

**YOUR  
COMPLETE  
CPD GUIDE**

**MAY-JULY  
AUSTRALIA**

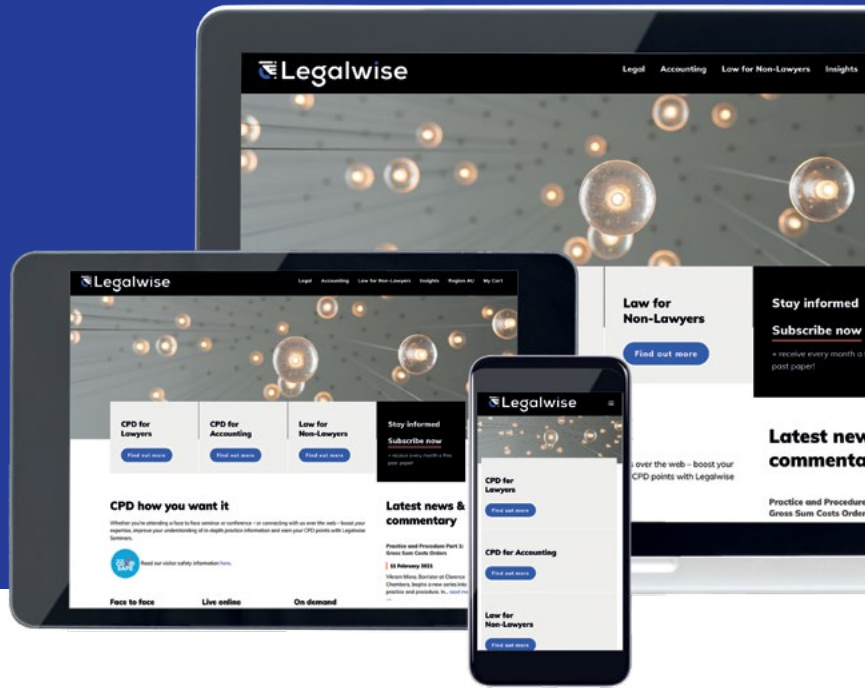
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One Step Ahead of  
Your Competition**

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# STEPPING INTO LEADERSHIP WORKSHOP: A PRACTICAL GUIDE FOR WOMEN LAWYERS



TUESDAY, 24 & TUESDAY, 31 MAY 2022  
9.00AM TO 12.15PM (AEST)

\$690  
WEB225N21

If you're a woman lawyer who holds a leadership position or who aspires to be a leader in your firm, organisation, or profession, we have designed this program for you. This workshop will arm you with the knowledge, skills, & attitude you need to take your rightful place in the profession. The content has been developed to provide concrete strategies that can easily be put into practice.

The unique and practical workshop will:

- ✓ Give you the confidence to create the career you want
- ✓ Analyse the most important behaviours of successful leaders
- ✓ Help you build a pathway for developing a leadership identity
- ✓ Assist you to develop a networking plan
- ✓ Provide you with proven strategies to overcome gender bias
- ✓ Suggest strategies for winning promotion and recognition

## THE WORKSHOP: DAY 1

### Self Awareness

- Review your career history
- Assess the skills that have brought you to where you are today, and reflect on the skills you need to build to go forward
- Examine the roles you currently play and how they contribute to your sense of identity
- Consider your larger purpose and how it impacts upon your career choices.

### Becoming an Exemplary Leader

Analyse the characteristic behaviours of outstanding leaders and how you can implement these in the workplace. You will reflect on your leadership mindset and the steps needed to achieve your goals and communicate confident leadership.

### Leadership Identity

- Developing your brand
- Leadership mindset
- Building an action plan & building confidence

## THE WORKSHOP: DAY 2

### Networking

- Assessing the breadth, connectivity, and dynamism of your current network
- Learning how to build your own professional community

### Winning the Leadership Roles

This session focuses on how to win promotion, how to negotiate for what you want, and how to gain the reward, recognition and respect you warrant.

- Beliefs; common pitfalls
- Negotiation preparation
- Case studies

Presented by **Cynthia Palmer**, Executive Coach

# RURAL & REGIONAL PROPERTY TRANSACTIONS IN 2022

2ND ANNUAL



WEDNESDAY, 25 MAY 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB225N22

Australia's rural property market is hitting unprecedented heights across all classes of land and experts say there is no sign it will slow anytime soon with established farming families pushing the market even higher. Attend this seminar and understand the unique legal challenges and opportunities presented in the rural and regional property market. The panel discusses trust and farming families, tax, rural property insurance risk, and FIRB in the agricultural sector.

Chair: **Georgiena Ryan**, Director, Regional Business Lawyers; Accredited Specialist in Business Law

### Trusts and Farming Families

- Analyse different types of trusts
- Examine the relevance of trust laws to farming families
- Consider relevant case studies
- What to do when confronted with a claim that a trust exists
- Practical considerations and key takeaways

Presented by **Dean Foley**, Special Counsel, HopgoodGanim Lawyers; Leading Family & Divorce Lawyer, *Doyle's Guide 2020*; *Best Lawyers 2022*, Family Law

### Rural and Regional Property Tax Issues Roundup

Tax specialist Timothy Poli will work through real-world examples and practical strategies you can use to minimise risk in your rural and regional transactions. Delve into critical issues including:

- Analysis of new legislation in different states
- Commonwealth tax issues
- Transfer duty and land tax

Presented by **Tim Poli**, Director, Parks Legal

### Rural Property Insurance Risk

- Insurance market update on property and casualty insurance, cyber liability, and financial lines
- Challenges faced in the insurance market
- Case Studies and claims scenarios

Presented by **Shane Wilkins**, National Practice Leader, Agriculture, AON

### FIRB Considerations in the Agricultural Sector

- Foreign investment in the agricultural sector overview
- FIRB policy
- Current thresholds for FIRB applications
- Some recent case studies: farmland in WA and TAS, pastoral land in WA and NT
- Tips and Tricks: Engagement with FIRB, applications, timing and FIRB changes

Presented by **Scott Girdler**, Special Counsel, Clayton Utz; Recommended Agribusiness Lawyer, *Doyle's Guide 2021*

## 6 ATTEND AND EARN

3 units in Practice Management & Business Skills  
3 units in Professional Skills

## 3 ATTEND AND EARN

2.5 units in Substantive Law  
0.5 units in Professional Skills

## DOMESTIC VIOLENCE: A 3 PART SERIES



26 MAY, 9 JUNE, 23 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$405  
WEB225N23

In this in-depth 3-part series on domestic violence you will examine the latest developments in family law, understand the recent changes in the federal court, ensure your knowledge of media law and its implications are watertight, and consider the interaction of family and criminal law and the implications for your clients. Analyse the various legal avenues and resources available to you and your clients. Choose the session most relevant to you or attend them all and save.

### FAMILY VIOLENCE & FAMILY LAW: KEEPING FAMILIES SAFE

THURSDAY, 26 MAY 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB225N23A

The *Family Law Act* recognises that family and domestic violence takes many forms.

- Examine the dynamics and impacts of family violence
- Identify the primary aggressor in an abusive relationship & assess risk
- Empower your client to keep themselves and their family safe
- Understand the recent changes to procedures in the Federal Circuit and Family Court of Australia for matters involving allegations of family violence
- Analyse the various legal avenues available to you and your clients

Presented by **Hayley Foster**, CEO, Full Stop Australia and **Alicia Toberty**, Partner, Bartier Perry

### DOMESTIC VIOLENCE AND THE CRIMINAL IMPLICATIONS

THURSDAY, 9 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N23B

Join our experts for a discussion of domestic and family violence matters in the criminal justice system.

- Delve into relevant domestic and family violence policy, court procedure and resources available to complainants and accused persons
- Analyse the new legislation regarding criminalising coercive control
- Understand and learn about how to advise your clients and how to develop strategies to ensure you achieve the best outcome in the circumstances of an individual matter

Presented by **Hayley Foster**, CEO Fullstop Australia, **Trudie Cameron**, Practice Director, Armstrong Legal; Accredited Specialist in Criminal Law and **Pia Birac**, Senior Solicitor, Domestic Violence Unit, LegalAid

### DOMESTIC VIOLENCE AND THE MEDIA

THURSDAY, 23 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N23C

- Examine the impact of media law on family violence and how it can shape the dynamics of the outcome of your case and your client's wellbeing
- Analyse the key changes and emerging opportunities and issues related to the reporting of sexual misconduct and domestic violence

Presented by **Hayley Foster**, CEO Fullstop Australia, **Gina McWilliams**, Senior Legal Counsel, News Corp Australia, **Jake Blundell**, Senior Associate, Banki Haddock Fiora and **Eve Thomson**, Special Counsel, Johnson Winter and Slattery

## AGED CARE ALERT: CRITICAL UPDATES



THURSDAY, 26 MAY 2022  
1.00PM TO 5.15PM (AEST)

\$490  
WEB225N25

Stay on top of new legal & operational risks impacting the aged care sector with a timely & necessary guide to the significant changes and serious hazards impacting the area. Consider what you need to do to prepare for new & upcoming legislative reforms. Develop strategies to deal with COVID-19 lawsuits. Review the SIRS & what you need to update in the current landscape. Explore the new restrictive practices regime & the latest in privacy obligations. Attend live online or watch the recording.

Chair: **Irene Ryan**, Barrister, Frederick Jordan Chambers

### The Aged Care Reform Agenda 2022 and 2023: What's on the Horizon?

- A summary of AN-ACC
- Employment screening; code of conduct
- Extension of SIRS
- New governance & prudential requirements
- Independent Health and Aged care Pricing Authority

Presented by **Julie McStay**, Partner, Thomson Geer Lawyers

### Navigating a Wave of COVID-19 Lawsuits from Employees

- Disputes over implementing & enforcing mandated vaccinations and boosters
- Unfair dismissal, adverse action, unlawful discrimination & vaccinations
- Employer liability for COVID-19 infections at work

Presented by **Alon Januszewicz**, Executive Legal Counsel, HealthLegal

### Serious Incident Response Scheme: Lessons Learned so Far and How to Improve Practices

- Analysing the current compliance landscape
- Tips on how to ensure correct reporting and critical focus areas
- Takeaways from provider case studies
- Lessons learned in war-gaming your incident management system to respond to a SIRS report

Presented by **Katrina Ong**, Partner - Quality Management & Clinical Governance, Pride Living

### Restrictive Practices: The New Regime

- Regulatory requirements in relation to restrictive practices under the *Aged Care Act*
- In the event that an adult is incapable of consent and restrictive practices are required, who can consent to restrictive practices?
- Case studies

Presented by **Alison Choy Flannigan**, Partner & Leader, Health & Community, Hall & Wilcox

### Resident Privacy: A Guide to Current Obligations and Compliance

- Key privacy concepts that operators need to know
- Collecting information: what you can collect and consent
- Storing and accessing information: access & related exceptions
- Disclosing information: when information can be used & disclosed
- Developing and implementing robust privacy policies & processes

Presented by **Vanessa Baic**, Special Counsel, K&L Gates

## 3 ATTEND THE FULL SERIES AND EARN

3 units in Substantive Law

## 4 ATTEND AND EARN

4 CPD units in Substantive Law

THURSDAY, 26 MAY 2022  
9.00AM TO 5.15PM (AEST)

\$770  
225N01

Eminent trade mark & patent practitioners will unpack the latest developments in the field & you will gain your Ethics CPE point. Spend the morning assessing the latest in infringement defences and the branding advice minefield. Explore the legal considerations when determining honest concurrent use. In the afternoon patents session, review recent cases on the support requirement, misuse of market power or cartel conduct following recent statutory amendments and unpack the intricacies of patent litigation.

## SESSION 1: TRADE MARKS KEY DEVELOPMENTS

9.00AM TO 12.15PM (AEST) \$405 WEB225N01A

### Understanding BOTOX and Recent Developments in Infringement Defences

- The meaning of differentiation & determining 'use as a trade mark'
- The defence of comparative advertising: When is it available?
- Establishing 'good faith' in infringement defences

Presented by **Sean McManis**, Solicitor

### Navigating the Branding Advice Minefield

- Common issues that arise when branding or rebranding including ownership, use and intention to use, and international expansion
- Distinctiveness: the perennial problem and common problem areas
- Strategies to consider when commencing or defending trade mark infringement, passing off and/or ACL proceedings

Presented by **Dean Gerakiteys**, Partner, Clayton Utz; Intellectual Property & TMT Rising Star, *Doyle's Guide 2020*

### Honest Concurrent Use and Other Circumstances: When is An Other Circumstance not Another Circumstance?

Honest concurrent use is usually assessed with regard to 5 criteria, but it has long been accepted that the relevant considerations are not confined to them.

