2015-2016 Annual Report
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SCALES Community Legal Centre acknowledges the traditional custodians of this land. We acknowledge that we work on Aboriginal land, traditionally the home of people of the Noongar nation. We pay deep respect to their elders past, present and future.

SCALES strongly supports constitutional recognition of the first Australians, the Aboriginal and Torres Strait Islander people and the removal of discrimination from Australia’s founding document.
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Vision, Mission and Values

We provide quality legal assistance services to the Rockingham and Kwinana community and play an instrumental role in the training of Murdoch University law students participating in our clinical legal education program.

Vision:
A community where human rights are respected and people are able to assert those rights in a fair, affordable and accessible justice system.

Values:
Respect
For people and place
Diversity
Of people and communities
Partnership
Alone we can travel faster but together we can travel further
Excellence
A commitment to a quality service
Integrity
In all that we say and do

Mission:
SCALES will achieve its vision by:
Working in partnership with others to provide access to justice through holistic legal services including individual assistance, community education and systemic advocacy.

Providing opportunities for clinical legal education programs that develop the skills and ethical practice of law students within a human rights framework.
Chair’s Report

Challenges

It would be wonderful to open my report with saying that there will be no funding challenges in the year to come. However, the news just does not get any better.

Cuts of approximately 30% will occur in our funding over the next two years. We are pursuing every avenue to try and secure funding from other sources.

It is very unfortunate that the merit of community education and social justice is not seen to have the utmost importance to our government funding bodies.

Last year I mentioned the “Older Persons Peer Education Scheme”, this project is now moving forward with recruitment of presenters and coordinators.

As you can see there is no “quit” in our staff and management and they continue to look to improve our service to the community.

Murdoch University

The unique partnership between SCALES and Murdoch University continues to remain very robust and the value of this relationship is recognised by both parties.

The first group of students who have undertaken the Introduction module have commenced with SCALES this year and Anna Copeland reports that it is working well.

Acknowledgements

Our volunteer Committee of Management continues to oversee the strategic direction of SCALES. Our Managing Director and employees work hard on the operational activities. As with most community organisations, this blend of volunteers and staff produce teamwork that is the envy of many businesses.

The Staff, Volunteers, Management Committee and Students combine to make SCALES what it is - each reliant on the other for the success of the organisation. So of course my THANKS to each and every one of you.

Over the year we have lost and gained some committee members, thank you to those departed or departing and to our new members, welcome to the team.

I have enjoyed my last two years as Chair and whilst still wishing to continue as a committee member, I will not be standing for the Chairs position.

May I again express my thanks to each and every member of the committee, the Managing Director and all the staff for their support over the past year.

Roz Davey
Managing Director’s Report

Whenever I go out into the community to talk about SCALES and its services, I always get extremely positive comments. Whether the person was provided with information and referral, advice or ongoing assistance from SCALES, the professionalism of the staff and students and the fact that we took time to hear their story is told to me again and again.

Visitors

This year we have had an array of visitors to the centre with two visits by staff from the Australian Human Rights Commission; Helen Creed, ED, CLC Association WA and Sharryn Jackson, WA Accreditation Coordinator; VSS staff Andrea Naumoska and Amy White; Gosnells Principal Solicitor Linda Saverimutto and SCALES’ alumnus Monica Snowball; Jurgen Brohmer, Law School Dean; Brand ALP candidate, Madeleine King; local MPs Paul Papalia, Roger Cook and Mark McGowan, Leader of the Opposition following lobbying on the cuts to financial counsellors.

A special thanks again to Rob Guthrie, Criminal Injuries Compensation Assessor / Magistrate for his presentation to each group of students, always with positive feedback from students.

Legal Services

While the work with clients continued unabated, staff took the opportunity to work on a number of projects including the revision and update of the Tenancy Advice and Court Service Manual; discussions with other services about collaborations including the City of Kwinana, Citizens’ Advice Bureau Perth and Kwinana on a Kwinana outreach service at the Kwinana CAB, the City of Cockburn, the Wirrpanda Foundation in Kwinana and the Lucy Saw Centre for the Prevention and Intervention of Family and Domestic Violence.

Strategic Plan

We have worked actively towards our strategic objectives this year, particularly in semester one. Many are ongoing strategies, I report on the progress to the committee on a six monthly basis. In 2017 the committee and staff will review the strategic plan to take us into the next 3 to 5 years. The Constitution will also be reviewed in line with the new Associations Incorporation Act 2015.

Public Purpose Funding

Quite a few of key strategies will be addressed by the Law Society’s Public Purposes grant for the 2016 to 2019 period. This three part plan funded over three years will allow us to update and expand our Community Information and Referral System (CIRS)
for internal use by staff and students; develop an onsite self-help resource centre utilising the CIRS for clients and undertake a comprehensive legal needs analysis (LNA) for the region.

