Our clinical education program is turning 20 this year! That is a big anniversary for us. This cooperation between SCALES in Rockingham and Murdoch University School of Law is the jewel in our crown. It is a major point of distinction we offer in our approach to legal education. The breadth and depth of clinical education at Murdoch is rare in Australia and indeed the world. The success of our program is due to many people, not least those who not only had the idea but brought it to fruition 20 years ago and those who built the foundation on which today’s success rests. Chris Shanahan SC and our own AProf Mary Ann Kenny come to mind. But I think it is fair to especially mention two “VIPs”. One is the Director of SCALES, Gai Walker, our partner with whom we collaborate so excellently. And the other is our tireless Director of Clinical Studies, Anna Copeland. Anna is not only the program’s director, she is living and driving a passion. The Law School and myself as its Dean and her colleague very personally are so lucky to have staff like Anna and partners like Gai.

All of that engagement and commitment of the past and present creates a responsibility for us into the future: to ensure that we continue to build and develop our clinical program, to make it better and even stronger, to seek out new opportunities for our students and for the outreach work the clinic embodies. We will need all of our stakeholders and alumni to support us in that endeavour and to look for ways in which you can contribute, with ideas, with help, with support and by getting the word out into the community of what we are doing here at the Law School of Murdoch University.

I am looking forward to our traditional Reception of the Profession on 28 November 2017 where we will again celebrate the 20th Anniversary with our Chief Justice Wayne Martin as the guest of honour. Do not forget to RSVP!

Jürgen Bröhmer

---

Heather Costelloe applied and was chosen as one of 15 students from the Asia/Pacific area to take part in ICANN’s prestigious NextGen program (The NextGen program is targeted at young people, ages 18-30, to introduce them to the ICANN policy development process, further their understanding of the internet and domain name system, and enable them to serve as knowledge ambassadors in their home region). This program includes a full scholarship to attend the above meeting in Abu Dhabi.

All NextGen program participants prepare a 10-minute presentation, which is given in an open forum environment. Heather’s presentation was scheduled for this afternoon, and it was extremely well-received.

You’ll find Heather’s presentation here. Full audio visual link at the bottom of the page, (Adobe Connect recording): https://schedule.icann.org/event/CbFG/nextgen-presentations
The inaugural Murdoch Law Career Mentoring Program was a pilot project that ran from May to October this year. This mentoring program matched current Law students (mentees) with industry professionals (mentors). The program assisted students with enhancing their personal career development skills, created networking opportunities for future career development and clarified students’ future career journey and direction.

This program linked current students and graduates in the legal profession with a focus on sharing experiences and advising on future career directions. All mentors came from well-known Perth law firms and large corporations.

The Law Career Mentoring Program was designed to assist students to:
- develop a realistic view of the legal profession
- create networking opportunities for future career development
- clarify future career journey and direction

Kristin Gaerisch, the program coordinator, shared some of her findings from the Law Career Mentoring Program pilot project: "There was a clear need for this program. All feedback received so far from mentee participants indicates that students gained a lot from this program and that they would recommend this program to their fellow students. Also, the level of dedication demonstrated by participating Murdoch Alumni was impressive. Two mentors in particular continued their commitment to mentees even though they had moved overseas for work reasons during the program."
Introducing the Graduate Diploma in Australian Migration Law & Practice

From January 2018 the School of Law will be offering a new course in migration law. The Graduate Diploma will build upon the leading reputation in migration law that has been developed in the School of Law.

The School of Law previously ran a Graduate Certificate in Australian Migration Law and Practice. We have had hundreds of graduates over the last 10 years who have gone on to establish successful migration law practices in Australia and overseas.

The postgraduate program will enable students to gain practical knowledge and skills that will be required for practising in this challenging area of law. It will include:

- Legal research and writing skills
- Migration law expertise
- Visa application and submission writing techniques
- Professional and interpersonal communication skills, including cross cultural skills

The program will run across a year and will include the capacity to work with real clients in the School of Law clinic at SCALES or to have an internship at a migration law practice.

The program will be flexible and adaptable. For those who have studied law or completed the GCAMLP they can gain credits for past study and work experience.

The Graduate Diploma in Australian Migration Law and Practice aims to prepare students to provide professional advice and assistance to organisations and individuals on Australian migration law in accordance with ethical principles and the Code of Conduct.

The GDAMLP will address all the Occupational Competency Standards for Registered Migration Agents.

Those that complete the GDAMLP and a prescribed capstone exam will meet the knowledge requirements for registration as a migration agent with the Office of the Migration Agents Registration Authority (OMARA).

The course is made up of eight subjects worth three credit points each, it consists of seven compulsory units and one compulsory practice units. For the practice unit subject there are three electives and the students must select one.

**Semester one**

1. Introduction to Legal Skills for Migration Practitioners (3 points)
2. Australian Migration Law (3 points)
3. Australia’s Visa System I (Family and other visas) (3 points)
4. Fundamental Migration Practice Skills (3 points)

**Semester two**

5. Australia’s Visa System II (Economic, Student and Skilled) (3 points)
6. Visa Compliance, Cancellation and Review (3 points)
7. Contemporary Migration Law Issues and Business Skills (3 points)
8. Students must do either Work Integrated Learning (Migration Law) (3 points) or Migration Clinic (3 points) or Professional Migration Practice (3 points)
Assoc. Professor Chris Dent has recently presented his research at two contrasting conferences. His first contribution was entitled ‘Regulatory Theory and Emerging Military Technologies’ and built, unsurprisingly, on his work in the area of regulatory theory. The paper was presented at the Symposium on the Ethical, Legal and Social Implications of Emerging Military Technologies held at the Melbourne Law School in May. That interdisciplinary event, organised by the Program on the Regulation of Emerging Military Technologies brought together academics (from law, engineering, IT, international affairs and philosophy), representatives from the Red Cross and the Department of Defence. A Report of the Symposium is available at http://www.premt.net/2017/08/symposium-report/.

