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## Visit by The Hon Justice Michael Kirby

**The Hon Justice Michael Kirby AC CMG** visited the University of Wollongong on 18 September and presented a public lecture on 'The High Court of Australia – The Most Common Questions'. Ahead of his retirement from the High Court of Australia in early 2009, after 13 years of service, Justice Kirby addressed a diverse range of frequently asked questions about the High Court of Australia including: The most surreal moments? Television in the High Court? Incongruous perceptions? Humour in the Court? The background of the Justices? Why the decline in the number of appeals? Is public speaking prudent or dangerous? Feuds between the Justices? The role of associates / clerks?

Justice Kirby also spoke of the high esteem in which he holds the UOW Faculty of Law, making special mention of two UOW graduates who served as his Associate: Elisa Arcioni (BA/LLB, 2001), currently a Lecturer, UOW Faculty of Law) and James Goudkamp (BSc/LLB 2003), currently a Lecturer in Law at St Hilda's College, Oxford and a doctoral candidate at Magdalen College, Oxford, and Visiting Fellow, UOW Faculty of Law).

The lecture theatre was full to overflowing, and afterwards Justice Kirby stayed on to meet staff and students, and sign autographs. It was a wonderful occasion for the staff and students of the Faculty of Law and the wider UOW community.

A podcast of Justice Kirby's lecture is accessible via the Faculty of Law homepage: [www.uow.edu.au/law](http://www.uow.edu.au/law)

## Senior Academic Staff Appointment

**Andrew Goldsmith** has been appointed Professor and Executive Director of the Faculty of Law's Centre for Transnational Crime Prevention. Professor Goldsmith has formal

qualifications in both law and criminology, and is currently Professor of Law and Criminal Justice at Flinders University. He has an international reputation for research on transnational crime and policing, and is highly regarded as a legal educator. We are fortunate to have an academic of Professor Goldsmith's calibre joining the staff of CTCP and the Faculty of Law. Professor Goldsmith will take up his appointment in January 2009.

## Summer Visiting Fellowship Scheme

The Faculty of Law has introduced a new scheme to bring scholars of international standing to the University of Wollongong to participate in our summer session teaching program. The recipients for 2008/2009 are:

- **Carl Stychin**, Professor of Law and Social Theory, School of Law, University of Reading, will teach *The Regulation of the Sexual Citizen* (1-4 December 2008)
- **Steven Greer**, Professor of Human Rights, School of Law, Bristol University, will teach *Human Rights in Law, Politics & Society* (15-18 December 2008)

They will be joined by two UOW alumni:

- **James Goudkamp** (BSc/LLB 2003), Law Lecturer, St Hilda's College, University of Oxford & Visiting Fellow, UOW Faculty of Law, will teach *Philosophy of Tort Law* (7, 8, 14, 15 January 2009)
- **Ashley Tsacalos** (BCom/LLB 1999), Partner, Deacons & Honorary Senior Fellow, UOW Faculty of Law, will teach *Insurance Law* (10, 12, 17, 19 January 2009)

Further details at: [www.uow.edu.au/content/groups/public/@web/@law/documents/web/uow048667.pdf](http://www.uow.edu.au/content/groups/public/@web/@law/documents/web/uow048667.pdf)

## Staff Grants, Awards and Achievements

**Adam Dolnik** was awarded a Highly Commended Certificate under the Vice-Chancellor's Research Excellence Awards for Emerging Researchers in recognition of the important contributions he has made to his research discipline. Since his appointment, a period of less than two years, his research performance has been outstanding. Dr Dolnik's commitment to research outcomes derives from his sole and unambiguous focus on enhancing the understanding and interpretation of the dynamics of terrorism.

**Warwick Gullett** has been nominated as an 'expert of international standing' by the Australian Research Council's College of Experts and has been appointed Editor of the refereed journal *Maritime Studies*.