- The *Trade Marks Act 1995* contemplates registration of a mark despite a conflicting, existing registration either when:
  - There has been honest current use (s.44(3)(a))
  - When other circumstances make it proper that the later mark be registered (s.44(3)(b))
- Given the breadth of the considerations relevant to a finding of honest concurrent use, the extent to which s.44(3)(b) provides additional bases for registration is not clear
- Consider whether any and if so what 'other circumstances' make s.44(3)(b), and not s.44(3)(a), applicable

Presented by **Ron Webb SC**, *Best Lawyers 2022*, Intellectual Property Law

## SESSION 3: CRITICAL PATENTS UPDATE

2.00PM TO 5.15PM (AEST) \$405 WEB225N01C

### Patents Update 2022: Support & Manner of Manufacture

- Recent cases on the support requirement under s 40(3) of the *Patents Act 1990* (Cth)
- Computer-implemented inventions post Commissioner of Patents v Aristocrat

Presented by **James Lawrence**, Partner, Mills Oakley; *Best Lawyers 2022*, Intellectual Property Law, Biotechnology Law; Recommended Contentious Intellectual Property Lawyer, *Doyle's Guide 2021*

### Allegations of Misuse of Market Power or Cartel Conduct in the Context of Pharmaceutical Patents Following Recent Statutory Amendments

- Strengthening of the misuse of market power prohibition in s 46 of *Competition and Consumer Act 2010* (Cth), including scope for private litigation between competitors
- Removal of the long-standing and broad exemption for IP transactions in former s 51(3) of the *Act*, including its implications for patent settlement agreements
- Dealing with the ACCC, immunity, proffers, authorisations and notifications, including recent application for authorisation under s 88(1) of the *Act* by Juno Pharmaceuticals and others in relation to settlement of Federal Court proceeding no VID 718 of 2020

Presented by **Cynthia Cochrane SC**, *Best Lawyers 2022*, Intellectual Property Law; Band 1, Intellectual Property: The Bar, Chambers Asia-Pacific 2022 and **Alexander Vial**, Barrister, 5 Wentworth Chambers

### Patent Term Extensions and Preliminary Injunctions

- Patent term extensions
  - Obtaining a patent term extension
  - Recent challenges (*Ono v Commissioner of Patents*, *MSD v Sandoz*, *Bayer*)
  - Rights of patentee during extended term
- Preliminary injunctions:
  - Recent cases, trends & impact of proposed TGA transparency regime

Presented by **Natalie Shoolman**, Special Counsel, Clayton Utz; *Best Lawyers 2022*, Intellectual Property Law; Member, Trans-Tasman Committee and NSW Committee, IPSANZ

## SESSION 2: ETHICS FOR TRADE MARK AND PATENT LAWYERS

12.15PM TO 1.15PM (AEST) \$155 WEB225N01B

Mandatory Ethics or Professional Conduct CPE

### Ethics: Trade Mark and Patent Attorney Competency and Communication: It's All About the Client

- What does the Code of Conduct and Guidelines require?
- Are all clients the same?
- Acting on clients' instructions
- Some illustrative hypotheticals

Presented by **Paul Whenman**, Partner, FB Rice

**Free!**

Mandatory Ethics CPE when you book either Session 1 Trade Marks or Session 3 Patents

## 7 ATTEND THE FULL DAY AND EARN

6 CPD/CPE units in Substantive Law (3 units in Trade Marks and 3 units in Patents)  
1 CPD/CPE unit in Ethics and Professional Conduct



# CLIMATE CHANGE SERIES: THE 2022 ROADMAP



26 MAY 2022 TO 18 AUGUST 2022

\$960  
WEB225N24

Gain all the updates, strategies & skills you need to navigate the evolving legal & commercial risks related to climate change in 2022 with a series of the most important topics presented by the leaders in the field. Register for the series and save or just the sessions that interest you.

## CLIMATE-RELATED GOVERNANCE & DIRECTORS' DUTIES: AN ELEVATED STANDARD OF CARE AND HEIGHTENED DISCLOSURE OBLIGATIONS

THURSDAY, 26 MAY 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB225N24A

Examine rising & increasingly dynamic climate change expectations on directors, companies & audit committees while gaining insights to assist lawyers & in-house counsel advising on compliance.

- Due care and diligence on climate in practice
- Elevated reporting obligations: accounting standards, investor expectations and the new ISSB
- The risk of 'greenwash' in net zero and interim target setting

Presented by **Sarah Barker**, Partner & Head of Climate Risk Governance, MinterEllison

## RENEWABLE ENERGY AND RESOURCES MASTERCLASS

THURSDAY, 14 JUNE 2022 \$405  
10.00AM TO 1.15PM (AEST) WEB226N24C

This masterclass brings together a distinguished panel of experts to inform you on all the latest issues surrounding clean energy and the renewable energy sector in Australia. Take a guided tour through the recent developments impacting the sector. Gain essential insights on emerging technologies such as green hydrogen and offshore wind. Be aware of implementation of strategies that will affect climate change and delve into financing of renewable and clean energy projects.

- ✓ **Gain strategies to identify the development of emerging technologies**
- ✓ **Work through financing of renewable and clean energy projects**
- ✓ **Elevate your skills navigating the implementation of strategies**

This session will involve a broad discussion on the clean energy and renewable energy sector in Australia, including the latest developments in this space and tips for in-house counsel and lawyers working in the area. It will explore a range of topics including:

- The growth of the renewable energy sector in Australia including the latest developments in emerging technologies such as green hydrogen and offshore wind
- The opportunities and barriers for the development of new green industries such as green steel and green concrete
- The implementation of climate change and decarbonization strategies which may include clean energy projects
- Emissions reduction project development or investment
- Carbon capture and storage/sequestration project development or investment
- Procurement of renewable energy through corporate PPAs
- Review of supply chains and contracts
- Financing of renewable and clean energy projects

Presented by **Ilona Miller**, Partner, **Lloyd Chater**, Special Counsel, and **Matthew O'Connor**, Special Counsel, Gilbert & Tobin

## SUSTAINABILITY REPORTING: RISKS & STRATEGIES IN THE JOURNEY TO NET ZERO

THURSDAY, 2 & 9 JUNE 2022 \$405  
12.30PM TO 2.00PM (AEST) WEB226N24B

### Part 1: How to Navigate the New Global Standard for Sustainability Reporting

- Overview of the formation of the International Sustainability Standards Board (ISSB)
- What's in the prototypes for Climate-related Disclosures Requirements and General Requirements for Disclosure of Sustainability-related financial information
- What does the consolidation of the Value Reporting Foundation & the Climate Disclosure Standards Board into the IFRS Foundation (June 2022) mean for Integrated Reporting & SASB Standards?
- Understanding the quasi-mandatory nature of the standards
- Understanding the change of lens from a reporting perspective
- What is forward-orientated information and what evidence will be required to support forward-orientated disclosures?
- What is going to inform materiality in disclosures?
- How do sustainability standards for financial measurement and reporting align with the financial reporting framework?


### Part 2: Emissions Exposure Complexities in Sustainability Reporting: Understanding & Navigating Scope 1, 2 and 3 Emissions

- Understanding scope 1, 2 and 3 emissions and their differences
- Why all scopes need to be considered to identify potential areas of material risk (or opportunity) within your value chain
- Challenges and limitations of scope 3 emissions data
- Impact measurement including avoided emissions
- Why emissions intensity alone is not always a good indicator of risk
- What lawyers should look for in procurement/supply contracts
- Features of investor useful disclosure
- Greenwashing alert

Facilitated by:

**Cristina Talacko**, President, Coalition for Conservation

Presented by **Nick Ridehalgh**, Director, National Lead, Better Business Reporting, CFO Advisory, KPMG; **Alison Ewings**, Head of Engagement, Regnan; and **Michael Bowman**, General Counsel & Company Secretary, Essential Energy

 Register for the Series & Save \$935 or Only Book the Sessions You Want!

13 ATTEND THE FULL SERIES AND EARN

13 CPD units in Substantive Law

Watch live online or view on-demand recordings. In-depth sessions explore governance, disclosures, reporting, net zero, emissions, greenwashing, construction, contracts, finance, M&As, consumer law & more.

## CLIMATE CHANGE DISPUTES & LITIGATION: 'GREEN LAWFARE'

THURSDAY, 23 JUNE 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB226N24D

- Current state of play of climate litigation: a snapshot of the current climate litigation trends in Australia, and globally, and key drivers behind these trends
- Overview of litigation trends and recent developments in:
  - Regulatory litigation trends: covering the rise in regulatory actions, increased challenges to project approvals, & the risk of EPA action
  - Private action trends: shareholder activism, tort claims, & domestic human rights claims
  - Examine the continued scrutiny on climate change at AGMs, the emergence of 'say on climate', and examples of shareholder activism
- Future outlook:
  - Forward-looking overview on the key risks for corporations
  - Practical steps organisations can take to mitigate litigation risk

Presented by **Jillian Button**, Partner and Head of Climate Change and **Emily Turnbull**, Managing Associate, Allens

## BUILDING, CONSTRUCTION & INFRASTRUCTURE: ADAPTING TO THE IMPACT OF CLIMATE CHANGE

THURSDAY, 21 JULY 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB227N24E

- Navigating new & emerging risk allocation considerations in the face of climate change
- Assuring climate positive outcomes
- Fitness for purpose in an unpredictable world
- Enforcing climate promises

Presented by **David Warren**, Partner, Corrs Chambers Westgarth

## CONTRACT NEGOTIATION & DRAFTING: RISK ALLOCATION & VALUE CAPTURE IN THE NET ZERO TRANSITION

THURSDAY, 28 JULY 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB227N24F

It is no longer prudent to assume that precedent approaches to contracting can sufficiently protect an organisation from the unprecedented risks posed by climate change.

- Why climate change requires us to take a forward-looking approach to contracting – and how you can start to implement climate drafting today
- How contracts can provide opportunities to capture value and embed sustainability optionality for an organisation

Presented by **Sarah Barker**, Partner & Head of Climate Risk Governance, MinterEllison and **Phoebe Roberts**, Senior Associate, MinterEllison; Global Director – Implementation, The Chancery Lane Project

## CLIMATE FINANCE & CAPITAL RAISING

THURSDAY, 4 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N24G

- What counts as climate finance?
- How is climate finance being mobilised?
- Instruments and Structures delivering climate positive outcomes
  - Green bonds, sustainability linked loans, derivatives and structured environmental products and risk mitigation instruments
- Climate investment funds: exploring new asset classes

Presented by **Ilona Millar**, Partner and **Louise McCoach**, Special Counsel, Gilbert + Tobin

## M&A STRATEGIES, ESG & DUE DILIGENCE: NAVIGATING TRANSACTIONS IN THE FACE OF CLIMATE CHANGE

THURSDAY, 11 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N24H

- How to inform & adapt M&A strategies with an understanding of climate change and ESG trends
- Update on legal provisions gaining increased prevalence & significance in M&A transactions and how to handle them
- ESG due diligence: understanding the impact of ESG performance on potential financial and reputational issues & the implications for investors
- Capitalising on ESG opportunities post-transaction
- Evolving corporate strategy to be resilient to rapidly changing environmental and stakeholder expectations

Presented by **Rochel Hoffman**, Director, M&A, Deloitte and **Nicole Pedler**, Partner, Herbert Smith Freehills

## GREEN CLAIMS AND GREENWASHING: COMPETITION & CONSUMER LAW ISSUES

THURSDAY, 18 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N24I

- Competition law considerations in the transition to a green economy
- Consumer law risks associated with green claims
- Latest ACCC developments in the area
- The evolving international landscape to competition and consumer protection enforcement in the sector

Presented by **Robert Walker**, Partner, Allens



# FAMILY LAW DIV7A PRACTICUM: INTERPRETATION, APPLICATION & RESOLUTION



WEDNESDAY, 1 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226N27

Bringing together a diverse panel of experts on Div7A, you'll learn in plain English how to identify a potential Div7A exposure while being shown where practitioners often get it wrong. Gain a clearer understanding of what the accountant's advice really means and learn what options are available to avoid a Div7A debt crystallizing. Plus, our panel will discuss strategies to deal with another side's refusal to recognize potential Div7A issues and/or whose actions threaten your client's interests.

- ✓ Gain insights on how identify potential Div7A issues
- ✓ Learn about Div7A mistakes made by practitioners that should be avoided
- ✓ Understand what options are available
- ✓ Be updated on recent decisions

This intensive workshop will guide you through the following areas:

## IDENTIFICATION OF DIV7A ISSUE

- How to identify a potential Div7A issue and common mistakes made by practitioners
- Interpreting the accountant's advice and applying the advice in practice

## KNOW YOUR OPTIONS AND POTENTIAL CONSEQUENCES

- What options might be available to deal with a Div7A issue and potential consequences

## DEALING WITH OPPOSITION FROM THE OTHER SIDE

- Resolving the other side's objection
  - Getting them to recognise the existence of a potential Div7A exposure
  - What to do when the other side threatens to activate a Div7A debt
  - Possible agendas for the other party's solicitor's approach
  - Grounds to seek an urgent application
  - What are you wanting to achieve, and evidence required to support your client's claim?