The purpose is to allow us to provide more focused and useful referrals, develop a Community Legal Education program informed by the service statistics, and support plans to provide outreach in Kwinana.

**Older People’s Peer Education Scheme (Elder Abuse)**

A second project over two years commenced in May 2016 with the announcement of the success of a joint application to the WA Attorney General’s Criminal Property Confiscation Grants Program.

SCALES and Northern Suburbs CLC have been successful in a pilot project called the Older People’s Peer Education Scheme (Elder Abuse). There will be five local government regions, three in the north and two in the south – Kwinana and Rockingham. A south and north part time Project Officer will recruit volunteers for each region and coordinate the training, presentations and resourcing the six volunteer Peer Educators for each region.

The project will be staged with each region starting at different times to allow the project to evolve over the course of the two year project. Each region will have a one year project with a target of each peer educator contacting 100 people in each region with a total target rate of 3,000 contacts. Consultant Lee Collis has developed the training package for the project officers, peer educators and the recipients of the information package.

Once the volunteer Peer Educators have been recruited they will also have input into the program. Presentations will include individual conversations, attendance at community events such as the seniors expo and presentations to seniors groups. A very exciting project which I hope will then allow us to expand our family violence practice with further funding for a south of the river Older People’s Rights Service.

**People**

All the staff at SCALES in both Rockingham and Murdoch are extremely passionate about providing professional legal services to our community. I want to thank them for their dedication and I look forward to working with them in the future.

I must thank the Management Committee for their support and commitment to SCALES. I’d like to welcome to Kylie Hansen and Tania Byrnes to the Management Committee. Both women bring comprehensive skills to the committee, Kylie has an extensive
interest and experience in governance while Tania’s work in finances has ensured that she is suitable for the role of Treasurer. Thanks for your interest and commitment to SCALES.

I would also like to thank outgoing committee members Joshua Watts and Mieke Dixon who both found work commitments prevented them from giving the time they would like to the committee. All the very best to both of you.

We also saw the departure of solicitor Amanda Blake and legal practice admin assistant Raelene Murphy.

Alumnus Sara Parker (Gleeson) joined the team as a tenant advocate and Amanda moved Sara’s admission as a lawyer to the Supreme Court of Western Australia. Sara continues her employment as a restricted practice tenancy solicitor. Anna also moved that some of her former students should be admitted.

It has been great to see and hear of the development of the SCALES Alumni Committee. The momentum of membership increases and they have hosted and intend to host further social and fundraising events for SCALES.

Admission day for Sara Parker with Clea Brierley (left) and Amanda McGow (right)
18 December 2015.

Funding

More than other years, this year has been turbulent and finishes with us looking at looming funding cuts in 2017 and how we can accommodate those funding cuts and subsequent cuts to services.

While it has been fantastic to hear of the success of the two new funding projects mentioned above, SCALES’ and many other CLCs face significant cuts to funding in the very near future. The WA Tenancy network is about to go to tender due to the depletion of tenancy funding through the low bank interest rates. Services advise that
they are facing more than 20% cuts to funding, SCALES cut will be 28%, that is $57,000. These cuts commence with a lower cut in January 2017 and the full cut to commence July 2017.

The Commonwealth Government will cut funds to CLCs by upwards of 30% commencing 1 July 2017, we expect this will be a further cut of over $60,000. These two cuts, along with the loss of the Family Abuse and Advocacy Support Team (FAAST) funding of $50,000 per year, put us in a difficult situation financially, however, not as bad as some other services that may have to close their doors. In the eastern states there have been a number of mergers and in WA specialist centres are looking at options to collocate or merge.

Looking Forward

Much of my work in this coming financial year will be on seeking funding to broaden our funding base which will strengthen our sustainability. The two new projects, OPPES and CIRS, will also be a focus of the year.

I call on all SCALES’ supporters including stakeholders, partners and alumni to consider how you can help the service continue its work within the legal profession by providing opportunities for the emerging generations of lawyers to participate and develop the confidence, skills and ethics of law students.

This happens through the Law Clinic based at SCALES in a community based environment where they are able to put their understanding of the legal system in context and while enhancing the law students’ appreciation of access to justice and social exclusion by providing legal services to both Kwinana and Rockingham residents who would not be able to access legal services otherwise.

I will finish by inviting you all to participate in the upcoming 20th birthday celebrations. SCALES will have provided legal services to the Kwinana and Rockingham communities for 20 years on 7 April 2017. This follows on from the Kwinana Rockingham Evening Legal Service coordinated for many years by SCALES life member Jerroldine Gilbert and the late Tom Joyce with the support of former local Kwinana MP Norm Marlborough and his electorate staff.

The SCALES Alumni Committee is keen to participate in the festivities and bring back many of our former students to celebrate with us.

Thank you for your continuing support of SCALES which in turn supports the communities of Kwinana and Rockingham.