**Dan Howard** SC, Director of the CTCP's National Prosecutions Program, has been awarded a Churchill Fellowship for 2008, to study the forensic mental health systems in the United States and Canada. Dan will travel next June/July to California, Washington DC, British Columbia and Ontario and hopes to gain insights into ways to improve the processing of forensic mental health cases through the courts (on issues such as fitness for trial and acquittal on the grounds

of mental illness), the improvement of release procedures, the assessment of dangerousness, and community care for these persons, and to streamline procedures across jurisdictions within a federation by promoting uniformity of procedures.

**Andrew Kelly** has been appointed as a member of the Editorial Board for the *International Journal of Law in the Built Environment*. Published by the Research Institute for the Built and Human Environment at the University of Salford, UK, this new refereed journal covers extensive but connected areas, such as planning law, environmental law and housing law.

**Debbie Langton** has been awarded a \$10,000 UOW Community Engagement Grant for a project on 'Young people and the impact of government fines' to be carried out in collaboration with Sharon Callaghan at the Illawarra Legal Centre. Further details in Community Engagement News (below).

## Student News

**Adam Booker** (BA/LLB student) has been awarded a **TressCox Scholarship** for 2008. The TressCox scholarship offers an award of \$2000 to students in their penultimate year of university who, because of either financial disadvantage or personal circumstances, are finding it difficult to continue their studies in law. By awarding scholarships to promising students, TressCox assists those who may otherwise be denied the opportunity to pursue a legal career. The scholarship is awarded on the basis of academic merit, financial disadvantage and personal circumstances. Scholarship winners are also interviewed for a position in the TressCox summer and winter clerkship programs. The scholarship offers a rare opportunity to students who may have been denied the opportunity to make university their main priority through circumstances beyond their control.

**Lily Jade Frencham** (BCM/LLB student) is one of two UOW students, and of one eight students nationally, to be selected to participate in the **Uni Capitol Internship Programme** in January 2009. Lily will spend two months in Washington DC, USA, working as an intern assigned to a congressional office. She is looking forward to being in Washington for the inauguration of the next President of the USA. Further info can be found through the link: <http://www.uow.edu.au/content/groups/public/@web/@unia/documents/doc/uow043180.pdf>

**Kate Vaughan** (LLB student) recently completed a winter 2008 **Aurora Project Native Title Internship**. The Aurora Project coordinates student internships, primarily with native title representative bodies throughout Australia. During her internship Kate assisted three highly regarded barristers who practice in native title law. Kate assisted the barristers by carrying out research, attending court and preparing briefs and drafting affidavits for court. For more information on the Aurora Project go to: [www.auroraproject.com.au](http://www.auroraproject.com.au).

Four UOW law students **Mimi Su** (BCom/LLB), **Anna Zhou** (BCom/LLB), **Ryan Gould** (BCom/LLB) and **Jonathon Lowe** (BCA/LLB), recently represented the Faculty of Law in the **2008 Shine Lawyers Torts Moot** hosted at the QUT Law School in Brisbane. The team worked hard over the winter break, preparing submissions and practicing their mooting skills in readiness for the competition which included teams from 10 Australian law schools. The students enjoyed the experience and we are very proud of the way they performed representing UOW.

This year the University of Wollongong participated for the first time in the **Lucy Mentoring Program** – a program developed by the Minister for Women and supported through the Office for Women, NSW Department of Premier and Cabinet. Seven UOW law students completed the program: **Stacey Andrews, Kathleen Cliff, Phillipa Manning, Jodie Magee, Julijana Markoska, Erin Piatek, and Melissa Vine.**

Each student completed a minimum of 35 hours with their mentor in a work-based environment. The primary purpose of the program is to equip young women with the advice, networks and experience they need to take on leadership and senior positions in the private and public sector.

Special thanks to the women who served as mentors: **Kate Eastman**, St James Hall Chambers; **Elizabeth Espinosa**, Sutherland Shire Council; **Leonie Lockart**, Marriott Oliver Solicitors; **Anna Masi**, Hansons Lawyers; **Angela Melouney**, NSW Legal Aid; **Anne Mowbray**, Verekers Lawyers; and **Angela Taylor**, University of Wollongong.

The UOW program was co-ordinated by Careers Counsellor, Robyn Gleeson, and Workplace Learning Co-ordinator, Sue Rejske.