## COURT'S APPROACH TO DIV7A

- Recent decisions

Chair: **Susan Pearson**, Partner, Pearson Emerson Family Lawyers; Preeminent Family & Divorce Lawyer and Preeminent Family Lawyer (High-Value & Complex Property Matters), *Doyle's Guide 2022*

### Panelists:

**Joseph Box**, Partner, & National Head of Forensic Consulting, Grant Thornton

**Genevieve Dee**, Partner, Lander & Rogers; Preeminent Family & Divorce Lawyer, Leading Parenting & Children's Matters Lawyer and Recommended Family Lawyer (High-Value & complex Property Matters), *Doyle's Guide 2022*

**Bradley Jones**, Barrister, Ground Floor Wentworth Chambers



## ALL NEW PROGRAM

# EMPLOYMENT LAW DISRUPTORS & DEVELOPMENTS



WEDNESDAY, 1, 8, 15, 22 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$490  
WEB226N28

Join us during your lunchtime as we focus on the hottest employment issues happening right now. This series will guide you through the various areas impacting the workplace while equipping you with the necessary knowledge to aid your organisation or your clients. Take a deep dive into mandatory vaccinations, examine psychosocial risks in the workplace, analyse the hybrid working environment and finally investigate the reimagined working model. Attend individual sessions or all four.

Chair: **Sonia Chandra**, Special Counsel, Danny King Legal

## NAVIGATING AROUND MANDATORY VACCINATIONS

WEDNESDAY, JUNE 1, 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N28A

- When is a mandatory workplace vaccination direction reasonable?
- Practical issues arising from workplace vaccination mandates

Presented by **Michael Byrnes**, Partner, Swaab

## PSYCHOSOCIAL RISKS IN THE WORKPLACE AND THE EVOLVING LEGAL FRAMEWORK

WEDNESDAY, JUNE 8, 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N28B

- The ongoing impacts of the COVID-19 pandemic
- The attempts implemented to combat the issue of sexual harassment
- The illusive line in determining when someone may be considered 'at work'

Presented by **Ian Bennett**, Special Counsel and **Georgina Dodd**, Associate, Sparke Helmore Lawyers

## NEW HYBRID WORKING ENVIRONMENT

WEDNESDAY, JUNE 15, 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N28C

- The practical implications of mandating a return to the office versus an employee who wants to continue to stay-at-home
- The right to request flexible working arrangements, revisited

Presented by **Kevin Yee**, Partner, Danny King Legal

## THE TOP FIVE DISRUPTORS MOVING FORWARD IN THE WORKPLACE

WEDNESDAY, JUNE 22, 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N28D

- Geopolitical forces and digitisation disruption
- Logistic and supply chain issues
- Dramatic deindustrialization of the workforce
- Growth of the gig economy
- Casualisation and contract labour

Presented by **Andrew Douglas**, Managing Principal, FCW Lawyers

## 3 ATTEND AND EARN

2 CPD units in Substantive Law  
1 CPD unit in Professional Skills

## 4 ATTEND AND EARN

4 CPD Units in Substantive Law

# LITIGATION 101 SERIES: PLEADINGS, PREPARING, EVIDENCE AND RESOLUTION



THURSDAY, 2, 9, 16 & 23 JUNE, 2022  
1.00PM TO 2.00PM (AEST)

\$490  
WEB226N29

A back to basics litigation 101 series that will provide you with key skills in four major areas that will elevate you and your practice to a new level. The series is conveniently scheduled during lunchtime over 4 weeks and can be watched live online or as an on-demand recording. Book the entire series to gain the full benefit of the program or just the sessions you want to attend. This is a must attend program for those starting out or simply for those wanting a refresher.

THURSDAY, 2 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N29A

Listen to an essential 'how to' guide that will provide you with the key tools to ensuring the effectiveness of your drafted pleadings.

Chair: **Jane Kupsch**, Partner, Kennedys

## Drafting Effective Pleadings: Examples, Checklists and Guides

- The theory of the case and why we have pleadings
- Organising content: material facts vs particulars vs evidence
- Types of pleadings: claims, defences, replies and counterclaims
- Amendments and strike out: the when, the why and the how
- Drafting strategically: effective pleadings and some things to avoid

Presented by **Nola Pearce**, Barrister, Quay 11 Chambers

THURSDAY, 9 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N29B

Gain in in-depth guide to assist you when working with experts. Learn how to select and brief experts as well as understanding what might be protected by privilege and principles of admissibility.

Chair: **Lisa Gooneratne**, Special Counsel, HWL Ebsworth

## A Guide to Working with Experts

- Selecting and briefing experts
- Preparing experts and their reports: strategies and ethical limits
- Expert reports and legal professional privilege: principles, strategies, and pitfalls
- Uniform Civil Procedure Guidelines
- Admissibility of reports: principles for compliance, and strategies for objection
- The 'Hot Tub': Should the experts be swimming in it?

Presented by **Hugh Stowe**, Barrister, 5 Wentworth Chambers

THURSDAY, 16 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N29C

Trial preparation and the steps to take in setting up your trial is an essential skill for the success of your case. You'll learn best steps to take in the preparation for your trial while analysing some of the tips and traps to briefing counsel effectively.

Chair: **Jules Moxon**, Barrister, Chambers 33

## Trial Preparation and What Barristers Need and Want

- Pre-trial evidence exchanges vs 'at trial' evidence
- Issuing and resisting subpoenas
- Notices to admit facts and documents: consequences of a failure to respond and how to remedy a failure to respond
- Developing a case theory
- Briefing counsel: tips and traps

Presented by **Brett Heath**, In-House Advocate, CarterNewell

THURSDAY, 23 JUNE 2022  
1.00PM TO 2.00PM (AEST)

\$155  
WEB226N29D

You will learn the skills to identify what it will take to bring a quick resolution to litigation and will gain a key understanding on when to use one alternative resolution strategy vs another for the best results.

Chair: **Lisa Gooneratne**, Special Counsel, HWL Ebsworth

## Settlement Fundamentals: Bringing Litigation to an Early End

- Offers of compromise and Calderbank offers: differences, strengths, and weaknesses
- Record the terms of agreement: settlement vs deed – What are the differences?
- Settlement fundamentals: Why ADR?
  - Arbitration or mediation
  - Representing your client effectively
- Dealing with legal costs

Presented by **Anthony Cheshire SC**, 8 Wentworth Chambers



**ALL NEW PROGRAM**  
Litigation 101 Series

# BUILDING & CONSTRUCTION: DISPUTE RESOLUTION STRATEGIES



FRIDAY, 3 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226N30

Arm yourself and your practice with the best strategies for successfully avoiding and handling construction disputes. Our expert panel will guide you through the latest critical cases and lessons learnt. Attend and master the tools necessary for risk allocation and risk management, contractor, and subcontractor insolvency and see yourself armed and ready to determine the most appropriate resolution for construction disputes: Mediation, Adjudication, Litigation or Arbitration.

Chair: **Danny Feller SC**, Edmund Barton Chambers

## A Re-evaluation of Construction Contractual Risk Allocation and Risk Management Processes During the COVID-19 Pandemic Era

In light of the COVID-19 pandemic, key players in the construction industry have been forced to re-evaluate their approach to risk. This session will cover the following topics:

- The risks arising out of the COVID-19 pandemic and their impact upon key players
- Approaching the lack of contractual safeguards for COVID-19 related risk present in standard form construction contracts
- Supply chain and labour market risk: mitigation approaches and the ongoing impact upon the construction industry
- The key lessons learnt in construction contracting

Presented by **Kon Nakousis**, Partner, Gilbert + Tobin; Recommended Construction & Infrastructure Litigation Lawyer, *Doyle's Guide 2021*

## Critical Construction Cases

In this session, we will discuss recent cases of significance that involve consideration of a novel point, clarify an important rule, or present an interesting development, which may have practical implications for the construction industry.

Presented by **Pip Goldman**, Partner, Jones Day and **Eunice Lim**, Associate, Jones Day

## To Mediate, Adjudicate, Litigate or Arbitrate: Selecting the Appropriate Resolution Forum for a Construction Disputes

- Laying the foundations for success with an effective dispute resolution clause
- Taking proportionate response strategies in a cost efficient, solution driven way
- Weighing up the advantages and disadvantages of the dispute resolution options
- Finding the optimal way forward

Presented by **Amy Dunphy**, Special Counsel, Norton Rose Fulbright Australia

## Contractor and Subcontractor Insolvency: Key Issues

- What are the likely warning signs? At what stage is the project?
- Analysis of key contractual provision: security, security of payment, setoff & default
- Mechanisms to complete the works: Domestic & non-domestic building
- Industrial relations
- How the industry standard forms differ in approach?
- Effect on warranties

Presented by **Andrew Denehy**, Partner, Gadens

# DEFAMATION LAW: THE ESSENTIALS



TUESDAY, 7 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226N31

Join our defamation experts to learn what is defamatory and when actionable defamation has occurred. Master both defamation pleadings and evidentiary considerations that are critical to successful outcome. Examine the key defences to a defamation claim and delve into optimal approaches & tactics for quantifying damages. Finally, consider the the finer points of defamation dispute resolution.

Chair: **Nick Ferrett QC**, Chambers 33

## Defamation and the Cause of Action: What is Defamatory and When has Actionable Defamation Occurred?

- Publication
- Identification
- What is defamatory, Including the definition of defamatory and giving examples taken from the authorities
- Brief overview of the significant defences [because if it is defensible it is not actionable] including:
  - Truth
  - Honest opinion
  - Qualified privilege

Presented by **Parisa Hart**, Barrister, 2nd Floor Selborne Chambers

## Common Defences to a Defamation Claim

- Justification and contextual truth
- Absolute and qualified privilege
- Honest opinion
- Public interest defence

Presented by **Jarrad Parker**, Executive Counsel, Nine Entertainment Co Pty Ltd

## Quantifying Damages in Defamation Cases

- How to quantify damages?
- What is economic and non-economic loss?
- What is aggravating conduct?
- How can the statutory cap be broken?

Presented by **Barry Dean**, Barrister, Level 3, 153 Phillip Barristers

## Defamation Pleadings and Evidentiary Considerations

- Pleading imputations & considering the interaction with defences
- Evidentiary considerations
- Case profiles

Presented **Fabienne Sharbanee**, Principal Associate, Bennett + Co

## Resolving Defamation Disputes

- Offers of amends and offers of compromise
- Structuring settlements
- Apologies and retractions
- Timing and other practical issues
- Facilitated settlement, mediation and other ADR techniques
- The terms of settlement

Presented by **Angela Bowne SC**, Denman Chambers

4 ATTEND AND EARN

4 CPD units in Substantive Law

4 ATTEND AND EARN

4 CPD units in Substantive Law

# COMPANY SECRETARIES: GOVERNANCE & BEST PRACTICE



TUESDAY, 7 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226N32

# SURVIVAL GUIDE TO RETAINING & HIRING LAWYERS



WEDNESDAY, 8 JUNE 2022  
3.00PM TO 5.10PM (AEST)

\$155  
WEB226N33

There is increasing regulation for corporate governance and best practice in the role of a company secretary. If you act in this capacity or you are thinking of taking on the role, this is a must-attend event. Learn your legal duties & core obligations, master writing board papers with impact & master how to manage relationships between management and the Board. Perfect the art of balancing the many roles of a company secretary to ensure you deliver the best results to your board.

Chair: **Juan Perez**, Founder and Principal Lawyer, Quest Legal

## The Write Stuff: Board Papers with Impact

- The What: what you are asking from the Board
- The When: How much time is too much?
- The How: using plain English to create impactful board submissions and reports

Presented by **John Pease**, General Counsel and Company Secretary, Power and Water Corporation

## Managing Relationships Between Management and the Board

- Board and management
- Committees and management
- Regular communications: snapshots, stakeholder feedback, urgent and hot topics, crisis management
- Communication protocols and cultural style

Presented by **Alison Gaines**, Managing Director, Gaines Advisory

## Good Corporate Governance when Responding to Fraud

- What if the company is accused of fraud?
  - First response considerations
  - Corporate criminal responsibility & personal liability of company directors/officers/employees
  - Insurance considerations
- What if the company is a victim of fraud?
  - Asset recovery options
  - Investigation considerations; Whether to report to police
  - Insurance considerations

Presented by **Andrew Tragardh**, Managing Director and Founder, Duxton Hill

## Challenges for the Company Secretary

- How to manage wearing two hats as In-house counsel & internal Company Secretary
- Sharing the role internally as Assistant Company Secretary: blurred lines
- Acting as a company secretary in the age of COVID
- Keeping up with the business and internal changes and adapting to change
- Dealing with different personalities
- Whistleblowing responsibilities

Presented by **Sabina Schlink**, Principal, Thomas Legal; Board Member & Deputy Chair, Legal Practice Board of Western Australia



Only time will tell if your employees reassess their values and join the Great Resignation. Whether you're from a small, medium, or large firm, this is your guide to retaining and hiring lawyers in the modern world. Join our panel as they discuss time, flexibility and how to measure value. They'll talk you through industry trends, challenges, the latest data, personal insights, and key tips to apply to your practice and ensure you have not only the best people, but an ideal workplace culture

- ✔ **Hiring and retention: How to make a difference**
- ✔ **What employees are looking for: The latest trends**
- ✔ **Using social media to your advantage**

Chair: **Sam Burrett**, Client Relationship Manager, Clayton Utz

## WHAT INDUSTRY TRENDS DO YOU NEED TO KNOW?

- A timely update on industry trends and the latest data
- A look overseas: What have firms been doing?
- What's changed in the past two years & how do you adapt?