Chris’ second paper, ‘Patents over Military Equipment: Shifting Uses for Shifting Modes of Governance’, focused on the analysis of the history of the patent from a Foucaultian perspective. The conference was held in Toronto by the International Society for the History and Theory of Intellectual Property. It, too, was interdisciplinary. Participants included legal academics, historians, economists, communication scholars, sociologists and academics from information studies.

Professor Lisa Young had a busy schedule of conferences over winter. From 4-7 June she attended the 7th World Congress on Family Law and Children’s Rights in Dublin, presenting a paper addressing the failure of Australian family courts to respect the autonomy of competent minors in parenting disputes.

As the Australian expert on a research project being run out of Universite Catholique du Louvain Professor Young was funded to attend the Adults and Children in Postmodern Societies International Family Law Conference in Brussels (6-7 July) presenting in the “Changes in Traditional Parenthood and Social families: adoption, step and foster families” panels. As part of this project Professor Young prepared the expert report for Australia, which will be published together with other selected reports.

Her final commitment was as a participant at the invitation only Anglo-Australian Financial Remedies Workshop, hosted by Cambridge University Law School and Melbourne University Law School and held at Trinity College from 11-12 September. Her paper considered the need for reform of Australian family property laws and it is anticipated that the papers from this workshop (which looked broadly at the question of rules versus discretion in family property law in the Anglo-Australian context) will be published as a special edition of the Australian Journal of Family Law.

Dr Dennis Ndonga with staff and students of the Shanghai Customs College. Dennis was invited at the Shanghai Customs College in China to give a guest lecture series on public administration and Customs management topics on 15th September 2017.
Dr Shirley Quo, Senior Lecturer in Law, presented two papers at the 35th International Symposium on Economic Crime at the University of Cambridge in the UK. The main organising institution is the Centre for International Documentation on Organised and Economic Crime (CIDOECC).

The overarching theme of this year’s symposium was the efficacy and efficiency in preventing and controlling economically relevant crime and misconduct of those who by office or circumstance are looked upon by our societies to protect us. In addition to considering the role of the traditional criminal justice system, the symposium also focused on regulators, the compliance industry and all those who assume responsibility for minding other people’s wealth.

For her presentations, Dr Shirley Quo focused on the role of the regulatory framework for executive remuneration in Australia as a corporate governance mechanism. Executive remuneration – in particular, whether it is incentive-based – plays a role in corporate governance by operating to ensure that companies are directed and controlled in a manner that protects and promotes the interests of participants.

In September, Property Law and Equity lecturer, Robyn Honey, presented papers at two international conferences. From 5-8 September, Robyn travelled to Ireland to the annual conference of the Society of Legal Scholars at University College, Dublin. The Society of Legal Scholars is the preeminent professional association for legal academics in the United Kingdom and other common law jurisdictions. Papers and posters were presented in numerous streams by academics from all over the world. In 2017, the conference theme was ‘The Diverse Unities of Law’. Robyn’s paper, which was entitled ‘The Deconstruction of Undue Influence’, argued that although unity is a worthy goal of judicial law making, it ought not to be pursued to the detriment of doctrinal coherence.

Later in September, Robyn presented a paper at the 14th Australasian Property Law Teachers’ Association at Curtin University in Perth. The theme of this conference was ‘Beyond Sole Ownership’ and Robyn’s paper was entitled ‘Adverse Possession as between Co-owners: Norms of Sharing versus Exclusivity’. The purposes of this paper were: to point out that the law of adverse possession has the potential to work unfairly in cases where the property in question is jointly owned; and to draw attention to the fact that this danger is exacerbated by statutory reforms put in place in 2005, which take effect from 15 November this year.

Guy Hall gives workshop in Long Bay Prison Sydney on Autism and Offending

Guy has an extensive background in working with offenders, having been the Senior Clinical Psychologist in Fremantle Prison and the co-author of the Violent Offender Treatment Program. He has also been a member of the Life and Indeterminate Sentenced Prisoners panel of the WA Prisoners Review Board. He has combined his knowledge and skills in treating offending with his knowledge of ASD. He presented a workshop in Long Bay Prison on some key issues in treating and evaluating risk with offenders with ASD. Guy was told just prior to the presentation that it had one of the highest enrolments for any workshop they had held and that it would be streamed around the state. Guy responded “no pressure then”. Feedback from the organisers was that it was a most informative workshops with many messages of thanks.
Associate Professor Mary Anne Kenny has been working with the Red Cross and academics from the Mental Health and Substance Use Research Group from University of South Australia, Professor Nicholas Procter and Dr Monika Ferguson in developing and delivering a program on suicide prevention.

The workshop arose from combined research on the incidents of suicide in asylum seekers in the Australian community.

Few people are aware that the suicide rates of people on temporary visas seeking refugee status in Australia is rapidly rising. In fact suicide is now the leading cause of premature death in this vulnerable group.

Currently, there is no local or national suicide prevention intervention strategy specifically addressing the needs of asylum seekers or the people supporting them in the Australian community.

Training for workers at NGOs was developed to improve the knowledge, confidence and competence of NGO Caseworkers and community leaders when responding to suicidal asylum seeker.

Funding was sought for the training through a crowdfunding project supported by the UniSA.

Associate Professor Kenny participated in the delivery of 2 day training of caseworkers from NGOs in Perth during August this year.

Further details can be found here: http://w3.unisa.edu.au/giving/preventing-asylum-seeker-suicide.asp

If you or anyone you know needs help please contact:
Lifeline on 13 11 14     Kids Helpline on 1800 551 800
MensLine Australia on 1300 789 978     Suicide Call Back Service on 1300 659 467
Beyond Blue on 1300 22 4636     Headspace on 1800 650 890

International Humanitarian Action Training (IHAT)

The Australian Red Cross runs a three-day course on International Humanitarian Action Training (IHAT), multiple times a year in various locations throughout Australia. Anahita Movassagh Riegler (Lecturer in Criminology) was fortunate enough to attend the course that was held in Melbourne from the 1st -3rd of November this year.