## Alumni News

### Launch of *Where a UOW Law Degree Can Take You*

On 30 July five alumni of our LLB program returned to UOW to help launch our new publication – *Where a UOW Law Degree Can Take You*. Current and prospective law students heard first hand about the post-graduation careers of:

- **Serena Armstrong** (BCA/LLB 2002), Legal Officer with the Arts Law Centre of Australia
- **Tim Castle** (BA/LLB 1995), Partner with Gilbert & Tobin in Sydney
- **Ian Farrell** (LLB 1995), Assistant Professor with the School of Law, University of Texas
- **Lindel House** (BCom/LLB 2003), Lawyer with UBS Investment Bank
- **Michael Mantei** (LLB 2001), Partner with Kells the Lawyers in Wollongong

These five successful UOW law graduates are among the 30+ Faculty of Law alumni featured in *Where a UOW Law Degree Can Take You*, which aims to highlight the diverse range of career options that are available to UOW law graduates – in private practice, government, banking and finance, the corporate sector, the community/public interest sector and universities.

For more grad stories, go to <http://www.uow.edu.au/law/> and click on the link 'Where a UOW Degree Can Take You'.

### Other Alumni Updates

- In July 2008 global law firm Baker & McKenzie announced the appointment of **David Jones** (BSc/LLB 1998) as Partner, Commercial Real Estate; and **Rita Chowdhury** (LLB 1997) as Special Counsel, Employment – both in the Sydney office.

- **Marcel Gordon** (BCompSci/LLB 2006) was recently awarded a Master of Laws with first class honours from the University of Cambridge.
- **Jenna Macnab** (BA/LLB (Hons) 1995) is Senior Legal Officer in the NSW Department of Ageing, Disability and Home Care. While on secondment to the Diversity Services Unit of the NSW Attorney General's Department, she was the author of the *Capacity Toolkit*, which was launched earlier this year. The *Capacity Toolkit* is available online at: [www.lawlink.nsw.gov.au/diversityservices](http://www.lawlink.nsw.gov.au/diversityservices) Jenna was nominated by the Director-General of the Attorney General's Department for the 2008 Excellence in Government Legal Service Award.
- **Ben Roxborough** (BSc/LLB 2002) recently moved to the USA to take up an International Research Fellowship at Santa Clara University in Silicon Valley. He will be working on an international research project comparing Australian, US, Chinese and Indian patent laws. Prior to his departure he worked at the Federal Court of Australia in Melbourne as Associate to Justice Sundberg.

## Community Engagement News

### UniConnections Law Workshop

On 28 August the Faculty of Law held a workshop for high school students as part of UOW's UniConnections program. UniConnections aims to encourage students from high schools that are educationally disadvantaged – either through their location or socio-economic factors – to consider University as a viable option for them. 28 Year 10 and Year 11 students from high schools in the Illawarra and the Shoalhaven attended the workshop. They were given the opportunity to ask questions of current law students who came from their areas, observe a sample lecture, and participate in an interactive seminar discussion of a topical contract law dispute (the Sonny Bill Williams/NRL case). Special thanks to the current UOW students who made themselves available to share their experiences with the high school students attending the workshop: Michael Butler, Anthony Connor, Chadi Farah, Dalia Ismaiel, Kathleen Lawler and Eloise Young.

### Community Research Project on Government Fines and Youth in the Illawarra

As noted above, **Debbie Langton** will use a grant from the UOW Community Engagement Grant scheme to undertake a study of the impact of government fines on young people, with project partner, Sharon Callaghan from the Illawarra Legal Centre. The project was identified through the work that the Illawarra Legal Centre does coordinating the Children's Court Assistance Scheme at Port Kembla Local Court which raised concerns about the high number of youths leaving court with government fines (particularly transit fines). The research aims to create preventative information that will reduce the incidence of fines and also consider alternatives for government in dealing with these offences. UOW law students will be given the opportunity to participate in the research project in fulfilment of placement requirements. This project represents a further step in the development of a strong productive relationship between the Faculty of Law and the Illawarra Legal Centre.