## WHAT STRATEGIES DO SUCCESSFUL FIRMS USE TO FIND & HIRE THE RIGHT PEOPLE?

- How do you find the right people?
- How do thriving firms get people to join them?
- What strategies can sole practitioners and small to medium sized firms use to attract top talent?
- What approaches should larger organisations use?

## THE TOOLS TO SUCCESSFULLY RETAIN EMPLOYEES

- Why do lawyers come, stay, or leave a firm?
- What strategies do flourishing firms use to retain top tier talent?
- How should firms value and make decisions on both employer & employee priorities?
  - Time, Flexibility, Wellbeing & Remuneration
- Social Media: Opportunity, challenge, or threat?

## Panelists:

**Luke Geary**, Partner, Mills Oakley  
**Erin Smith**, Lawyer, Mills Oakley; 2022 Rising Star of the Year - Big Law Award, Lawyers Weekly Women in Law Awards  
**Ben Deverson**, Founder & Director, Lawganised  
**Bill Fazio**, Director, Fazio Advisory  
**Joydeep Hor**, Managing Principal, People + Culture Strategies



**3** ATTEND AND EARN

1.5 CPD units in Ethics & Professional Responsibility  
1.5 CPD units in Practice Management & Business Skills

**1.5** ATTEND AND EARN

1.5 CPD units in Practice Management & Business Skills

# MENTAL HEALTH AND WELLBEING IN THE WORKPLACE



TUESDAY, 7 JUNE 2022  
9.00AM TO 5.15PM (AEST)

\$690  
WEB226V01

Whether you manage a team as an employer or as in-house counsel, advise employers, or are a lawyer working in team environment yourself, this program provides all the practical and legal mental health & wellbeing guidance you need. The morning breaks down strategies to manage mental health in the profession for yourself or for your team. The afternoon offers critical legal & risk management advice for employers, in-house counsel & legal advisers.

## SESSION 1: MENTAL HEALTH & WELLBEING CONSIDERATIONS FOR LEGAL PROFESSIONALS

8.30AM TO 12.00PM WEB226V01A \$405

Chair: **Christopher McDermott**, Barrister, Aickin Chambers;  
Deputy Chair, Mental Health Victoria

📌 *Practice Management & Business Skills*

### ★ KEYNOTE ADDRESS: THE GLOBAL PERSPECTIVE

#### How the Culture and Practice of Law Affects Wellbeing and What We Can Do to Make a Difference

👤 Presented by **Sara Carnegie**, Director, Legal Projects and  
**Dr George Artley**, BIC Project Lawyer, International Bar Association UK

📌 *Ethics & Professional Responsibility*

#### Wellbeing in Legal Practice: Insights from the Home City of Nicola Gobbo

- What findings and recommendations were made in the Royal Commission into the management of police Informants?
- Do lawyers have an ethical obligation to maintain good wellbeing?
- Do lawyers have an obligation to notify a regulator of the poor wellbeing of a colleague?
- When and how will a regulator intervene if a lawyer is suspected of practicing while impaired by a serious and unmanaged health condition?

👤 Presented by **Dr Michelle Sharpe**, Barrister and Writer, Young's List

📌 *Professional Skills*

### ★ A CONVERSATION TOGETHER: THE BARRISTER AND THE PSYCHOLOGIST

#### Dealing with the Mental Health of Clients, Opponents and Colleagues

Understanding clients, opponents, colleagues, and self when working in a culture of competence and adversity

- Are there psychological types overrepresented in the law and what might this mean for career development, interpersonal relationships and managing stress?
- Strategies for promotion of better mental health – checklist provided
- Observing mental health of clients and opponents
- What to look for and how to triage a mental health situation
- What resources are available specifically for lawyers

👤 Presented by **Meredith Fuller**, OAM Psychologist and  
**Panayiota (Pat) Karnis**, Barrister & Mediator, Foley's List

📌 *Practice Management & Business Skills*

#### Mental Health, Your Wellbeing, and Meeting Your Responsibilities: Burnout and Stress

- Navigating pressure vs stress to maintain your energy
- The causes, impacts and signs of burnout
- How burnout is different from regular stress
- Risks and protective factors for burnout
- Organisational levers leaders can action to prevent burnout in their teams
- Developing personal resiliency

👤 Presented by **Pippa Rose**, General Manager, Aspect Health Group

## SESSION 2: EMPLOYER RESPONSIBILITIES FOR MENTAL HEALTH AND WELLBEING

12.45PM TO 4.45PM WEB226V01B \$405

📌 *Practice Management & Business Skills and Ethics & Professional Responsibility*

#### Empowering Managers to Address Mental Health in the Workplace

- Best practice guide for psychosocial work risk assessments
- Compliance with regulator codes of practice and regulations
- What do prevention plans look like?
- What is the responsibility of managers, executives and boards?

👤 Presented by **Catherine Dunlop**, Partner, Maddocks

#### Social Responsibility with Respect to Employee Welfare and Mental Health

- Getting the culture right: building trust with staff and across teams
- Leadership traits to enhance employee welfare and mental health

👤 Presented by **David Brewster**, Chief Legal and Safety Officer, Coles Group

#### Managing Well-Being in the Virtual Environment: Obligations and Tips

- Recognising your professional responsibility and ethical obligations when dealing with stress in your own practice
- Duties and obligations to disclose mental health issues in others.
- Staying on top of employee wellbeing when working virtually
- How to get the best out of yourself and your team when working in a hybrid or virtual environment

👤 Presented by **Adrienne Trumbull**, Principal and **Carlie Andrews**, Senior Associate, Hive Legal

#### Panel Discussion and Q&A

#### Managing Employee Health and Wellbeing: Employment Law Perspective

- Managing intermittent and long-term sick leave
- Medical certificates & employee health: When can you require more information?
- Managing & supporting employees with mental health issues
- Medical incapacity & medical retirement: When is it an option?

👤 Presented by **Chris Molnar**, Partner, Kennedys Lawyers

**ATTEND THE FULL DAY & EARN Your CPD Compulsory Units!**

## 6 ATTEND AND EARN 6 CPD UNITS INCLUDING:

1 unit in Substantive Law  
1 unit in Ethics & Professional Responsibility

3 units in Practice Management & Business Skills  
1 unit in Professional Skills



# ADMINISTRATIVE LAW: PREPARING REASONS, DELEGATED POWERS AND FOI



WEDNESDAY, 8 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226V04

# STATUTORY INTERPRETATION PRACTICAL WORKSHOP



WEDNESDAY, 8 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226V05

Attend this comprehensive forum to get practical insights on some of the most topical issues in administrative law. Hear the latest on preparing reasons for administrative decisions. Gain an update on understanding the difference between authorisations and delegation of power and have FOI demystified once and for all. Finally, get that all-important overview of the latest administrative and judicial review cases that are key to your practice.

At this practical workshop, you'll gain a thorough understanding of the principles of statutory interpretation crucial for any successful legal practice. This unique interactive workshop will provide you with an overview of key principles and recent decisions while providing the opportunity to work through actual statutory problems with some of the quintessential experts in the area. In a post-Election climate, often there's a flurry of new legislation being drafted into law, so it's never a better time to refresh your skills on interpretation.

Chair: **Kylie Evans**, Barrister, List G Barristers

## Preparing Reasons for Administrative Decisions

- When are reasons for decisions required to be given by a decision maker?
- How can reasons be drafted to effectively communicate a decision?
- Understanding where reasons often fail to be understandable and defensible
- How can you reduce the prospects of reasons being challenged in a court or tribunal?
- Procedural fairness during decision making

Presented by **Cahal Fairfield**, Barrister, William Crockett Chambers

## Do You Have the Proper Delegated Power to Make the Decision? Authorisations and Delegation of Power: Understanding the Difference

- The use of delegations, sub-delegations, and authorizations
- Difference between delegation and devolution of power
- The exercise of discretion: Where do you find your powers and how are they delegated
- Ramifications for making decisions without authority and beyond power
- Pitfalls and how to avoid them
- Recent examples

Presented by **Stephen J Moloney**, Barrister, Dever's List

## FOI Demystified: Common Problems for Departments

- What are some of the common problems for Government departments and agencies around FOI?
- Has the COVID-19 pandemic created any new problems?
- How does the cabinet-in-confidence exception relate to the deliberations of 'National Cabinet', and will the limitations of any exemptions have ramifications for future government collaborative/policy-making forums in future

Presented by **Andrew Field**, Managing Principal Solicitor, Administrative Law Team, Victorian Government Solicitor's Office

## Recent Administrative and Judicial Review Cases in 2022

Explore recent and important decisions affecting Administrative and Judicial review cases.

Presented by **Mathew Kenneally**, Greens List Barristers

- ✔ Gain an update on principles of statutory interpretation from leading experts
- ✔ Work through actual problems
- ✔ Elevate your skills in this critical area in a post-Election climate

This intensive workshop will guide you through the following areas:

- An overview of the key principles of statutory interpretation, including an examination of purpose, context, and extrinsic materials in reading statutes
- Application of Interpretation Rules
- The impact of human rights legislation on interpretation
- Construction of subordinate legislation
- Recent High Court decisions
- A practical exercise in working through a statutory problem, with opportunity for discussion and commentary from the panel

Facilitator:

**Dr Kristine Hanscombe QC**, List G Barristers

The Accomplished Presenters:

**Jason Pizer QC**, List A Barristers; Leading Administrative & Public Law Senior Counsel, *Doyle's Guide 2022*

**Suganya Pathan**, Barrister, Foley's List

**James Stoller**, Barrister, Foley's List; Leading Administrative & Public Law Junior Counsel, *Doyle's Guide 2022*

**Gemma Varley PSM**, Consulting Legislative Drafter, Former Chief Parliamentary Counsel, Office of the Chief Parliamentary Counsel; Commissioner, Victorian Law Reform Commission



PRACTICAL INTENSIVE WORKSHOP  
WITH STATUTORY PROBLEMS

4 ATTEND AND EARN

4 CPD units in Professional Skills

3 ATTEND AND EARN 3 CPD UNITS INCLUDING:

1.5 units in Substantive Law  
1.5 units in Professional Skills



THURSDAY, 9 JUNE 2022  
9.00AM TO 5.15PM (AEST)

\$770  
WEB226V08

Leading trade mark and patent practitioners will unpack major developments with in-depth presentations covering the latest cases, legislation, trends & best practices. Examine the latest trade mark cases and the impact of the CCA repeal. Uncover strategic alternatives to interlocutory injunctions & gain a focused review of major developments in patents in the past year. This information packed program is not to be missed by all intellectual property lawyers including trade mark and patent attorneys.

## SESSION 1: TRADE MARKS REVIEW

9.00AM TO 1.15PM (AEST) \$490 WEB226V08A

Chair: **Erhan Karabardak**, Director, Lawyer and Trade Marks Attorney, Cooper Mills Lawyers; Bronze Tier, Prosecution and Strategy, *World Trademark Review* 2021

### Practical Lessons from Recent Trade Mark Cases

- *PDP Capital Pty Ltd v Grasshopper Ventures Pty Ltd* [2021] FCAFC 128
- *Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd* [2021] FCAFC 163
- Other recent trade mark cases

Presented by **Margaret Ryan**, Lawyer and Trade Marks Attorney, IP by Margaret

### Domain Name / Trade Mark Law Overlap Update

- .au Domain Administration Rules of 2021
- New recovery options from squatters
- Caselaw update

Presented by **Joel Masterson**, Director, By George Legal; *Best Lawyers* 2022, Intellectual Property Law and **Tony Grujovski**, Senior Associate, By George Legal

### Trade Marks and Competition Law

- The core thrust of competition law: its relevance
- Impact of s 51(3) *Competition and Consumer Act 2010* (Cth) repeal
- Interaction between common law and key legislation
- Relevance of international developments
- What effect has COVID-19 had?

Presented by **Dr Steven Stern**, Barrister and Trade Mark Attorney, Svenson Barristers; Adjunct Professor, Victoria University

### The Trade Marks Act 1995 and the High Court

The High Court has considered the *Trade Marks Act 1995* on 3 occasions in the last 25 years. This session will discuss those cases and their effect on trade mark law in 2022.

- Who is a person aggrieved under the Act
- What is authorised use
- Registering foreign and laudatory words as trade marks

Presented by **Susan Gatford**, Svenson Barristers; Recommended Intellectual Property Law Junior Counsel, *Doyle's Guide* 2021

## SESSION 2: PATENT PROTECTION & LITIGATION

2.00PM TO 5.15PM (AEST) \$405 WEB226V08B

Chair: **Tom Cordiner QC**, List G Barristers; Preeminent Intellectual Property Law Senior Counsel and Preeminent TMT Senior Counsel, *Doyle's Guide* 2021; *Best Lawyers* 2021, Intellectual Property Law

### Interlocutory Injunctions in Patent Cases: The Law and Trends

- The legal principles of interlocutory injunctions and how those principles have been applied in patent cases before and after the decision in *Sigma v Wyeth* [2018] FCA 1556
- A comparison of interlocutory injunction decisions in patent cases compared with other IP rights
- Strategic alternatives to interlocutory injunctions for rights holders

Presented by **Emma Iles**, Partner, Herbert Smith Freehills; *Best Lawyers* 2022, Intellectual Property Law, Alternative Dispute Resolution; Intellectual Property & TMT Rising Star, *Doyle's Guide* 2020; *Chambers, Asia-Pacific* 2022 - Up & Coming, Life Sciences

### The Increasing Importance of 'Best Mode', 'Support' and 'Insufficiency' Issues in Patent Litigation

Despite many jurisdictions no longer requiring a patent applicant to disclose the best method of performing their invention for validity, Australia continues to impose a best method requirement. And failure to do so is increasingly becoming a ground of opposition and revocation that is relied on in Australia, often resulting in refusal or revocation of a patent. The more stringent support and sufficiency grounds are also increasingly being relied on during opposition and revocation proceedings.