A number of highly qualified trainers, with expertise in various areas, run this course and provide education and training on issues relating to humanitarian aid. The trainers provide information on real-life crises and discuss issues that victims and aid workers have faced in addressing those crises. The unique nature of each case is discussed as are the sociocultural, economic, and environmental issues and challenges surrounding such humanitarian crises. Some of these are complex humanitarian cases where a country is both affected by war and a natural disaster.

Although all sessions were stimulating, one of the most inspiring was a two-hour long session in which International Humanitarian Law (IHL), International Human Rights Law, and International Refugee Law are specifically discussed, and the importance of knowledge of these areas of law by the humanitarian aid workers is brought to light.

Overall, this course helps participants better understand the various challenges faced by aid workers. I highly recommend this course to anyone who is considering pursuing a career as an aid worker, or is considering working with agencies providing humanitarian aid.
Congratulations to Daniel Gould, Banksia Honours Scholarship Recipient 2018

Murdoch University’s Banksia Association is a special group of individuals who are passionate about the University and Higher Education. Each year they provide a scholarship for a high achieving Honours student. This year Law student Daniel Gould is the proud recipient of this prestigious $10,000 scholarship. Daniel’s Honours thesis topic compares the differences in contract law in Australia and England with that of other European countries.

Daniel says, “I am so grateful, it is very generous and it has made a direct impact on my life in a lot of positive ways.”

Daniel says he has enjoyed studying Law at Murdoch University, particularly the practical approach to teaching law. He has been able to enjoy many real-life opportunities, including observing the United Nations in session in Geneva.

Daniel says, “one of the biggest reasons I chose to study at Murdoch Law School was because of its really good reputation both amongst other students and universities as well as the legal industry. The Law School is really welcoming; it really makes you feel like part of the community.”

Lawyer sworn in at top court

Seven years of hard work have paid off for a Rockingham lawyer, who was sworn into the Supreme Court of WA last month. Nikolina Dzinkic completed her studies at Murdoch University, earning a Bachelor of Law and Bachelor of Arts with a major in politics. While at university, Ms Dzinkic participated in the International Human Rights Program in Geneva and acted as an interpreter in refugee matters.

Ms Dzinkic has been employed with Mountain Lawyers for three years, first as a student from Murdoch University, then as a law graduate while undergoing college of law pre-admission requirements. “What I’m really looking to push towards, while working alongside corporate commercial work, is litigation, which is negotiating settlements,” she said. “I decided I wanted to be a lawyer when I was seven.”

Ms Dzinkic, who lives in Baldivis, said she felt privileged to be given the opportunity to work at a local law firm and with director and senior solicitor Vicki Mountain. “Everyone who is employed in the office is local, which is great.”

Ms Mountain said she was trying to give back to the community in terms of employing local people. “We want to give local people employment opportunities and new graduates opportunities,” she said. “It can be really hard for a law graduate to find positions. “We also have another local law graduate from Murdoch University currently working with us while undertaking college of law and another local law student employed part-time while continuing his studies in law and economics.”
Lecturer of the Year

MSLS would like to congratulate the winner of the 2017 Lecturer of the Year award, Senior Lecturer Dr Joe Clare! Joe is the first Criminology Lecturer to receive this award and it is well deserved. Congratulations Joe!

2017 Committee

2018 Committee

ALSA Mooting Teams

Elisha Rayner & Amy Weston, Clayton Utz Negotiations Competition

Cody Stevenson & Adam Sibum KW&M Junior Client Interview Competition

Joshua Scoles Herbert Smith Freehills Senior Mooting Competition

Adriana Costanzo, Ashurst Senior Trial Advocacy

Elisha Rayner & Joshua Richards, MSLS Senior Client Interview

Reuben Pemberton-Ovens, MSLS Novice Moot

Owen Wright, Ashurst Junior Trial Advocacy
2017 has been a busy year for MSLS has seen. From all of our competitions and social events, to our 5-hour Annual General Meeting and election nominations, Tri-Law Football, Mud Volleyball, the Theme Party and Annual Ball, 1st year dinner and Law Camp, Social Justice Quiz Night, Women in Law Mentoring program Murdoch students in the school of law have had plenty of extra-curricular activities to keep them occupied this semester.

Competition

Competitions in 2017 were all very successful. MSLS would like to thank all competitors, clients, witnesses, judges, caterers, and sponsors for making our competitions possible and run to the high standard that they do. Congratulations to the winners of the 2017 competitions:

- Ashurst Junior Tiral Advocacy: Owen Wright
- Ashurst Senior Trial Advocacy: Adriana Costanzo
- MSLS Novice Moot: Reuben Pemberton-Ovens
- Clayton Utz Negotiations Competition: Elisha Rayner and Amy Weston
- King & Wood Mallesons Junior Client Interview: Cody Stevenson and Adam Sibum
- Herbert Smith Freehills Senior Mooting: Joshua Scoles
- MSLS Senior Client Interview: Elisha Rayner and Joshua Richards

ALSA 2017 A big congratulations to the team that attended the 2017 Australian Law Students’ Association (ALSA) Conference in Canberra as representatives of the Murdoch Student Law Society.

The team included Joshua Scoles, Johanna More, Joshua Walsh, Marché Bantum and Ash Szczecinski.

Congratulations to Joahnna More for making it to the Semi-Finals of the Witness Exam (Trial Advocacy) competition.