### Tristan Jepson Memorial Lecture

On 18 September **Professor Luke McNamara** attended the Tristan Jepson Memorial Lecture at Blake Dawson, Sydney. The lecture, titled 'Lawyers are Human Too', was presented by Professor Ian Hickie from the Brain and Mind Institute, University of Sydney, Professor Hickie reported on the findings of a study of depression and mental health among lawyers and law students. After the lecture, Professor McNamara participated in a panel discussion on the topic

along with the deans of the USyd, UNSW and UTS law schools. The panel was chaired by Anna Katzman SC, President of the NSW Bar Association.

For further details: [www.unsw.edu.au/news/pad/articles/2008/sep/Jepson\\_release.html](http://www.unsw.edu.au/news/pad/articles/2008/sep/Jepson_release.html)

## Grant News

**The Australian National Centre for Ocean Resources and Security (ANCORS)** has won a major four-year, \$1.5 million Nationally Competitive Research Grant to investigate Indonesian marine fisheries. The project is funded by the **Australian Centre for International Agricultural Research (ACIAR)** and the research team will be led by Associate Professor Ron West, a leading Australian fisheries scientist and includes Professor Martin Tsamenyi and Dr Mary Ann Palma, experts in ocean law and policy. The CSIRO (Marine and Atmospheric Research) and the Indonesian Ministry for Marine Affairs and Fisheries (MMAF) will be collaborators in the research.

The UOW Centre for **Canadian-Australian Studies**, in conjunction with the Faculty of Law, has been awarded a \$10,000 grant under the **Government of Canada's Student Mobility Support Program**, for a project on 'Mobilising Law and Litigation to Protect Human Rights in Australia: Learning from Canada's Experience with the Charter of Rights and Freedoms'. The grant will support two University of Wollongong LLB students to complete a study abroad semester at the University of Alberta in 2009, including an internship at the Faculty of Law's Centre for Constitutional Studies.

**Clive Schofield, Robin Warner (ANCORS) and Warwick Gullett** have been awarded \$8,800 from the UOW University Internationalisation Committee's **International Links Grant Scheme** for a project entitled 'Arctic Oceans Governance Challenges: Implications for Australia and the Asia-Pacific'. The project will support and enhance research links between ANCORS and oceans policy research centres in the UK, including fostering collaborative research on emerging oceans governance challenges in the Arctic. The project links with researchers at the Smith School of Enterprise and Environment at the University of Oxford, the Institute of Maritime Law at the University of Southampton, and the Scottish Association for Marine Science.

## Selected Recent Lectures and Conference Presentations

**Christoph Antons**, 'Selected issues of intellectual property enforcement in ASEAN countries', 9<sup>th</sup> European Intellectual Property Institute Network (EIPIN) Symposium on *Criminal Enforcement*, Cumberland Lodge, Windsor, 19 April.

**Adam Dolnik**, 'What Makes a Terrorist', Lowy Institute for International Policy, 27 August.

**Ruth Davis**, 'Law Enforcement in Antarctic Maritime Areas: Recent Australian Experience', Law of the Sea Group, Faculty of Law, Tromso University, Norway, 20-24 August..

**Nadir Hosen**, 'Shari'a and Legal Pluralism in Indonesia' at *Studying Islam in Southeast Asia: state of the art and new approaches*, a workshop organised by The Australia-Netherlands



Research Collaboration (ANRC), in co-operation with the International Institute for the Study of Islam in the Modern World (ISIM), Leiden University, 5-11 July.

**Andrew Kelly**, 'Management Plans and State of Environment Reports: Problems and Potential for Biodiversity Conservation', *Building Resilience: CIB W89 International Conference on Building Education and Research*, Sri Lanka, 10-15 February.

**Mark Loves** 'Project Pandora: The use of multi media technologies to assist International students better understand principles of academic literacy and plagiarism', *Academic Literacy Conference/Workshop*, University of Melbourne, 29 August.

**Doug MacKinnon** was a principal participant at a Symposium on Transnational Crime, Qinghai Province Public Security Bureau, Xining, 18-19 September

**Rick Mohr**, 'The Year the Enlightenment Ended: The Uses of Argument and La Nouvelle Rhétorique 1958 - 2008', *International Roundtable for the Semiotics of Law*, Boulogne-sur-Mer (France) 1-4 July.