- Review of recent decisions
- How to draft your specifications to comply with the best method, sufficiency of disclosure and support requirements
- Litigation strategies to both defend and invalidate a patent on these grounds

Presented by **Dr Danielle Burns**, Principal and Patent Attorney, Phillips Ormonde Fitzpatrick

### Overseas Patent Protection Primer: What to be Aware When Representing Clients Overseas

This session will cover what to be aware of when representing clients overseas including:

- Filing and prosecution (US; EP); where does AU patent have influence (NZ; SG; MY); International Examination vs early NPE in AU and expedited examination; written description/support
- Validation in Europe; post-grant proceedings (Unified Patent Court)
- Renewals

Presented by **Dr Paul Warden-Hutton**, Director, Houlihan<sup>2</sup> Patent & Trade Mark Attorneys

# Free!

Mandatory Ethics CPE when you book either Session 1 Trade Marks or Session 2 Patents (from NSW program on page 14)



**BEAT THE 30 JUNE CPE DEADLINE**

## 8 ATTEND THE FULL DAY AND EARN

7 CPD/CPE units in Substantive Law (4 units in Trade Marks and 3 units in Patents)  
1 CPD/CPE unit in Ethics and Professional Conduct

# NATIVE TITLE CONFERENCE 2022



WEDNESDAY, 15 JUNE 2022  
9.00AM TO 5.15PM (AWST)

\$770  
WEB226W07

Featuring the Hon Dr Tony Buti MLA, Minister for Aboriginal Affairs, Australia's premier Native Title Law event returns with deep analysis into every corner of the sector. Hear from preeminent barristers and lawyers representing both project proponents and traditional owners. Receive a critical update on the Aboriginal Cultural Heritage Act and take a deep dive into issues addressed in Federal Court decisions throughout 2021. Analyse proposed reforms, recent developments and the latest cases impacting the area.

## SESSION 1: CRITICAL UPDATES, HERITAGE PROTECTION & PBCS

11.00AM TO 3.15PM (AWST) \$490 226W07A

Chair: **Mark Gerus**, Barrister, Francis Burt Chambers

### ★ HEAR FROM THE MINISTER FOR ABORIGINAL AFFAIRS

#### Keynote Address

Presented by **Hon Dr Tony Buti MLA**, Minister for Aboriginal Affairs

#### An Analysis of Recent Cases: The Last 12 Months

- Overview of issues addressed in Federal Court decisions
- Succession: Rainbow on behalf of the *Kurtjar People v State of Queensland* (No 2) [2021] FCA 1251
- Challenges in proving native title: *Stuart v State of South Australia* (Oodnadatta Common Overlap Proceeding) (No 4) [2021] FCA 1620 and *Malone v State of Queensland* (The Clermont-Belyando Area Native Title Claim) (No 5) [2021] FCA 1639
- Negotiation of a native title claim in good faith: *Malone* on behalf of the *Western Kangoulu People v State of Queensland* [2021] FCAFC 176
- Requirements for a valid compensation claim: *Saunders* on behalf of the *Bigambul People v State of Queensland* (No 2) [2021] FCA 190

Presented by **Stephen Wright SC**, Francis Burt Chambers

#### An Update on the Aboriginal Cultural Heritage Act 2021 (WA)

- Brief overview of the new Act: commencement and transitional period
- Summary of the regulations, statutory guidelines and operational policies in development

Presented by **Daniela Tonon**, Director, Tonon Legal Pty Ltd; Leading Native Title Lawyer, *Doyle's Guide*, 2022 (Project Proponent Representation)

#### The Evolving Compensation Scene: Did Timber Creek Help?

- What did *Timber Creek* say?
- Where can we apply the findings?
- What do we need to know now?

Presented by **Murray Meaton AM**, Director, Economics Consulting Services

#### Registered Native Title Bodies Corporate Issues and Operations

- PBCs and the new agreement-making model following the *Native Title Legislation Amendment Act 2021* (Cth)
- Managing PBCs: strategies to reduce senior management turnover

Presented by **Franklin Gaffney**, Principal, PBC Legal and Consultancy Services

THE PREMIER NATIVE TITLE  
CONFERENCE FOR THE  
PAST 12 YEARS!

## SESSION 2: NEGOTIATION, ETHICS AND INSIGHTS FROM THE KIMBERLEY LAND COUNCIL

4.00PM TO 7.15PM (AWST) \$405 226W07B

Chair: **Abbey Shillingford**, Senior Native Title Specialist, Fortescue Future Industries

### PRINCIPLES AND PRACTICE: AN INTERACTIVE EXAMINATION

#### Negotiating in a Cross-Cultural Context: Principles and Practice

Reflect on what it means to negotiate in the cross-cultural context & how you shape your interactions with clients. What are the principles that guide what we do, the mindsets that shape our decisions, and how can we enhance outcomes through practical negotiation techniques?

- Walking in two worlds: managing inter-cultural and intra-cultural differences in negotiations
- The role of cultural authority alongside statutory authority
- Empowering free prior informed consent from a cultural perspective
- The role of cultural advisors and cultural awareness training
- Ensuring sustainability of agreements reached
- Paying more than lip service to traditional decision-making processes

Presented by **Graham Castledine**, Partner, Castledine and Gregory, and **Sarah Blake**, Conflict Strategist & Director, Sarah M Blake

#### Competency Area 3: Ethics & Professional Responsibility

#### Ethical Considerations for Native Title Lawyers

- Specific applications of general ethical principles
- Confidentiality and consent (free, prior, informed or otherwise)
- Trust/agency obligations vs human nature in competing claims
- Letter of the law vs spirit of the legislation

Presented by **Marshall McKenna**, Partner, Gilbert & Tobin

### 👥 PANEL PERSPECTIVES

#### Insights from the Kimberley Land Council

The KLC, as the Native Title Representative Body for the Kimberley region, provides a range of professional services to Kimberley Aboriginal people in the areas of legal representation, native title services, strategic development and land and sea management. Our panellists will discuss the daily realities of working as a legal practitioner at the KLC and dealing with operational developments and liaising with Traditional Owners.

Facilitated by **Abbey Shillingford**, Senior Native Title Specialist, Fortescue Future Industries

#### 👤 Panellists:

**Ashley Mumford**, Senior Legal Officer, and **Carolyn Ryland**, Legal Officer, Kimberley Land Council (live online from the Kimberley)

## 7 ATTEND AND EARN

6 CPD units in Substantive Law  
1 CPD unit in Ethics & Professional Responsibility

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| 80  | \$6,400 | \$80 |
| 100 | \$7,500 | \$75 |
| 120 | \$8,400 | \$70 |

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# GUIDE TO ELECTRONIC CONTRACTS & SIGNATURES



WEDNESDAY, 15 JUNE 2022  
3.00PM TO 5.10PM (AEST)

\$155  
WEB226N34

Understand when you should use electronic contract and signature technologies, how to pick the right platform, and how to best utilise these increasingly important technologies so you don't fall behind the times. Join technology specialist & IP partner Patrick Sefton for an in-depth examination of eContracts & eSignatures & the key lessons from the developing case law & relevant legislation. Analyse which platforms to use, why, and when, with a look at DocuSign, Adobe Sign, RapidContracts, & more.

- ✓ **When & how to use electronic signatures**
- ✓ **Understanding & utilising contract exchange technologies**
- ✓ **Selecting the right technology for the situation**
- ✓ **Minimising risk: lessons from the caselaw**

- Practical coverage of electronic signature and contract exchange technologies
- Understanding the relevant legislation & its application in practice
- A guide to contract and signature platforms
  - DocuSign, Adobe Sign, RapidContracts and others
- 'Smart contracts'
- Identifying & avoiding or minimising risks, traps: lessons from developing caselaw

Presented by **Patrick Sefton**, Special Counsel, MinterEllison

## About the presenter:

Patrick Sefton is a specialist technology and IP lawyer. Patrick has extensive experience advising on ICT contracts and programs, as well as the protection of innovation and brand. In his specialist areas, he has advised all levels of government, and multi-national and listed entities through to startups. Patrick values collaboration, pursuit of shared goals, commercial resolution of differences, and collective success. He keeps the big picture in his mind, although his role also includes attention to and responsibility for the details. Patrick's clients value his responsiveness and commerciality. Patrick has particular interest staying current across novel applications of ICT including, most recently, commercial applications of machine learning and AI, and their associated legal issues. More broadly, Patrick is enthusiastic about the value that technology can unlock when it is appropriately planned and implemented.

## 1.5 ATTEND AND EARN

0.5 units in Substantive Law  
1 unit in Professional Skills

# NATIVE TITLE FORUM

6TH ANNUAL



THURSDAY, 16 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226Q01

In this timely and relevant Native Title Forum you will hear from our panel of experts on the latest issues impacting the sector right now. Analyse recent non-claimant applications, take a deep dive into the review process for heritage agreements, examine ethical considerations, take a close look at the operational structures of registered native title bodies & examine the interplay between pastoral & native title holders.

Chair: **Mark Boge**, Consultant, Thyne Macartney

## Non-Claimant Applications: An Analysis of Recent Cases

Consider the application of the principles applicable to the consideration of non-claimant applications made under s 61 of the *Native Title Act 1993*, articulated as by the Full Federal Court in *Mace v State of Queensland* [2019], in recent non-claimant application decisions.

Presented by **Jenny Humphris**, Partner, Holding Redlich; Recommended Native Title Lawyer (Project Proponent Representation), *Doyle's Guide 2021*

## How to Review Native Title and Cultural Heritage Agreements

- What are important issues (and what are not)?
- What has changed over time and will be an issue in the future?
- Mechanical provisions (parties, assignment, term)
- Structuring compensation provisions
- Structuring consent provisions

Presented by **William Oxby**, Partner, Johnson Winter & Slattery; Leading Native Title Lawyer (Project Proponent Representation), *Doyle's Guide 2021*

## Ethical Considerations for Native Title Lawyers

- Free Prior and Informed Consent and its application in Australia
- Responding to new information
- Indigenous data sovereignty

Presented by **Amy Carseldine**, Senior Associate, King & Wood Mallesons; Native Title Rising Star, *Doyle's Guide 2021*

## Representing Respondent Parties in Native Title Claim Applications: Lessons Learnt and Best Practice

- Practical case study examples of mistakes and learnings we have observed when representing Local Government Councils throughout native title proceedings
- Implications that arise for respondent parties when negotiation strategies between the State and Applicant are changed
- Our tips and recommendations to represent the native title interests of respondent parties

Presented by **Mikaela French**, Lawyer and **Kylie Arlidge**, Solicitor, Marrawah Law

## Co-Existing Native Title Party Commercial Operations with Pastoral Leases After a Native Title Determination

- Best possible outcomes for pastoral holders and native title holders
- Ensuring best commercial practices for improved community, biosecurity and environmental outcomes for the mutual benefit of pastoral and native title holders through co existing agricultural and land management practices

Presented by **Leanne O'Neill**, Partner, Cooper Grace Ward; *Best Lawyers 2022 Native Title Law*

## 4 ATTEND AND EARN

4 CPD units in Substantive Law



# CONSTRUCTION CONTRACT MASTERCLASS



THURSDAY, 16 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226N04

Back for the second year, join contracts guru Jeffrey Goldberger as he delves into the major construction contract areas where disputes often arise. Examine tenders, bank guarantees, liquidated and general damages, termination, and quantum meruit. Explore added topics including unconscionable conduct, the unfair contract term regime and all new case studies. Tailored for construction lawyers or in-house counsel, you'll refine your skills with this contracts masterclass that you will not want to miss.

Critical issues covered include:

- Tenders, contract formation, letters of intent and managing early works
- The principles of contract interpretation: an overview
- Bank guarantees and parent company guarantees
- Design life warranties and liability for errors in design certification
- The prevention principle in Australian construction law
- Time and delay
- Liquidated and general damages
- Termination of construction contracts
- Quantum meruit claims for work performed
- Limitation of actions for defective building work
- Unconscionable conduct
- Unfair contract terms regime

Presented by **Jeffrey Goldberger**, Special Counsel, Norton Rose Fulbright

## About the presenter:

Jeffrey Goldberger is contract law expert and specialist construction and infrastructure lawyer with over 25 years' experience in the Australian legal sector who is a recognised authority on Australian contract law. In 2012 Jeffrey served on the then Federal Attorney General's Expert Panel on the effectiveness of Australian contract law. Jeffrey formerly lectured in contract law, commercial law and private international law at the University of Sydney Law School.