2018 Committee

The elections for the 2018 MSLS Committee ran between the Annual General Meeting and the MSLS End of Year Dinner. Congratulations to the successful candidates and best of luck to next year’s Committee:

President: Carmen Grobelaar
Secretary: Gemma Szumilak
Treasurer: Angela Khemlani
Education and Careers Vice-President: Marché Bantum
Competitions Vice-President: Calum Moultrie
Socials and Sporting Vice-President: Daniel Bone
Publications and Marketing Vice-President: Daniel Baker
Café Manager: Nicola Greenshields
Information-Technology Officer: Sam Coten
Criminology Representative: Lucy Stronach
Criminology Representative: Vacant
Mature Age & Graduate Representative: Charlotte Solomon
Finance Officer: Rebecca Kale
Education Officer: Karla Fernandes
Careers Officer: Sarah Payne
Competitions Officers: Daniel Morey and Owen Wright
Social Officer: Cody Stevenson
Sporting Officer: Timothy Wrathall
Publications Officer: Vacant
Marketing Officer: Katie Brakespeare
Social Justice Officer: Lauren Chambers
General Committee: Elisha Rayner and Troy Sauzier
Where Are Our Students Going in 2018

Many of the law students Murdoch University have been expressing their excitement about 2017 being a great year for Murdoch University law students gaining employment.

Ashurst, Butcher Paull & Calder, Clayton Utz, Department of the Premier and Cabinet, DLA Piper (2 students), Federal Court of Australia, Gilbert + Tobin (2 students), HWL Ebsworth; King, Wood and Mallesons (3 students), Lawfield Legal Practice, Consumer Protection, Norton Rose, Ports & Maritime at the Department of Transport, PwC, Sparke Helmore Lawyers, State Solicitor’s Office, Supreme Court of Western Australia (2 students) and Symons & Co Legal include only some of the workplaces where our students have gained employment.

Nicola and Tessa share their experience at the Law School

Nicola Thomas-Evans

Nicola is due to graduate in February 2018. Commencing in 2018, Nicola has secured a graduate position with Ashurst, an international law firm based in Perth. Nicola changed career direction in 2011 when she enrolled in a Juris Doctor at Murdoch University. Prior to this, she studied a Bachelor of Psychology and a Postgraduate Certificate in Human Resources and Occupational Health and Safety, also at Murdoch University. She obtained a job working as a paralegal/working in legal services in 2010 and it cemented her desire to study law. Nicola said she has always been driven by intellectual curiosity and expanding her learning so studying law appealed to her.

“At Murdoch, I completed internships and clerkships with government bodies, boutique, mid and top-tier law firms throughout my degree. I also competed in several moots internationally and nationally representing Murdoch University. These moots gave me the opportunity to practically apply different areas of law that I had studied to a hypothetical problem that was impacting on a client.” “I recommend studying law at Murdoch University because of the diverse ways that students can get involved in their areas of legal interest – be it mooting, internships, completing research with legal academics, getting involved in societies or clubs, or studying abroad. Murdoch University has a lot of these opportunities for students studying law where they can build their capability while still studying.”

“The academic community at Murdoch have been incredibly supportive and have been amazing to learn from. They are approachable, passionate and knowledgeable in their fields of specialisation, they are genuinely concerned about providing a valuable learning experience to students.”

Tessa Maybery

Tessa Maybery is due to graduate in February 2018. Commencing in 2018, Tessa has secured an Associateship at the Federal Court of Australia with the Hon. Justice Barker.

Following the completion of a Bachelor of Arts degree, Tessa commenced studying a Bachelor of Laws as a graduate entrant. She started a degree at Murdoch based on a desire to work in human rights law. Having studied international relations Tessa wanted to gain further skills to work in the human rights field. Tessa’s area of interest is refugee advocacy. Tessa said Murdoch was the obvious choice for this and her decision was based on Murdoch’s International Human Rights Law Program in Geneva, its practical units run through SCALES Community Legal Centre and its staff who are at the forefront of both human rights academia and legal practice.

“Studying law has allowed me to gain an understanding of how the legal system operates and affects people in day-to-day life. It has been great to have the opportunity to study areas of law that I am specifically interested in, but also to use this knowledge in the real world through SCALES. The mentoring I received through the SCALES program has been phenomenal and has helped me to imagine what my life as a lawyer could look like. I have also had the opportunity to be involved in research which meant working closely with staff who are experts in the field.”

“I say it again, SCALES is phenomenal! I cannot think of a better way to introduce students into practice than through being exposed to a community legal centre. The SCALES unit allows students to experience the impact of law on real people. The Geneva program was also extremely practical and involved meeting with people working in international human rights law to talk about their experiences most days.”

“I was able to experience both ends of the spectrum, from attending UN Treaty Body meetings in Geneva to sitting with clients discussing their protection claims. Murdoch’s range of competitions also meant I had the chance to be involved in things like mooting early on which helped me gain confidence and advocacy skills. Finally, I think Murdoch seems to attract people with similar values to me which has meant that I have developed genuine friendships and received invaluable guidance.”
2017 Murdoch University Scholarship for the Most Outstanding Mock Trial Student

The Murdoch School of Law is pleased to announce that the 2017 Murdoch University Most Outstanding Mock Trial Student Scholarship has been awarded to Nicholas Troy from Wesley College.

The scholarship was formally presented to Nicholas by the Law School Dean, Professor Jürgen Brohmer, at the recent Grand Final of the 2017 Mock Trial Competition. The Grand Final was held at the WA Supreme Court on 12 October, and was the culmination of the months of competition involving high school students from around Western Australia.

Nicholas was chosen as the scholarship recipient following a Selection Day held at the Law School on 19 September where Mock Trial competitors who had been nominated by their Schools were assessed on their advocacy skills. The Judging Panel this year consisted of Professor Jürgen Brohmer (Dean, Murdoch School of Law), Amy Ryan (Lawyer, Minter Ellison), and Lorraine Finlay (Director of Mooting, Murdoch School of Law). The judges all commented on the high standard of nominees and the excellent advocacy skills that were on display during the Selection Day.

