p><i>Mr Ron Joachim</i>, Member, Queensland Civil and Administrative Tribunal</p>

	Lawson Room	Paterson Room	Kendall Room
2.30-3.15	Improving outcomes in child sexual assault trials <i>Professor Jane Goodman-Delahunty</i> , Australian Graduate School of Policing and School of Psychology, Charles Sturt University, <i>Dr Anne Cossins</i> , University of New South Wales and <i>Ms Kate O'Brien</i> , Doctoral Candidate, Monash University Presentation	Collaborative Practice – The Family Court of Western Australia and the Department for Child Protection working together to achieve better outcomes for children <i>Magistrate Gail Sutherland</i> , PPT, <i>Ms Kelly Colledge</i> , Manager, Family Court Counselling and Consultancy Service, Family Court of Western Australia and <i>Michele Cohen</i> , Senior Practice Development Officer, Department for Child Protection, Western Australia	Child Safety and Protection in Indigenous Communities <i>Dr Daryl Higgins</i> , Acting Deputy Director (Research), Australian Institute of Family Studies
3.15-3.45	AFTERNOON TEA		
3.45-4.30	Pragmatic imbalances: Australian lesbian and gay foster carers and the current legal context <i>Dr Damien Riggs</i> , Lecturer, Department of Social Work and Social Policy, Flinders University	Family Responsibilities Commission: Child Safety in the context of the Commission <i>Commissioner David Glasgow</i> , Family Responsibilities Commission and <i>Ms Tammy Sovenyhazi</i> , Registrar, Family Responsibilities Commission, Queensland	The Assessment of Parenting Capacity in Aboriginal Families; Some considerations for clinical and judicial decision making <i>Mr Stephen Ralph</i> , Forensic Psychologist, Northern Territory
4.30-5.15	Panel Discussion- Achieving a Greater Integration between Courts administering Commonwealth and State jurisdictions <i>Commissioner David Glasgow</i> , <i>Ms Toni Pirani</i> , Assistant Secretary, Family Law Branch, Attorney-General's Department, <i>Federal Magistrate Anne Demack</i> , Federal Magistrates Court of Australia, <i>Magistrate Gail Sutherland</i> , Family Court of Western Australia		
SATURDAY 7 May			
9.00–10.00	Ensuring the rights of Children are adequately protected within the Federal State and Territory legal systems Plenary Speaker: <i>The Hon Justice Jan Stevenson</i> , Family Court of Australia Chair: <i>The Hon Justice Victoria Bennett</i> , Family Court of Australia		
10.00-10.45	Therapeutic Treatment Orders in Victoria <i>Ms Trish McCluskey</i> , Chairperson, Therapeutic Treatment Board (TTTB), <i>Dr Karen Sutherland</i> , Principal Practitioner, Department of Human Services (DHS) and <i>Ms Lisa Rodda</i> , Executive Officer, TTTB and Child Protection, DHS, Victoria Presentation	Child Protection – An Intercultural and human rights approach <i>Ms Maria Dimopoulos</i> , Director, MyriaD Consultants and the Australian Human Rights Commission	The Effectiveness of Community-Based Treatment in Reducing the Reoffending Rates of Adult Intra-familial Child Sex Offenders <i>Ms Louise Butler</i> and <i>Professor Jane Goodman-Delahunty</i> , Australian Graduate School of Policing and School of Psychology, Charles Sturt University
10.45-11.15	MORNING TEA		
11.15-12.00	A Therapeutic model of residential care for adolescents exhibiting sexually abusive behaviours: New considerations regarding a long standing issue <i>Dr Russell Pratt</i> , Office of the Principal Practitioner, Children, Youth and Families, Department of Human Services, Victoria	Better get a lawyer, son: The role of lawyers in child protection matters <i>Dr Becky Batagol</i> , Lecturer, Faculty of Law, Monash University	PANEL DISCUSSION The Hague Child Protection Convention <i>The Hon Justice Victoria Bennett</i> , Family Court of Australia The United Nations Convention on the Rights of the Child: Children's best interests in child protection proceedings <i>Ms Briony Horsfall</i> , PhD candidate, Swinburne University Trumped Rights? - Challenges in creating a practical hierarchy of children's rights in accordance with the UN Convention on the Rights of the Child <i>Ms Alison Christou</i> , Research Scholar, TC Beirne School of Law, University of Queensland
12.00-12.45	Impact and Treatment of young people who have displayed sexually abusive behaviours in a residential care setting; Therapeutic care in residential units, residential care versus home based care <i>Mr Damien Gafforini</i> , Counsellor, Sexual Abuse Counselling and Prevention Program, Children's Protection Society		Chair: Ms Alison Christou
12.45	Conference Close		