Testimonials from Jeffrey's prior Construction Contracts Masterclasses:

*Truly an excellent session by Jeffrey Goldberger. One of the very best I have ever been to*

*The seminar was excellent. The supporting paper is first class*

*Absolutely outstanding, extremely succinct and easy to follow*



# SAILING & BOATING ACCIDENTS, RISK & LIABILITY



FRIDAY, 17 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226N08

Boat owners/charterers and the lawyers advising them should have a comprehensive understanding of the risks and liabilities that can arise from sailing and boating accidents and incidents. Examine these risks and liabilities, how to minimise them, and what to do if an incident occurs. Ensure you're across not only the risks of injury or property damage, but also the ramifications if there is an accident and what liability, insurance & damages issues may arise.

Chair: **John Markos**, Former Managing Partner, Hicksons Lawyers; Former Commodore, Cruising Yacht Club of Australia

## Overview of the Legal Framework

- Liability and regulation of activities on water for pleasure craft and for racing
- Maritime Regulations and liability for breach
- Determining the nature of the civil liability depending on the relationship of the injured party to the owner of the vessel
- A discussion of Investigations that might help clarify liability
- Rights of recovery against another boat owner
- Matters that will void insurance
- Mitigation: vessel condition, safety briefings

Presented by **Andrew Highfield**, Partner, HWL Ebsworth; Recommended Admiralty, Shipping & Maritime Lawyer, *Doyle's Guide 2022*

## Liability of the Sailing or Recreational Vessel Owner to Third Parties & Key Insurance Issues

- Kid's sailing: navigating the risk issues of children's sailing activities
- Racing: liabilities between competitors and the public
- 'Mucking around in boats' - leisure use of sailing and recreational vessels
- The insurance framework for recreational and competitive sailors: insurance, national schemes, club insurances and the like

Presented by **Christopher Stannage**, Managing Director, Saltwater Insurance Consultant; President, Hunters Hill Sailing Club

## Compliance Liability Hypotheticals

Join Craig Purdon from Transport for NSW who will guide you through a series of real-life hypothetical scenarios that will clarify liability obligations when incidents have occurred.

Presented by **Craig Purdon**, Manager Maritime Investigations, Maritime, Transport for NSW

## INSIGHTS FROM THE PANEL

### Q&A with the Experts

Hear from the key experts in the area as they share their cautionary tales, real world examples, and expert guidance with you, all while answering your questions.

Facilitator: **John Markos**, Former Managing Partner, Hicksons Lawyers

### Panellists:

**Andrew Highfield**, Partner, HWL Ebsworth; Recommended Admiralty, Shipping & Maritime Lawyer, *Doyle's Guide 2022*  
**Christopher Stannage**, Managing Director, Saltwater Insurance Consultants; President, Hunters Hill Sailing Club  
**Craig Purdon**, Manager Maritime Investigations, Maritime, Transport for NSW

3 ATTEND AND EARN

3 CPD units in Substantive Law

3 ATTEND AND EARN

3 CPD units in Substantive Law

# FAMILY LAW PARENTING SKILLS FORUM



FRIDAY, 17 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226Q05

Get firsthand knowledge and valuable practical insights from our panel of Family Law specialists at this Parenting Skills Forum. Explore key practices on how to navigate the new FCFCoA processes in Parenting matters. Understand how to represent someone who is estranged from their children, how to deal with relocation cases and how to manage disputes around vaccinations. Finally, learn the ins and outs of instigating parenting applications in the new FCFCoA regime.

Chair: **Pippa Colman**, Director, Pippa Colman & Associates Law Practice; Preeminent Family & Divorce Lawyer, Leading Parenting & Children's Matters Lawyer and Recommended Family Lawyer (High-Value & Complex Property Matters), *Doyle's Guide 2022*

## How to Represent Someone who is Estranged from their Children

- Dealing with children being coached or manipulated
- Does your client have anything to do with it?
- Interaction with domestic violence clients
- Managing the client's expectation

Presented by **Dianne Pendergast**, Barrister, Brisbane Chambers; Recommended Family Law Junior Counsel and Parenting & Children's Matters Barrister, *Doyle's Guide 2022*

## Things to Know in 'Relocation' Cases: From Whoa/Woe to go?

- What are the cases you should know?
- A step-by-step work through of the options available
- The question of relocating:
  - At an interim stage
  - At a final stage
  - If final orders are already in place
- A consideration of coercive orders

Presented by **Rebecca Horsley**, Barrister, Inns of Court; Preeminent Family Law Junior Counsel and Preeminent Parenting & Children's Matters Barrister, *Doyle's Guide 2022*

## Vaccinations for Children: How to Deal with Disputes

Presented by **Jennifer McArdle**, Barrister, Level 27 Santos Place Chambers

## Presenting Parenting Applications Under the FCFCoA Regime

- Different applications you can make under the new Regime
- What do I need to file?
- What to do if my application is urgent
- Common traps in making Interim applications for parenting, contraventions, and enforcement

Presenting **Samantha Bolton**, Director, Pippa Colman & Associates Law Practice; Independent Children's Lawyer; Recommended Family & Divorce Lawyer, *Doyle's Guide 2022*

# MEDIATING COMMERCIAL DISPUTES: 'HOW TO' GUIDE



FRIDAY, 17 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226Q08

This practical 'how to' guide to mediating commercial disputes delivers clear steps, strategies & tips to ensure that your commercial dispute mediations reach a successful outcome. Don't miss this opportunity to hear from some of Queensland's most renowned mediators as they give their valuable insights on preparation, negotiation, drafting deeds of settlement and what to do if the mediation doesn't settle.

Chair: **Khory McCormick**, Consultant, Bartley Cohen Litigation Lawyers; Accredited Mediator

## Preparing for Your Clients for Mediation

- How to choose a mediator
- Things to consider in setting up the mediation
- How to assemble the 'negotiation team' and get the team ready to negotiate
- What should be on your checklist for mediation preparation, including identifying key issues, interests, options, and opportunities
- What should you send to the mediator beforehand, including tips on effective 'mediation papers'
- Should you have an 'intake session' with the mediator

Presented by **Toby Boys**, Partner, Holding Redlich; National Accredited Mediator; Accredited Specialist in Commercial Litigation and Chair QLS ADR Committee

## Negotiation Techniques to Get the Best Result for Your Client: Is There More to Resolving the Dispute than Just Money? How Best to use the Mediator's Skills?

This session will discuss key negotiation techniques to ensure that you get the best result for your client and where matters can be resolved when considering other incentives that might bring about resolution to the dispute. Plus, this session will discuss how you can best use the mediator's skills to expediate a quick resolution.

Presented by **Andrew Crowe QC**, Northbank Chambers; Chair, Queensland Bar Association's ADR Committee

## Essentials in Drafting Deeds of Settlement: Pitfalls to Avoid and What to do after the Mediation if it Doesn't Resolve

- Drafting tips and traps for deeds of settlement
- How you can work with the mediator if it does not settle and what you might want to attempt to achieve
- The exchange of formal or informal offers of settlement: when and how to make them
  - Uniform Civil Procedure Rules (Qld)
  - What are the considerations of making a formal or informal offer?
  - Framing the offer
  - What has been deemed an effective offer of settlement

Presented by **Alicia Hill**, Principal, MST Lawyers; National Accredited Mediator; Accredited Specialist in Commercial Litigation in Victoria and Queensland

ALL NEW PROGRAM  
'How to' Guide to Mediating  
Commercial Disputes

4 ATTEND AND EARN

4 CPD units in Professional Skills

3 ATTEND AND EARN

3 CPD units in Professional Skills



# IMMIGRATION LAW: VISAS, CANCELLATIONS & SUBMISSIONS



TUESDAY, 21 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226N10

Gain a 360 degree mastery of visas, cancellations & submissions following Australia opening up again to the world. Skill up and procure the latest updates in immigration law. Master recent developments in partner migration and the impact of family law on migration law. Dive into employer sponsored, independent skilled and global talent visas. Unpack the Novak Djokovic case and the Minister's personal powers. This is a timely, must-attend seminar for lawyers and migration agents.

## Family Visas: Partners, Sponsors, Surrogacy, Intersection with Family Law

- Recent developments in partner migration
- Closer look at sponsor obligations
- Where migration law and family law intersect
- Surrogacy and migration law

Presented by **Dr Mary Crook**, Professor of Public Law and Migration Agent, University of Sydney; *Best Lawyers 2022*, Immigration Law

## Skilled Visas and the Process

- Employer sponsored: TSS, 186, training and regional visas
- Independent skilled: 189, 190 and regional
- Global Talent programs

Presented by **Karen Lo**, Partner, Ajuria Lawyers

## Novak Djokovic and the Minister's Personal Powers in the Migration Act

- First cancellation and what went wrong
- Second cancellation and the vibe
- Minister's personal powers (there are a lot)
- Strategy, advising clients and preparing submissions

Presented by **Simon Jeans**, Principal, Jeans Lawyers; Accredited Specialist in Immigration Law; *Best Lawyers 2022*, Immigration Law

## Professional Skills

## Drafting Effective Letters and Submissions to the Department and AAT

- Essential elements of content and style
- Tips to persuade
- Critical analysis of examples

Presented by **Dr Stephen Tully**, Barrister, 6 St James' Hall Chambers

# UNFAIR CONTRACTS: REFORMS & STRATEGIES TO MINIMISE RISK



TUESDAY, 21 JUNE 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB226N11

With major legislative reforms set to have a significant impact on businesses and government departments across Australia it's critical that you're across these game changing developments. Get up to date on the latest reforms and cases. Master how to minimise risk when updating existing contracts or drafting new ones. Take a close look at the widespread impact of the reforms on insurance issues in contracts. Finally, gain strategies to expertly prove or defend against unfair contract claims.

Chair: **Christopher Freeman**, Barrister, Culwulla Chambers

## Strategies for Navigating the Latest Unfair Contract Reforms, Cases & Developments

- Recap on legislative creation and expansion of unfair contract law
- Judicial consideration: case evolution and application expansion
- Latest developments and the possible impacts
- Where to from here? Dealing with existing contracts that may contain unfair contract terms

Presented by **Adrian Lawrence**, Partner & Head of Asia Pacific Technology, Media & Telecommunications Group and **Caitlin Whale**, Special Counsel, Baker McKenzie

## Drafting Tactics to Minimise Risk Under the New Unfair Contract Reforms

- Identifying a 'standard form' term and is there anything you can do to address this?
- Analysis of what makes a term 'unfair' and the factors that affect the degree of 'unfairness'
- Drafting techniques to mitigate risk factors, including worked examples

Presented by **Adrian Kuti**, Partner, Clayton Utz

## Unfair Contract Terms in Insurance Contracts

- What's different for insurance contract and what terms are considered unfair?
- Which contracts are caught?
- What are the consequences?

Presented by **Mandy Tsang**, Special Counsel, King & Wood Mallesons

## Anatomy of a Dispute: Unfair Contract Claims

- Recent and interesting cases involving unfair contract claims
- Strategies for effective management of litigation involving unfair contract claims

Presented by **Fiona McNeil**, Barrister, 5 Selborne Chambers

## MARA APPROVAL NUMBERS

Face to Face: SM666-1  
Live Online: SM666-2  
On Demand: DN426

### 4 ATTEND AND EARN

3 CPD units in Substantive Law  
1 CPD unit in Professional Skills

### 3 ATTEND AND EARN

3 CPD units in Substantive Law

TUESDAY, 21 JUNE 2022  
9.00AM TO 5.15PM (AEST)

\$770  
WEB226N09

Master how to deal with difficult legal areas impacting financial property settlements. Examine when and how to successfully obtain a Kennon adjustment and what lump sum contributions should be considered. Explore the impact of the equitable trust on the property settlement and steps to take to deal with family-controlled company disputes. Learn how to value a COVID impacted business, gain an update on SMSF changes, and learn how bankruptcy might be dealt with at different stages of separation.

## SESSION 1: ADJUSTMENTS, CONTRIBUTIONS, TRUSTS AND FAMILY COMPANIES

9.00AM TO 1.15PM (AEST) \$490 226N09A

Chair: **Sheridan Emerson**, Partner, Pearson Emerson; Accredited Specialist in Family Law

### Kennon Adjustments: Domestic Violence and Property Settlement in Relationship Breakdown

- What is the evidentiary burden involved in running this argument?
- Australian Law Reform recommendations
- Family Court Full Court of Appeal: recent decisions

Presented by **Neil Jackson**, Barrister, Frederick Jordan Chambers

### The Interrelation of Equitable Trusts and Family Law Property Cases: Revisited & Updated by Demand

- Equitable trusts including resulting and constructive trusts
- Marriage and de facto cause of action
- Relevant relief in Family Court and state courts

Presented by **Giles Stapleton**, Barrister, 9 Selborne Chambers

### Lump Sum Contributions

- Gifts: What is the difference between a gift and a loan? Was it given just to one party or both? How to protect your client
- Loans: when might they be statute barred
- Compensation claims
- Insurance claims
- Redundancy
- Inheritance

Presented by **Glenn Thompson OAM**, Partner, Newnams Solicitors; Accredited Specialist in Family Law; Recommended Family & Divorce Lawyer, *Doyle's Guide 2022*

### Dealing with Family Controlled Companies and Shareholder Disputes

- Shareholder disputes in the context of financial settlement considerations: how should the parties deal with:
  - Third party shareholders
  - Derivative actions
  - Just and equitable wind-up applications
- Insolvent companies in the context of financial settlements
  - Dealing with assetless companies, companies with trading debts or companies in a dubious financial position and how they are dealt with by the Family Court

Presented by **Hugh Smith**, Senior Associate, Chamberlains

## SESSION 2: VALUATIONS, SMSFS AND BANKRUPTCY

2.00PM TO 5.15PM (AEST) \$405 226N09B

Chair: **Paul Lewis**, Partner, Eakin McCaffery Cox

### Valuing a COVID Impacted Business

- How do we deal with the positive and negative impacts of COVID on business valuations?
- How do we deal with COVID affected financial performance over three accounting year ends?
- Does ongoing economic uncertainty continue to impact the valuation?
- What do we do about the ongoing impact of government stimulus and tax breaks on the valuation outcome?
- Is there a light at the end of the tunnel?
- What can be done to ensure an equitable outcome?