This is the tenth year that the Murdoch Scholarship has been awarded. As the recipient of the scholarship Nicholas is guaranteed a place at the Murdoch School of Law in 2017, and will also join one of the mooting teams that represent Murdoch University in national and international mooting competitions. Murdoch University has an enviable reputation in mooting and has won national awards for the innovative moot program it offers its law students. As a member of one of the Murdoch moot teams Nicholas will receive extensive training in legal advocacy and research in preparation for his participation in a competition moot.

We would like to congratulate Nicholas on his achievement, and look forward to welcoming him to Murdoch University next year as our 2017 Murdoch Scholarship recipient. Thank you also to the Law Society of Western Australia for their continued partnership in awarding this Scholarship, and in particular to Annie Warburton for her coordination of the Mock Trial Competition.
The 2017 IMLAM competition concluded on Wednesday 5th July 2017. The grand final was between National University of Singapore and University of Queensland, who mooted before an esteemed panel consisting of Sir Bernard Rix (formerly a Lord Justice of the Court of Appeal, England and a world renowned maritime law judge), Justice Belinda Ang of the Supreme Court of Singapore (also an experienced maritime judge) and Andrew Moran QC, a maritime arbitrator. The outcome was extremely close but winner of the moot, by majority, was National University Singapore.

Various prizes were awarded at our awards function.

Prize winners:

- Winner, Oral hearings sponsored by Minter Ellison – National University of Singapore
- Runner-Up Oral Hearings sponsored by DLA Piper – University of Queensland

Best overall Written Memoranda sponsored by Tiberius MC
- University of Sydney

Runner up Best overall Written Memo sponsored by Youngs List
- University of Queensland
- 3rd place Universitas Indonesia
- 4th place University of Hong Kong
- 5th place Singapore Management University

Best Speaker in the General Rounds sponsored by Colin Biggers & Paisley
- Douglas Lok, National University of Singapore
- 2nd place Harry Goodber, University of Sydney
- 3rd place Lau Wui Yin Candice, University of Hong Kong

Honourable mentions
- Lionel Lim (Singapore Management University)
- Domenic Romeo (Murdoch University)

Best Speaker from newcomer team
- Anjali Pradeep, National University of Advanced Legal Studies

Best Speaker in the Finals sponsored by Holman Fenwick Willan & winner of Ron Salter trophy
- Penelope Bristow, University of Queensland

Runner Up Best Speaker in the Finals
- Harry Goodber, University of Sydney

Highest Ranked Team in the General Rounds sponsored by Norton Rose, and the David Martin Clark Trophy donated by TT Club
- Singapore Management University

The Sarah Derrington Achievement Award, sponsored by Maritime Law Association of Australia and New Zealand:
- Jokin Beltran, Universidad Carlos III de Madrid

AMTAC ‘Spirit of the Moot’ award, sponsored by AMTAC
- Koç University

Best Newcomer performance in the IMLAM Moot, sponsored by LMAA:
- University Airlangga

Honourable Mention:
- National Law University Odisha as the Runner Up Best Newcomer Performance

Murdoch University thanks all of those who contributed to this event: the wonderful sponsors, many of whom have been with us for the entire history of the moot and the arbitrators who heard multiple sessions and gave up their precious weekend and work time to do so. Thanks also to our Host university, the Centre of Maritime Law, National University of Singapore for providing the IMLAM Moot with a wonderful venue and ran a complex event very capably.

Next year IMLAM returns to Australia – and our hosts are University of Queensland! Perhaps you might be able to join us in July 2018.
A team of Murdoch law students has recently returned from Melbourne where they made it through to the semi-finals of the 2017 Sir Harry Gibbs Constitutional Law Moot Competition. The competition is the only national moot competition that focuses on constitutional law and is held each year at the University of Melbourne.

The 2017 competition took place from 23 – 25 September, with a total of sixteen teams from around Australia competing. Murdoch University was represented by Georgia Cain, Clare Duncanson and Troy Sauzier. The teams were accompanied to Melbourne by their Team Coach, Lorraine Finlay.

The moot competition required each team to prepare written submissions for both the Plaintiff and Defendant in a fictitious constitutional law appeal, and to present oral submissions during a mock appeal hearing in front of a panel of judges. The 2017 moot problem presented a complex scenario focused on the constitutional balance between executive and legislative power, engaging particularly with the external affairs power and Australia’s ability to withdraw from international treaties.

In the preliminary rounds the Murdoch team competed against Australian National University, La Trobe University, University of Queensland, and the University of Western Australia. The team was one of the top eight teams that progressed through to the Quarter Finals, and beat the Australian National University in a high quality Quarter Final moot. Unfortunately the team was then defeated in a close Semi-Final moot against the University of Tasmania.

Congratulations to Georgia, Clare and Troy on their exceptional effort in finishing amongst the top four teams in this prestigious national competition!

The fact that a Murdoch team has yet again performed so strongly and made it through to the final rounds of a prestigious national moot competition is a testament to the strength of our mooting program and the hard work and commitment of our moot students.

Thank you also to the Murdoch team who assisted with coaching and support behind the scenes, including Lorraine Finlay (Director of Mooting), Michael Olds (Murdoch Alumni) and Michelle Barron (Mooting & Events Coordinator).

We would also like to thank all of the Murdoch alumni who assisted with practice moots in the lead-up to the competition – their continued support for the Murdoch moot program is invaluable.
On Saturday 11th November, the alumni of SCALES gathered together to celebrate 20 years of our clinical program. In a beautiful evening event at Murdoch, clinical students from far back as 1997 came together to remember, reminisce and celebrate the incredible achievements of our Clinical Program at SCALES Community Legal Centre. Justice Simmonds spoke about the impact the program has had describing a strong and positive alumni group, in turn influencing the profession. He also spoke about the impact of the services our students and SCALES have delivered to more than 11,000 clients over the years.

Chris Shanahan SC and Tim Hammond MP then took the mic. The SCALES Clinic was the brainchild of Chris and he spoke with some emotion about the pride he feels that the project has not just survived but also blossomed in the way it has. Tim reminisced about his days at the Clinic as a young law student and had everyone laughing as he gently ‘roasted’ the founding staff, Michael Hovane; Mary Anne Kenny and Gai Walker.

