



**Criminal Lawyers Association of the Northern Territory (CLANT)**

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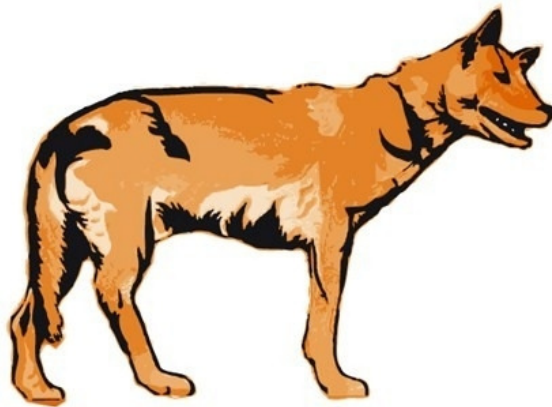
**Fourteenth Biennial Conference**

Saturday 22 to Friday 28 June 2013

Bali Hyatt Hotel, Sanur Beach

Bali

**VICTIMS OF THE SYSTEM  
PROGRAM**



## SATURDAY 22 JUNE

2:00pm-3:00pm **Registration** – Bali Hyatt at Rinjani Conference Room

## 6:00pm WELCOME AND COCKTAIL PARTY

Bali Hyatt on the lawn in front of Rinjani Hall



## MONDAY 24 JUNE

*Morning session chaired by Russell Goldflam*

8:00am to

8:45am **Late registration**

9:00am **Welcome and acknowledgement** by Russell Goldflam, President of CLANT

9:15am **Conference opening** by the Attorney General of the NT, John Elferink

9:30am **Keynote address – “Victims of the System: a view from the Bench”**

Trevor Riley CJ, NT Supreme Court

*10:15am morning tea*

10:45am **Keynote address – Melinda Taylor**, International Criminal Court, The Hague

11:30am **“NT – Last Frontier of a Penal Colony: Everything you always wanted to know about blackfella incarceration in the NT but were afraid to ask”** Greg Smith SM (NT)

*12:00pm lunch*

1:30pm **“The Wrong Direction: A case study and anatomy of successful Australia criminal appeals”**

Sydney Tilmouth DCJ (SA)

### Sub-theme 1: WOMEN AS VICTIMS

2:00pm **“Unnecessary suffering – Violence against Aboriginal Women in the Northern Territory: A discussion of contemporary issues and possible ways forward”**

Jenny Blokland J (NT Supreme Court)

2:30pm Sarah Huggett DCJ (NSW)

*3:00pm afternoon tea*

3:30pm **“The Commonwealth’s practical responses to supporting victims of human trafficking participating in the Australian criminal justice system”**

Megan Voller (Commonwealth Director of Public Prosecutions, NT)

4:00pm **“I want to drop those charges’ Aboriginal Women as victims of family violence”**

Tamzin Lee (North Australian Aboriginal Family Violence Legal Service NT) and Kelly Goodwin (Domestic Violence Legal Service NT)

4:30pm Questions from the floor



**TUESDAY 25 JUNE**

*Morning session chaired by Alan Woodcock*

**Sub-theme 2: PRISONERS AS VICTIMS**

- 9:00am **“On death row: Titus Ani”** Colin McDonald QC, Franz Hendra Winata and Russell Thirgood
- 9:30am **“Justifications and rationalisations for the Civil Commitment of sexual offenders after the expiry of their sentences”** Dr Olav Nielssen (University of NSW)
- 10:00am **“The invisible client: People with cognitive impairments in the Northern Territory’s Court of Summary Jurisdiction”**  
Mark O’Reilly and Madeleine Rowley (Central Australian Aboriginal Legal Aid Service, Alice Springs)

*10:30am morning tea*

- 11:00am **“Crisis in Custody: The death of Kwementyaye Briscoe 21 years after the Royal Commission Reports”** Dr Peggy Dwyer (NSW Bar)
- 11:30am Questions from the floor