Presented by **Suzanne Delbridge**, Director, Delbridge Forensic Accounting

### Update on Changes to SMSF and How to Apply Them

- How to deal with six member SMSFs?
- What challenges does SuperStream present in a family law settlement?
- The valuation principles for SMSFs: an update on how to deal with penalties and deferred tax liabilities
- Difficult cases: future split to take advantage of the rising real property market
- Difficult cases: use of Superannuation Agreements for unknowns in the base amount

Presented by **Stephen Bourke**, Director, Super/Splitting

### How Bankruptcy is Dealt with at Different Stages: Before Separation, Post Separation and After?

- What vests in the Trustee in Bankruptcy? How is Super dealt with in an insolvent estate? Does the Trustee have the rights to the Super?
- Can non-bankrupt spouse make a claim against the marital property and for how much?
- What are the rights of the Trustee to get access to property that is owned by a non-bankrupt spouse? Can they file a caveat? Do they have a caveatable right to do so?
- How does the Bankruptcy or Liquidation affect the Family law proceedings?
- Understanding the interrelationship between vested bankruptcy property s58 and the distinction between divisible property, s116(1) and non-divisible property s116(2) *Bankruptcy Act 1966*

Presented by **Jim Johnson**, Barrister, Frederick Jordan Chambers

# SUPPORT STAFF LUNCHTIME SERIES 2022



WEDNESDAY, 22 JUNE TO 4 SEPTEMBER 2022 \$490  
1.00PM TO 2.00PM (AEST) WEB226N35

Building upon the success of our 2021 series, experienced speakers will break down the latest and most important issues for support staff.

Chair: **Tanya Burns**, Practice Manager, Nicholas O'Donohue & Co

## FILE MANAGEMENT FOR LEGAL SUPPORT, PARALEGALS AND ADMINISTRATION STAFF

WEDNESDAY, 22 JUNE 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB226N35A

Support staff deal with multiple tasks, priorities, and deadlines. You'll gain valuable insights, tips, and practical takeaways to take your skills to a new level.

Presented by **Leica Gilbert**, Hub/Practice Executive, Team Lead, Ashurst

## MICROSOFT WORD, OUTLOOK, AND EXCEL: PRACTICAL SKILLS FOR LEGAL SUPPORT STAFF

WEDNESDAY, 20 JULY 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB227N35B

Support staff are often forced to learn skills in Microsoft Word, Outlook, and Excel with little, if any formal training. This session delivers what you need to hit the road running and gives a valuable update for those with experience in these areas.

Presented by **Jill Simpson**, Practice Manager & **Rebecca Pyers**, Heinz Law

## BUILDING SKILLS AND TOOLS TO EFFECTIVELY DEAL WITH DIFFERENT COMMUNICATION STYLES

WEDNESDAY, 17 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N35C

Key to communicating in your team, and with different stakeholders, is to understand how to change your communication style to get your message across in a clear and concise manner. You'll learn tools to communicate with different styles at any time.

Presented by **Lara Wentworth**, Principal, Lara Wentworth Wellness and Performance Coach

## BUILDING AND MAINTAINING YOUR CONFIDENCE AND SELF-ESTEEM

WEDNESDAY, 14 SEPTEMBER 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB229N35D

You'll learn what it takes to grow and maintain a healthy level of confidence and self-esteem that will propel your career and support you while working in teams and with different stakeholders.

**Panellists:**  
**Melissa Lyon**, Executive Director, Hive Legal and **Lara Wentworth**, Principal, Lara Wentworth Wellness and Performance Coach

\*This seminar series is also suitable for Junior Lawyers



# NDIS: LEGAL OBLIGATIONS & CASE UPDATE



THURSDAY, 23 JUNE 2022 \$490  
9.00AM TO 1.15PM (AEST) WEB226N36

Attend and identify the latest legal issues for participants and providers under the NDIS while developing knowledge and strategies to effectively deal with those issues. Gain insights into the latest cases from the AAT and Federal Court and examine what the decisions mean to you and your clients. Explore the legislative framework for decision making and capacity including the key issues and how you should handle them. Plus delve into the latest updates on specialist disability accommodation.

Chair: **Kim Boettcher**, Barrister, Frederick Jordan Chambers

## Recent Cases at the AAT and Federal Court: Practical Takeaways You Need to Know

In this session you will review the latest decisions and how these cases will impact your clients and practice.

Presented by **Prue Hawkins**, Director, Empire Barristers & Solicitors

## Decision Making and Capacity: A Review of Relevant Legislative Frameworks Across Queensland, NSW and Victoria

- Approaches to substitute decision making in NSW, VIC, QLD and the implications for other States
- Issues around fluctuating capacity in decision making
- Overview of current issues and solutions for providers

Presented by **Penelope Eden**, Partner, MinterEllison; *Best Lawyers 2022*, Health and Aged Care Law, Insurance Law, Medical Negligence and Personal Injury Litigation; Recommended Medical Negligence Lawyer (Defendant), *Doyle's Guide 2020* and **Sacha Shannon**, Senior Associate, MinterEllison

## NDIS Update on Investor Specialist Disability Accommodation

- SDA Rules
- Design Standards
- Pricing
- Enrolment of Dwellings

Presented by **Amee Grattan**, Principal, Diversity Legal; Member, Health & Disability Law Committee, Queensland Law Society

## A Guide to Representing NDIS Applicants at the AAT

Gain practical tips for success when appearing at the AAT for NDIS applicants. Working through examples and best practices covering the key legal frameworks, critical procedural issues, and strategies to achieve a successful outcome.

Presented by **Joel Townsend**, Program Manager - Economic and Social Rights, Victoria Legal Aid, Civil Justice Program; Accredited Specialist in Administrative Law

## INSIGHTS FROM THE AAT

### Administrative Appeals Tribunal Update on NDIS Matters

Presented by **Kim Parker**, Member, Administrative Appeals Tribunal

4 ATTEND AND EARN

4 CPD units in Professional Skills

4 ATTEND AND EARN

4 CPD units in Substantive Law

# WORKING WITH INTERPRETERS: INTERACTIVE WORKSHOP



FRIDAY, JUNE 24 2022  
9.30AM TO 11.45AM (AEST)

\$295  
WEB226N38

In contemporary multi-cultural Australia there are often people who don't have a sufficient grasp of English to deal with legal issues. They may be permanently settled (migrants) or transient (international students and visitors). These individuals may need the assistance of an interpreter to deal with legal situations and instruct their lawyers. Lawyers who understand the role of interpreters and know how to communicate with their client through one are better equipped to assist their clients.

- ✓ Gain strategies to identify & deal with translating and interpreting
- ✓ Work through different modes of interpreting and uses in legal settings
- ✓ Elevate your skills when working with interpreters

In this in-depth and interactive workshop you will consider the areas that all lawyers will need to understand to effectively work with interpreters and learn how best to communicate with your clients through an interpreter. You will gain strategies to work with interpreters and your clients to achieve highly successful outcomes.

#### Topics to be covered include:

- The differences between translating and interpreting
- The different modes of interpreting and their use in legal settings
- How to tell when you need an interpreter
- What you need to know before you book an interpreter
- Which interpreter to book and why
- What the interpreter needs to know to help you communicate with your client (hearing and context)
- When your client only has one chance (caselaw involving interpreted evidence)
- Questions and answers

Presented by **J Angelo Berbotto**, Lawyer and Translator at Amicus Curiae Legal Translations and **Silvia Martinez**, Freelance NAATI-certified Legal Interpreter & Translator ENG SPA at Convivence Interpreting & Translation

A guide for  
**ALL LAWYERS**

# THE PRIVACY LAW LANDSCAPE: KEY DEVELOPMENTS



TUESDAY, 28 JUNE 2022  
9.00AM TO 1.15PM (AEST)

\$490  
WEB226N39

Explore the impact of Australian privacy law on recruitment and employment. Take a deep dive into recent privacy determinations and examine the impact of social media on privacy and confidentiality.

Chair: **Bill Singleton**, Partner, HWL Ebsworth

#### Privacy Law Reforms

- Analyse the current legislative changes
- Examine the impact on privacy laws
- What are the consequences for consumers and the Australian economy?

Presented by **Sophie Dawson**, Partner and **Joel Parsons**, Senior Associate, Bird and Bird

#### Recruitment and Employment: Navigating Australian Privacy Law

This session is designed to be a practical session breaking down how Australian privacy law applies to data handled by human resources and recruitment teams on a day to day basis while also foreshadowing changes on the horizon.

- The Australian Privacy Act, the Australian Privacy Principles and the employee records exemption, and proposed changes
- Key issues that commonly arise for businesses in their handling of recruitment, employee, contractor and visitor personal information, as well as some practical considerations
- New and interesting uses of employee and contractor information and potential pitfalls

Presented by **Isabelle Guyot**, Managing Associate and **Sophie Peach**, Associate, Allens

#### Implementation of Comprehensive Credit Reporting and Privacy

- Background to comprehensive credit reporting
- Introduction of the Mandatory Regime
- Financial Hardship Arrangements
- Credit Reporting (CR) Code changes

Presented by **Steven Klimt**, Partner and **Nicole Mazurek**, Senior Associate, Clayton Utz

#### OAIC Deep Dive

- A deep dive into recent Privacy Determinations by the OAIC including:
  - The 7-eleven matter
  - Clearview AI
  - The Australian Federal Police
  - Uber
  - Telstra
- Lessons learnt and how we can all do better

Presented by **Nicole Murdoch**, Founding Director, Eaglegate Lawyers

#### Privacy, Social Media and Your Organisation's Risks & Obligations

The tension between open communication and privacy and confidentiality

- Legal risks organisations face in relation to social media use
- Steps organisations can take to minimise these risks

Presented by **Ray Marshall**, Special Counsel, Thomson Geer



2 ATTEND AND EARN

2 CPD units in Professional Skills

4 ATTEND AND EARN

4 CPD units in Substantive Law

# FAMILY LAW BACK TO BASICS SERIES



TUESDAY, 28 JUNE TO 13 SEPTEMBER 2022 \$590  
1.00PM TO 2.00PM (AEST) WEB226N40

This Family Law 'Back to Basics' series is conveniently timed outside of working hours through live online or on-demand sessions. You'll gain valuable insights & practical skills in 5 key areas.

## LETTERS AND EMAILS GUIDE FOR JUNIOR FAMILY LAWYERS: A 'HOW TO' GUIDE

TUESDAY, 28 JUNE 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB226N40A

Chair: **Jennifer Hetherington**, Managing Director, Divorce Hub Legal

Presented by **Rachell Davey**, Partner, Lander & Rogers

## INTERPRETING AND DEALING WITH FINANCIAL DISCLOSURES: MAKING IT EASIER AND CLEARER

TUESDAY, 19 JULY 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB227N40B

Chair: **Paul Lewis**, Partner, Eakin McCaffery Cox

Presented by **Jacqueline Woods**, Director, BRI Ferrier

## DRAFTING AN APPLICATION FOR CONSENT ORDERS AND AN APPLICATION FOR DIVORCE

TUESDAY, 9 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N40C

Chair: **Anna Goldthorp**, Barrister, Foley's List; Accredited Mediator

Presented by Senior Judicial Registrar **Dinh Tran**, FCFCOA and **Antonella Sanderson**, Principal Solicitor & Director, Family Law Matters

## TO COLLABORATE, MEDIATE, ARBITRATE OR LITIGATE? THAT IS THE QUESTION

TUESDAY, 30 AUGUST 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB228N40D

Chair: **Jennifer Hetherington**, Managing Director, Divorce Hub Legal

Presented by **Maurice Edwards**, Special Counsel, Rafton Family Lawyers; Accredited Specialist in Family Law; Nationally Accredited Mediator and Accredited Arbitrator

**Ethics & Professional Responsibility**

## ETHICS AND PROFESSIONAL RESPONSIBILITY REFRESHER FOR JUNIOR FAMILY LAWYERS

TUESDAY, 13 SEPTEMBER 2022 \$155  
1.00PM TO 2.00PM (AEST) WEB229N40E

Chair: **Louise Carter**, Barrister, Waratah Chambers

Presented by **Caroline Counsel**, Managing Partner, Caroline Counsel Family Lawyers

# THE ARCHITECT'S LEGAL HANDBOOK



THURSDAY, 23 JUNE 2022 \$490  
1.00PM TO 2.00PM (AEST) WEB226N37

Legal issues lurk at every corner so it's imperative that you have the architect's legal handbook at your fingertips. Attend and hear your key legal questions answered. Looking beyond just the build, this comprehensive program will guide you through the daunting legal landscape. Gain practical knowledge on the national construction code and what it means for you. Understand the intricacies of insolvency, construction disputes, key employment issues and intellectual property protection for architects.