The evening was a beautiful opportunity to acknowledge the incredible work and commitment of our staff and the many, many students how have come through the program.
Law Lecturers explain duel citizenship saga

Our Law School Dean, Professor Jürgen Bröhmer, and law lecturer, Lorraine Finlay gave a public lecture on Monday 13th November 2017, on the topic of 'Should dual citizens be eligible to serve in Parliament?'

During the lecture Jürgen and Lorraine spoke about the current dual citizenship controversy that has led to a number of Australian parliamentarians being ruled ineligible for Parliament. They discussed how the situation arose in the first place, how the High Court has dealt with it, whether s. 44 of the Australian Constitution should be reformed, and how dual citizenship is handled on a global level. An engaged audience spent over an hour asking questions about this topic issue.

The lecture was part of the ‘Undercover’ lecture series at Murdoch University. This is a series of free public lectures that aim to tackle common misconceptions and reveal interesting facts about a diverse range of topics investigated at the University.

Jürgen and Lorraine have also discussed the dual citizenship issue as one of their podcast topics. These periodical podcasts cover topical issues of constitutional and international law, and can be viewed at the Murdoch University Law School YouTube channel at: https://www.youtube.com/channel/UCuBoTpwoxFixXSAq7ImHQ

Cornerstone Legal does it’s bit for Murdoch Graduates

Cornerstone Legal commenced in 2004 and has become recognised as an established law firm within the Canning Vale area, away from the hustle and bustle of the Perth CBD. With a passion for helping people, and a desire to achieve just and fair outcomes, we have enjoyed continued success across a range of industries, clients and practice areas. The dedicated practitioners work on all things to do with property or land, from planning to native title, from local government to town planning and environmental law, from will and estate planning to commercial litigation.

Principal, Director and Founder of Cornerstone Tim Houweling is not only a Murdoch Law School alumni, he is also an Adjunct Professor of our Law School. But most importantly he is a big fan of Murdoch Law Graduates who make up most of his team, and whom he cherishes because of their high degree of job readiness and hands-on approach.

On the picture from left to right: Lyndsay Barrett (MU-Law 2015), Professor Jürgen Bröhmer (Dean of Murdoch University Law School Law), Simone Avard (MU-Law current student), Bianca Cobby (MU-LAW 2017) and the Founder, Principal and Director of Cornerstone Legal, Adjunct Professor Tim Houweling.
A team of Murdoch law students have successfully competed in the Global Finals of the 2017 Foreign Direct Investment International Arbitration Moot, being ranked 7th out of a total of 104 teams competing from law schools around the world.

The Murdoch team – consisting of Marché Bantum, Joshua Scoles, Andrew Shinnick and Heather Costelloe, and their Team Coach, Lorraine Finlay – travelled to Suffolk University Law School in Boston to compete in the Global Finals from 2-6 November 2017. In the preliminary round moots the Murdoch team competed against teams from France, United Kingdom, Malaysia and Brazil. They then defeated the top-ranked team from the University of Ottawa in the Round of 16 before losing a closely fought Quarter Final moot against the University of International Business and Economics (China).

The excellent performances of the Murdoch team were recognized at the final awards ceremony. Not only were the Murdoch team ranked as the 7th top team in the global competition, but all three Murdoch students who spoke in the oral rounds were ranked amongst the Top 50 Advocates. In particular, Andrew Shinnick received an Honourable Mention as one of the Top 10 Advocates in the Global Finals.

The FDI International Arbitration Moot is a prestigious international mooting competition that focuses on issues of international commercial arbitration and investment law. Each team was required to prepare written submissions for both the claimant and respondent teams, and to present oral submissions during a mock hearing in front of an arbitration panel. Murdoch University has an outstanding record in this competition, previously winning the competition in 2008 and 2010.

Congratulations to Marché, Heather, Joshua and Andrew on their fantastic achievement! Their performance in this competition was outstanding, and highlighted the ability of Murdoch students to compete against the very best in the world. It ends an enormously successful year for the Murdoch moot program, with Murdoch students winning awards at both national and international moot competitions in 2017.
Geneva Program 2017

Again this year in July, Murdoch University ran its International Human Rights program in Geneva, Switzerland. Thirty three students in all attended, with participation from UWA, Macquarie and Griffith Universities as well as our own Murdoch University students.

Students this year had some amazing opportunities to be immersed in the field of human rights law. We were fortunate to have the then Special Rapporteur on the Human Rights of Migrants, Mr François Crépeau, visit with the students and present to them, both on the role of being a special rapporteur, but also on his findings having recently visited Australia and the immigration detention centre of Nauru. It was a fantastic opportunity for students to engage in dialogue with such a senior and experienced human rights practitioner.

Murdoch University also arranged for the students to attend and observe the meeting of the Committee on the Elimination of All forms of Discrimination Against Women (CEDAW) as it heard from Thailand on their State report against their obligations under the Convention. Once again this was a fantastic opportunity for students to be immersed in international human rights law in action. Students were able to identify firsthand the value in the committee members being experts in their field, independent of any state interests; and of the important role played by non-governmental organisations, in bringing the full picture of human rights achievements and failures to the table for discussion.

Other highlights included a tour through the building of the United Nations and observing where the Human Rights Council meets; a tour of the library at the UN, including a tour through the archives where some extremely valuable and historic texts can be openly viewed; a presentation by the International Committee of the Red Cross and a presentation by the UN High Commissioner for Refugees.

In and around these tours and presentations, students completed three units on offer: International Protection of Human Rights; Human Rights organisations, and Refugee Law.

Despite the heavy workload, there is always time for fun. Many students discovered the wonderful lakes around Geneva, ideal for swimming on those hot summer days, as well as the beautiful food and easy weekend trips to surrounding parts of Europe.
Lorraine Finlay Speaks at Constitutional Law Conference

Murdoch University law lecturer, Lorraine Finlay, was recently invited by the Centre for Comparative Constitutional Studies to speak at the 2017 CCCS Constitutional Law Conference.