*12:00pm lunch*

**Afternoon session chaired by James Tierney**

- 1:30pm **“The High Court and Criminal Law: 2012-2013”** Stephen Odgers SC (NSW Bar)

**Sub-theme 3: VICTIMS OF WAR**

- 2:00pm **“Mandatory Sentencing of ‘People Smugglers’: Politics or justice?”**  
Dina Yehia SC (NSW Deputy Senior Public Defender)
- 2:30pm **“The Nauru 10 and the Habeas Corpus Challenge”** Jay Williams (NSW Bar)
- 2:45pm **“Human Rights Abuses in Darwin Immigration Detention Centres”**  
Mark Thomas & Carl O’Connor (Darwin Asylum Seekers Support and Advocacy Network)

*3:15pm afternoon tea*

- 3:45pm **“Representing Minority Victims in Genocide Trials”**  
Lyma Nguyen (Civil Party Counsel, Cambodia)
- 4:15pm Questions from the floor

**6:00pm PRESIDENT’S DRINKS AT APA KABAR**

On leaving the Hyatt turn left, cross the road and proceed for approximately 200 metres



WEDNESDAY 26 JUNE 2013

CLANT is delighted to revive the tradition it commenced with its first ever Bali conference in 1987, featuring works by local artists including Sipa Manik, Made Budhiana, Gede Gunada, Pande Gede Suspada and Wayang Wirawang.



**Gallery Made Budhiana**

(Up from and opposite

RestoBebek)

JalanAnakAgung

Gede Rai

BanjarAbiansemal

LodTunduh

UBUD



## THURSDAY 27 JUNE

### *Morning session chaired by Dara Read*

9:00am **"The Murder in Gun Alley: The wrongful conviction of Colin Ross"**  
Play Reading – The CLANT Players directed by Rex Wild QC

*10:15am morning tea*

### **Sub-theme 4: YOUNG PEOPLE AS VICTIMS**

10:45am **"Vulnerability, risk and justice for children and young people in the NT"**  
Howard Bath (NT Children's Commissioner)

11:30am **"How can we bring culturally strengthening approaches into the NT Youth Justice System?"**  
Jared Sharp (North Australian Aboriginal Justice Agency)

12:00pm Questions from the floor

*12:30pm lunch*

### *Afternoon session chaired by Chrissy McConnel*

1:30pm **"Exclusion of evidence under s138 of the Evidence Act for police misconduct relating to arrest"**  
David Heilpern SM (NSW)

### **Sub-theme 5: LAWYERS AS VICTIMS**

2:00pm **"In Zintan"** Melinda Taylor, International Court, The Hague

2:30pm **"You understand, don't you?"**  
Aboriginal Interpreter service video with Dean Mildren A/J (NT Supreme Court)

2:40pm **"Lawyers as Victims: A romp through Literature and Politics"**  
Dean Mildren A/J (NT Supreme Court)

*3:10pm afternoon tea*

3:30pm **"Judicial Bullying"** Suzan Cox QC (Director, NT Legal Aid Commission)

4:00pm Questions from the floor



## FRIDAY 28 JUNE

### *Morning session chaired by Helena Blundell*

9:00am **"Beyond Fernando: over-representation and the sentencing of Aboriginal people"**  
Stephen Lawrence (Aboriginal Legal Service, Dubbo, NSW)

9:30am **"Justice Reinvestment in Australia: Reasons for Caution"**  
Chris Cunneen (James Cook University) and Melanie Schwartz (UNSW)

*10:00am morning tea*

10:30am Jurisdictional roundup – NT, QLD, NSW, VIC, TAS, SA, WA

11:30am Questions from the floor

12:00pm Conference close by Russell Goldflam President of CLANT

### **7:00pm til late GALA DINNER**

Dining under the stars on the Purnama Terrace (remember to bring your wine)  
followed by a fabulous band with dancing in the Rinjani Hall