Chair: **Brian Meyerson**, Managing Principal, MHN Design Union

## The National Construction Code is Changing: How Will it Impact Accountability & Obligations?

The new Code is expected to be released by May 2022 and come into effect in September 2022. With significant expected changes impacting architects, performance requirements, and accountability, this is your opportunity to examine what's changing and how it will impact how you may be held accountable if problems or disputes arise.

Presented by **Margot King**, Partner, Head of Real Estate - Sydney, Piper Alderman

## What Happens if one of the Parties to a Project Becomes Insolvent?

- Insolvency basics: who is who and what each process means
- Practical implications of an insolvency event for a project
- Getting the project finished
- Risk minimisation strategies

Presented by **Sam Kingston**, Partner, Maddocks

## How do Construction Disputes get Resolved?

- When do I need to get a lawyer involved?
- What are the first steps in addressing a claim?
- What should I do when the claim is against me?
- Practical steps for preparing for a dispute.
- What are the main dispute resolution vehicles?
- How do adjudication, mediation, expert determination, arbitration & litigation work?

Presented by **Petrina Macpherson**, Special Counsel, MinterEllison

## What Employment Issues do Architects Face?

- What do I need to know about hiring?
- What workplace issues should I be aware of?
- What can I do to avoid litigation if I have to terminate employees?

Presented by **Cameron Solley**, Partner, Thynne + Macartney

## What is Intellectual Property and How do Architects Protect it?

- What is copyright and who owns a copyright?
- How do I protect my work?
- What to do if someone uses my work without permission?

Presented by **Adam Rosser**, Partner, CCK Lawyers; Leading Technology, Media & Telecommunications Lawyer, *Doyle's Guide 2020*; Leading Construction Lawyer; *Doyle's Guide 2021*

## 5 ATTEND THE FULL SERIES AND EARN

1 CPD unit in Ethics & Professional Responsibility  
4 CPD units in Professional Skills

## 4 LAWYERS ATTENDING EARN

4 CPD units in Substantive Law



# ADVANCED BUSINESS SUCCESSION, TRUSTS AND PLANNING

2ND  
ANNUAL



WEDNESDAY, 20 JULY 2022  
10.00AM TO 5.15PM (AEST)

\$690  
WEB227N41

Master how to deal with companies & trusts, drafting variation of trust deeds, and the settlement & resettlement of trusts. Perfect your skills & strategies in dealing with tax consequences and navigating family trust elections and passing control of trusts with FTEs. Delve into best practices when planning for involuntary departure of business principals and succession issues of businesses held in SMSFs.

Chair: **Clifford Hughes CTA**, Principal, Clifford Hughes & Associates; Accredited Specialist in Taxation Law; Accredited Specialist in Business Law (Qld); Accredited Specialist in Wills and Estates Law (VIC); SMSF Specialist Advisor

## Professional Skills

### Drafting and Variation of Trust Deeds

- Interests of a beneficiary
- Taxation of trusts generally
- Desirable provisions in a trust deed
- Effecting a distribution
- Streaming
- CGT Event E4
- Asset revaluation reserves
- Family trust elections and interposed entity elections
- Implications of failed distributions
- Variations and whether you vary outside of the deed

Presented by **Michael Bennett**, Barrister, 13 Wentworth Chambers

### UPEs and Loans in Estate Planning

- Gift, a loan or a UPE?
- Shareholder loans legislation applied to trusts and estates
- Tax and estate consequences
- Practical planning strategies

Presented by **Julie Van der Velde**, Principal, VdV Legal; *Best Lawyers 2022*, Trusts & Estates and Tax Law; Recommended Wills, Estates & Succession Planning Lawyer, *Doyle's Guide 2021*; 2017 SME Chartered Tax Adviser of the Year

### Settlement and Resettlement of Trusts

- Elements of a trust upon establishment
- What is a resettlement?
- What are the consequences?
- Tips and tricks to avoid a resettlement

Presented by **Michael Mobberley**, Solicitor IV (Corporate), Legal & Professional Services, NSW Trustee & Guardian; Accredited Specialist in Wills & Estates Law

### Family Trust Elections and Issues in Passing Control of Trusts with FTE

Understanding the concept of 'distributions' and who is in the 'family group' is particularly important when restructuring, succession planning and choosing who should be the 'specified individual' in family trust elections. This session will cover:

- When is an FTE or IEE required?
- What are 'distributions'?
- Who is part of the 'family group'?
- Who is liable to pay family trust distribution tax?
- How to pass control of a trust (which has made an FTE) to the next generation

Presented by **Linda Tapiolas**, Partner, Cooper Grace Ward Lawyers; *Best Lawyers 2022*, Trusts and Estates

### Planning for the Involuntary Departure of a Business Principal

- The buy/sell agreement for the transfer of an outgoing principal's interest reviewed
- What are the timing consequences on CGT? Use of options
- Models of insurance ownership for funding buyouts
- Relevant CGT considerations
- Payment of insurance premiums
- Landholder duty considerations
- Valuation issues and methodologies
- Drafting tips for buy/sell agreements

Presented by **Simon Robinson**, McCullough Robertson

### Complex Business Succession with SMSF Issues

Often SMSFs are used to hold business assets, but it's not always the case that the impact of a premature death or disablement is considered. This session will consider superannuation specific issues that arise when dealing with business succession:

- What business owners should consider when acquiring Business Real Property in their SMSF from a succession perspective
- Winning a new client with poorly planned arrangements: What can be done to 'fix' poor planning?
- Owning business interests (e.g. shares in the trading entity) in the SMSF - can this, and should this, be done? NALI isn't the only concern

Presented by **Neal Dallas**, Principal, McInnes Wilson Lawyers; SMSF Specialist Advisor; Recommended Tax Lawyer, *Doyle's Guide 2020*; Recommended Wills, Estates & Succession Planning Lawyer, *Doyle's Guide 2021*; *Best Lawyers 2021*, Tax Law, Trusts and Estates, Superannuation Law & Wealth Management/Succession Planning Practice and **Victoria Mercer**, Solicitor - Superannuation and Revenue, McInnes Wilson Lawyers

“ Excellent presentations ”

“ Helpful explanations of how disputes arise ”

## 6 ATTEND AND EARN

5 CPD units in Substantive Law  
1 CPD unit in Professional Skills



# MANAGING CLIENTS, COLLEAGUES & CONFLICT: PSYCHOLOGY & THE LAW



21 JULY, 18 AUGUST, 15 SEPTEMBER 2022 \$405  
1.00PM TO 2.00PM (AEST) WEB227N42

In this series of workshops, you will focus on better understanding the different personality styles of client, building effective client-lawyer relationships, and conflict resolution strategies. Your facilitators will guide you as experienced lawyers and clinical psychologists.

## MADNESS, SADNESS AND BADNESS: UNDERSTANDING YOUR CLIENTS' PERSONALITY TRAITS

THURSDAY, 21 JULY 2022 \$155 WEB227N42A

Better understand different personality traits, and how these might present in your clients. Examine some of the most common personality traits that you might see in your legal work.

- Overview of different personality traits
- What to expect from clients who present for legal representation with the different personality traits
- Psychological strategies and techniques that can help engage clients with different personality traits

Presented by **Dr Katie Wood**, Clinical Psychologist & **Julia Vitebsky**, Solicitor

## THE LAWYER – CLIENT RELATIONSHIP: THE KEYS TO SUCCESS

THURSDAY, 18 AUGUST 2022 \$155 WEB228N42B

Examine the client-lawyer relationship, and how to establish qualities that help to ensure success over time. The focus is on supporting you to develop relationships that are based on trust, mutual understanding, and respect. Explore how to build rapport with clients, managing professional boundaries and understanding the role of empowerment.

- Rapport building & the role it plays in the lawyer-client relationship
- The role of empowerment in the lawyer-client relationship
- The different types of power that might be present in a lawyer-client relationship
- Professional boundaries

Presented by **Dr Katie Wood**, Clinical Psychologist & **Julia Vitebsky**, Solicitor

## MANAGING HIGH CONFLICT DISPUTES: A PSYCHOLOGICAL PERSPECTIVE

THURSDAY, 15 SEPTEMBER 2022 \$155 WEB229N42C

The aim of this workshop is to provide lawyers with a better understanding of different personality traits, and how these might present in their clients. All individuals come with their own histories (genes and environment), which shape their personality. In this workshop, we cover some of the most common personality traits that you might see in your legal work.

- Clients in high conflict disputes
- Counselling microskills: Why are they important for lawyers?
- Staying ethical and professional in high conflict disputes

Presented by **Dr Katie Wood**, Clinical Psychologist & **Julia Vitebsky**, Solicitor

### 4.5 ATTEND THE FULL SERIES AND EARN

4.5 CPD units in Professional Skills

# ISDA MASTER AGREEMENTS FOR OTC TRANSACTIONS WORKSHOP



TUESDAY, 26 JULY 2022 \$405  
9.00AM TO 12.15PM (AEST) WEB227N44

Mishandling or not using an ISDA Master Agreement correctly can be catastrophic. Take a guided tour through the nuts and bolts of the agreement and take away critical strategies for over the counter derivative transactions including forwards, swaps and options. Examine significant drafting elements that will help boost transparency and higher liquidity. This intensive workshop is not to be missed by all those involved in options trading, hedging, banking, finance, corporations and capital markets.

- ✔ **Decipher an ISDA Master Agreement like a pro**
- ✔ **Improve transparency and higher liquidity in your OTC transactions**
- ✔ **Elevate your skills by navigating the drafting considerations**

## Derivatives 101

- What is a Derivative?
    - Forwards
    - Swaps
    - Options
    - Equity, IRS, credit, commodities, crypto, others
  - How does an ISDA work?
    - Single agreement
    - Close out netting
    - Payments netting
    - Termination events
    - Credit support
  - Key drafting considerations
  - Other documents and regularly issues (protocols)
- Presented by **Dale Rayner**, Partner, King & Wood Mallesons; *Best Lawyers 2022 Derivatives Lawyer of the Year; Best Lawyers 2022, Asset Finance Law, Banking and Finance Law, Debt Capital Markets Law, Equipment Finance Law, Financial Institutions, Regulatory Practice, Structured Finance Law*

## About the Presenter:

Dale Rayner's practice focuses on asset and structured finance, financial regulation and derivatives. Prior to joining KWM, Dale worked for international law firms in Sydney, London and Hong Kong and in derivatives legal at Societe Generale in Hong Kong and London. He also worked in Asset and Structured Finance in the front office at HSBC in Hong Kong for many years. Dale is listed in AFR's *Best Lawyers 2022* and also ranked in Chambers for Asset Finance and Leasing. He was the AFR Best Lawyers "Lawyer of the Year" for Financial Institutions in 2018 and for Derivatives in 2022.



### 3 ATTEND AND EARN

1.5 units in Substantive Law  
1.5 units in Professional Skills

# CRYPTOCURRENCY & DIGITAL ASSETS



WEDNESDAY, 27 JULY 2022  
2.00PM TO 5.15PM (AEST)

\$405  
WEB227N43

The rapid growth of cryptocurrency and digital assets towards mainstream acceptance has left many wondering what exactly we are dealing with. Is it an asset or security? How is the market being regulated locally and globally? What is the ATO's approach to these assets? How would you deal with them during a normal distribution of assets? At this session you'll gain, in simple terms, clear answers to these questions so you can deal with these issues confidently & effectively.

Chair: **Natasha Blycha**, Managing Director, Stirling & Rose Lawyers

## What is a Digital Asset? Cryptocurrency and Digital Assets as Transferrable Assets

- Asset or security?
- Current Regulatory legal issues: Anti-Money Laundering
- Potential risks
- Valuing digital assets

Presented by **Dr Adrian McCullagh**, ODMOB Lawyers

## Cryptocurrency and Digital Assets: Key Tax Considerations in Transacting with these Assets

- Highlight key Australian taxation considerations in relation to transactions involving cryptocurrency
- Case studies: covering the main taxation considerations relevant to investors, traders, businesses which transact in cryptocurrencies, token offerings, decentralised finance, and managed funds which invest in cryptocurrencies

Presented by **Julian Cheng**, Partner, Gilbert + Tobin

## SMSF & Cryptocurrency: Legal Consequences, Restrictions and Reporting Requirements

- Unique considerations and risks
- Processes to be implemented upon establishment
- Ensuring compliance with all regulatory requirements
- Ownership, traceability, and audit
- Accessing the cryptocurrency after death

Presented by **Electra Frost**, Principal, Electra Frost Advisory

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**ALL NEW PROGRAM**  
in this fast-developing area