Lorraine joined other leading constitutional law practitioners and academics at the University of Melbourne for the conference, which is the fourth in a regular series of conferences hosted by the Centre for Comparative Constitutional Studies that focus on themes of enduring significance in constitutional law. Other speakers at the conference including the Hon. Kenneth Hayne AC (former Justice of the High Court of Australia); the Hon. Justice Stephen McLeish (Court of Appeal, Victoria), Professor Adrienne Stone (Melbourne Law School), Emeritus Professor Jeffrey Goldsworthy (Monash University), Emeritus Professor Fiona Wheeler (Australian National University) and Justin Gleeson SC (Banco Chambers, NSW Bar).

Lorraine presented a paper entitled *A Judicial Fiction? Retrospectivity and the Role of Parliament*. In this paper Lorraine examines the role of parliamentary scrutiny in the enactment of retrospective laws. In particular, the paper considers the common law presumption against retrospective operation and explores whether its assumption of parliamentary oversight reflects current practice or is more of a judicial fiction.

Legal Aid Internship

My internship with the Criminal Appeals Team at Legal Aid WA was an incredible experience. It provided me with valuable exposure to the area of Criminal Law, and gave me the opportunity to develop and improve on a number of crucial skills, such as efficient and effective legal researching. Throughout my time with Legal Aid, I was given the opportunity to attend the Perth Magistrates Court with a number of Legal Aid lawyers, which gave me an insight into the criminal law process in Western Australia. Further to this, I was given the opportunity to assist with the drafting of court documents such as Appellant’s Cases, and conducted legal research for various criminal clients. Overall, my internship with Legal Aid was an extremely positive and rewarding experience.
Law Student youngest councillor elected in local government poll

Murdoch University law student Jason Russell is the new face of a push for greater diversity in local government in Western Australia.

At 19 years of age, the second year student is the youngest person to win a seat in the recent elections, which saw a big shake-up of local government in the state.

Councillor Russell won a highly contested race for the Mundaring Shire in the Perth hills, powered by some of the skills he developed during his academic studies.

“I chose to study law because it is a really good cornerstone and it has given me the skills I was looking for—reasoning, arguing and writing—that can be applied to politics, international policy or business,” he said.

“I was concerned my age might work against me, but I took the time to get out in the community and meet people and I was able to shore up people’s confidence that I have the maturity and the skills to be a councillor.”

Mr Russell said he was inspired by the Murdoch curriculum which emphasised practical opportunities, encouraging students to get involved and make a difference.

Among the practical study options for students are the human rights clinic, street law program and many mooting competitions. Other popular options for undergraduates are overseas programs in Geneva focusing on human rights and in Macerata, Italy studying European Union law.

The full story can be found at http://media.murdoch.edu.au/law-student-youngest-councillor-to-win-seat-on-local-government

---

Professor Jürgen Bröhmer at Clyde and Co in Shanghai

On the 29th September 2017 the Dean of the Law School, Professor Jürgen Bröhmer, visited the offices of international law firm Clyde&Co in Shanghai (https://www.clydeco.com/locations/office/shanghai).

Clyde&Co is a global law firm with more than 3,500 staff on all continents. One of their partners in their Shanghai Offices (spectacularly located in the heart of Shanghai’s Financial District on Level 23 of the Shanghai Two IFC tower is Elliot Papageorgiou, an alumni of Murdoch University with a Bachelor of Commerce and a Bachelor of Economics.

Elliot was also among the first students of the newly established Murdoch Law School in 1990 but finished his law degree at Monash in Melbourne and in Oxford and has been working in China for a number of years now.

Professor Bröhmer presented some thoughts on the topic of “Take Back Control” – Not Just a Brexit Slogan: Issues and Challenges in International Trade Law (and beyond)” to interested partners and staff.

(From left to right: Elliot Papageoriou, Isabelle Gu, ???, Professor Bröhmer, ???[Yang Liu???] and Zhengquan Gu)
From 18th – 28th September the Dean of the Law School, Professor Jürgen Bröhmer, visited our Chinese Partner University, Shanghai Maritime University (SMU) to teach an intensive course on Public International Law. At SMU all students live on campus and that makes for a different experience. All students also and always attend all classes. Add to this the intensive nature of the course and the result is an intensive teaching experience not only for the students but also for the lecturer. While at SMU he also met with the School’s leadership to see how our collaboration could be intensified. A number of students from SMU have already graduated from Murdoch University with a law degree under our institution’s 2+2 program. One of these students is Yihong Jiang, who graduated this September.

Both students were full of praise about their time at Murdoch Law School. Both students were also impressed with the level of support they got from Law School staff and lecturers and both made particular mention of our Lecturer Steve Shaw whose efforts to reach out and help obviously left a mark.

Deng Siyuan (“Jack”) also spent one year with us here at Murdoch Law School and is presently completing his Masters Degree at SMU.

Jiang is now aiming to join an LLM program at Waseda University in Japan.
Murdoch Legal Experts take on Vlogging

Murdoch University law lecturers are discussing the legal issues making the headlines in a series of vlogs (video blogs). School of Law Dean Professor Jürgen Bröhmer and lecturer Lorraine Finlay have so far posted discussions about the war in Syria, the citizenship crisis engulfing Australian politics and the legal implications of the United States’ withdrawal from the Paris climate agreement.

They are also promoting the achievements of law students and alumni on the vlog, known as the MurdochLawCast and posting the segments to YouTube.

“We decided to record these vlogs to present our insights to our students, fellow staff members and hopefully to a wider audience,” said Professor Bröhmer.

“Lorraine and I have expertise in topics including international law, human rights issues and constitutional law and we enjoy discussing them, so we decided to start recording our chats in our studio here in the School of Law.”