**Peter Ridgway**, 'The Power to Pardon', *Fiji Law Society Annual Conference*, 24-28 June.

**Greg Rose** presented a paper and chaired a panel at an international workshop entitled 'State Conflicts with Non-State Actors: Reconceptualising Duties and Liabilities' as part of *ICT's 8<sup>th</sup> Annual International Counterterrorism Conference*, Israel, 10 September.

**Clive Schofield** attended the 'World Oceans in Globalization conference' at the Fridjthof Nansen Institute in Oslo as an expert commentator on the Extended Continental Shelf Panel, presenting a 'current developments' paper, 16-25 August.

**Cassandra Sharp**, 'Will the 'real' justice please stand up? How Australian public perception of justice is transformed through stories', *11<sup>th</sup> Annual Conference for the US Association for the Study of Law, Culture and Humanities*, University of California, Berkeley, 28 March.

**Sheikh Solaiman** 'Laws Whitening Black Money by Investment: A Socio-Legal Appraisal of Their Implications' presented at the *Joint Annual Meetings of the Law and Society Association and Canadian Law and Society Association*, Montreal, 29 May – 1 June 2008, Montreal

## Selected Recent Staff Publications

**Christoph Antons** 'Copyright Law Reform and the Information Society in Indonesia'. In B. Fitzgerald, F. Gao, D. O'Brien & S. Shi (Eds.), *Copyright law, digital content and the Internet in the Asia-Pacific* (Sydney: Sydney University Press, 2008)

**Ruth Davis**, 'Federal Court Declares Japanese Whaling Illegal in Australian Waters: Humane Society International Inc v Kyodo Senpaku Kaisha Ltd [2008] FCA 3' (2008) 159 *Maritime Studies* 21-23

**Adam Dolnik**, 'Jemaah Islamiyah and the threat of chemical and biological weapons terrorism'. In R. D. Howard & J. J. Forest (Eds.), *Weapons of Mass Destruction and Terrorism* (pp. 280-294). Guilford, USA: McGraw-Hill. (2008)

**Warwick Gullett**, *Fisheries Law in Australia* (LexisNexis Butterworths, 2008)

**Clive Harfield**, Allyson MacVean, John Grieve, & Sir David Phillips (eds), *Handbook of Intelligent Policing: Consilience, Crime Control and Community Safety* (Oxford University Press, 2008)

**Nadir Hosen** 'Online Fatwa in Indonesia: From Fatwa Shopping to Googling a Kiai' in G Fealy & S White (eds), *Expressing Islam: Religious Life and Politics in Indonesia* (Institute of Southeast Asian Studies, Singapore, 2008)

**Jakkrit Kuanpoth** 'Intellectual Property Protection after TRIPS: An Asian Experience' in J Malbon & C Lawson (eds), *Interpreting and Implementing the TRIPS Agreement* (Edward Elgar, 2008)

**Mark Loves** 'The risk intelligence conundrum and its impact on governance in K. Michael & M. G. Michael (Eds.), *Australia and the New Technologies: Evidence based Policy in Public Administration* (Wollongong: University of Wollongong Press, 2008)

**Kay Maxwell** 'Wills and Estates' in G I Monahan & L Young (eds), *Children and the Law in Australia* (Lexis Nexis, 2008)

**Chris Rahman** *The Global Maritime Partnership Initiative: Implications for the Royal Australian Navy*. (Canberra: Sea Power Centre – Australia, 2008)

**Gregory Rose** 'Australian Approaches to International Environmental Law during the Howard Years', *Australian Yearbook of International Law* (forthcoming, 2008)

**Donna Spears** 'The Criminal Justice System and the Rule of Law' (2008) 84 *Precedent* 18

**Robin Warner** 'Protecting the Diversity of the Depths: Environmental Regulation of Bioprospecting and Marine Scientific Research Beyond National Jurisdiction' (2008) 22 *Ocean Yearbook* 411

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