More recently, Professor Bröhmer invited final year law student Heather Costelloe onto the vlog to speak about her selection to attend and present at a prestigious conference on internet domain name governance and intellectual property.

Ms Costelloe is one of only 15 young people from the Asia Pacific region selected for ICANN’s NextGen program, which will involve her attending the ICANN60 conference in Abu Dhabi in October. https://www.youtube.com/watch?v=7tyZL2dCQGk&t=84s

Professor Bröhmer also chatted to law alumni and former Masterchef contestant Ben Bullock, who has begun a mammoth 30,000 km motorcycle tour from Perth, WA to Perth, Scotland to raise funds and awareness of suicide prevention and depression. https://www.youtube.com/watch?v=Rv20cVksYkY. The School of Law is sponsoring Mr Bullock’s trip, which will take him through 30 countries over the course of nine months.

To view the vlog series, click https://www.youtube.com/channel/UCuBoTwpopkRfxXSAQ7HmHQ

Murdoch Team Wins the AMPLA Moot Competition

Last night, (26/10/2017) two of our students, Adriana Costanzo & Kala Campbell were announced the winners of the 2017 AMPLA Mining Law Moot.

They gave an amazing performance before a distinguished bench, with really tough arguments. Adriana also took out the Best Oralist award giving Murdoch the clean sweep.

A great result for Team Murdoch!

A big thank you must go to Nicola Thomas-Evans, their team coach and Lorraine Finlay for her supervision, organisation and support to the team and to Michelle Barron for all the Admin support she provides to all the Moot teams.
 Perth, WA to Perth, Scotland

Murdoch Law School alumni Ben Bullock will undertake a 30.000 km motorcycle tour from Perth, WA to Perth, Scotland.

This 9-month journey will take him through 30 countries and some rugged terrain indeed. Murdoch University and its School of Law are sponsoring this journey and Ben will represent Murdoch University and its Law School from which Ben graduated in 2011 in all the countries through which his journey will take him. You can follow his journey here www.fromperthtoperth.com

The trip started on Saturday, 2 September 2017 in Perth, WA and we wish Ben safe travels and marvelous adventures.

Video: https://www.youtube.com/watch?v=Rv20cVksYkY

UPDATE - Ben was injured in a scooter accident whilst in Bali, and was lucky enough to “walk” away with a crack in his foot and knee cap. Currently Ben is back in Perth, WA recovering from his ordeal, but will be back in the saddle as soon as time permits.

10th Anniversary of Partnership between Murdoch and Macerata University

This year’s European Summer Academy in Macerata, Italy marked the 10th anniversary of our European Summer Program and partnership with the University of Macerata and its Law School. A good 300 hundred students from Murdoch University School of Law and other Law Schools around the country will have participated in this event during these past 10 years and it can safely be assumed that most, if not all, will fondly look back at their time in this beautiful medieval city with its 700+ year old University and Law School.

On Friday 14th July we commemorated the 10 years with a little conference on the topic of “The Role of Precedent in Domestic and International Law” with eminent speakers from our host, The University of Macerata (Professors Laura Vagni, Fabrizio Marongui Bonaiuti and Ermanno Calzolaio), Professor Andrea Pin from University of Padua, Professor Michael Hahn from the University in Bern Switzerland and Professor Jürgen Bröhmer, Dean of the Murdoch Law School. Professor Gianluca Contaldi, a veteran of our program, was unable to participate this year and in this conference because, to say it in sports terms, we had to place him on injured reserve. Professor Bonaiuti stepped in on short notice and took on his unit on European Union Law.

Common to all ten years was and is the superb hospitality offered to us by our Italian hosts and the engaged leadership of Dean and Professor of Law, Ermanno Calzolaio. Murdoch University is lucky to have partners and friends of this calibre and we look forward to – students willing – many more years of our collaboration.

The little dinner after the conference features our Macerata colleagues, Professor Hahn (and his son Johannes) and Professor Bröhmer.
Guy Hall attended the APAC 17 conference in Sydney in September. Guy’s son Liam Dow-Hall, who has ASD, was a speaker at the conference. Liam was formerly employed part-time at Murdoch University and now works part-time at the RAC. Liam talked about his experiences with ASD including his experiences with discrimination.

Lucy Dow (Guy’s wife and Liam’s mother) added to his presentation by talking about their experiences in seeking adjustments for Liam’s education. Lucy and Guy took two education providers to the Australian Human Rights Commission because the providers were not meeting the requirements of the Disability Standards for Education 2006. Many of the delegates were parents or carers of people with ASD and they were enthusiastic on Liam’s presentation calling it inspirational.

Lucy and Guy were much sought after from parents seeking advice on how to encourage education providers to meet their obligations under the Disability Standards for Education.

Upcoming Events

28th November - Dean’s Reception for the Legal Profession, 20th Anniversary of SCALES and the launch of the new Grad Diploma in Australian Migration Law and Practice.

New Bachelor of Criminology 2018

In our new Bachelor of Criminology, you’ll learn to challenge common perceptions of crime with insights into why people commit offences, how to reduce or prevent crime, and how to help both victims and offenders involved in the criminal justice system. You can major in Crime Science, Criminal Behaviour or Legal Studies and learn how to reduce crime and help both victims and offenders involved in the criminal justice system.

Crime Science
Our Crime Science course is the first of its kind offered in Australia and one of the first in the world. In this course, you’ll learn about the immediate causes of burgeoning crime rates and the why, where, when, by whom, and how a particular offence was committed.

Criminal Behaviour
In our Criminal Behaviour course, you’ll develop a broad understanding of crime and the causes, intervention and prevention of criminal behaviour from a social, psychological, biological and legal perspective.

Legal Studies
In our Legal Studies course, you will explore the legal system and how it shapes our society. You’ll broaden your understanding of the role and operation of law, the structure of the Australian legal system and case law and legislation and the interaction of law with other disciplines and social groupings.