Gai Walker
Service Statistics

In the period 1 July 2015 to 30 June 2016, SCALES gave advice to 741 people in the form of one off advice, case work, negotiation, advocacy or representation.

Information and Referral Activities (No legal advice) 1,559
*These are callers who were assisted with information and referrals where SCALES could not assist due to lack of resources, area of law or time frame needed.*

Clients assisted 741
*(New clients 490, repeat clients 170; existing clients 81)*

Advice (one off) Activities 947

Open Cases 270

Closed Cases 171

- Minor cases closed (0-5 hrs) 67
- Medium cases closed (6-20 hrs) 67
- Major cases closed (20 hrs and over) 37

Cases Ongoing (still open) at 1 July 2016 99

Number of clients represented 104

Number of representations 148
*(Note some clients were represented more than once on the same matter)*

Law Clinic students 28

Introduction to Legal Practice students 35

Practical Legal Training (PLT) students 6

From April 1997 to 30 June 2016, SCALES has provided legal services to 14,145 clients and hosted 866 law students.
This year the legal practice assisted 741 clients on about 947 different issues varying in complexity and urgency.

The assistance ranged from one off advice, referrals to other services or pro bono lawyers, drafting of documents and ongoing assistance including Court representation.

Rhonda, our front line worker, speaks to every caller wanting assistance to assess whether we are able to assist the client and if so, when. This year, as well as the clients that came into the office, Rhonda (with the help of all of the legal staff) gave information about the legal issue or a referral to an appropriate service to 1,159 callers.

“\textit{A small but heartfelt thank you for helping me with the spent conviction information mailed last week. Thank you also for your time in talking to me – it is appreciated more than perhaps you realise...it has not been an easy issue for me re my son.}”

In our experience, callers are grateful to have someone take the time to listen to their issue and give them an idea where to start.

Women made up 65% of our client base – and more than half of these clients identified as their legal issue as being impacted by family and domestic violence.

Our family and domestic violence solicitor, Tracey, saw 171 clients about violence restraining orders (VRO) protecting them from violence perpetrated by ex-partners.

“This has been one of the most challenging and difficult periods in my life, however with your assistance made it easier to manage. My children all sincerely thank you.”

“I would like to thank Tracey for everything she did relating to assisting me with an interim VRO. I also want to thank all the office staff. The appointments, the paperwork, the submission to the Court, the contact with my husband’s lawyer, the negotiations, the compassionate support and follow up. I was treated sensitively and with respect by all through a traumatic time.”
A VRO is often just the start of the legal process faced by clients when separating from a violent ex-partner, particularly when there are children involved. Due to the expertise and commitment of the legal team, SCALES is able to provide clients with advice and assistance with a range of legal issues.

**Case Study 1: Family and Domestic Violence**

Client was referred to SCALES by the local refuge. She and her children were staying there to get away from the other party (‘OP’). Client and OP do not have children together.

Parties had met in 2013 and stayed together until end of 2015. Client and her children were exposed to verbal, emotional and physical abuse by OP.

The Client was assaulted by the OP at her workplace which resulted in her getting a broken nose, bleeding on the brain, two black eyes and a scar on her lip. The OP also threatened to “smash her and the children” and on another occasion he kicked Client in the head, head-butted her, perforated her ear drum, bruised her legs and pulled her hair out.

OP deprived Client of her liberty and would not let her leave the house and he controlled the money. He sent her many text messages and she received lots of missed calls over a short period of time. OP would text or call Client until she answered. OP swore at Client regularly and called her very derogatory and offensive names.

Client was granted an interim violence restraining order (‘VRO’) protecting her and the children from OP. Client was extremely traumatised by the OP’s abuse and was too scared to see him in person at the directions hearing. SCALES represented Client at the directions hearing and organised with victim support service for Client to wait in their office so she did not have to see the OP. At the directions hearing the OP kept walking past the victim support office.

SCALES negotiated with the OP at the directions hearing. He finally agreed to consent to a final VRO on a “without admission as to any liability” basis. Client was able to wait in the room while SCALES represented her in Court. The VRO was made final for two years from the date of the directions hearing.

SCALES waited with Client until OP left the Court building. SCALES further assisted the Client with an application for a grant of Legal Aid to vary the VRO to include the children’s father on it. SCALES also assisted to negotiate with OP about attending the property to collect his belongings.

SCALES gave Client advice about a criminal injuries compensation (‘CIC’) application and Client said her medical negligence lawyer is assisting her with her CIC application.
Requests for assistance with family law disputes are the largest single call on our resources.

This year, about 70% of clients seeking family law advice identified that family and domestic violence was involved in their legal issue.

Arrangements for children after separation remains the core work in family law matters at our service and this responsibility falls on the Clea’s shoulders.

“I cannot thank you enough Clea for everything you’ve done in assisting the children and myself in many difficult legal situations. Your approach was always very professional, I felt secure and safe in your presence and I mean that.”
Case Study 2: Family Law

The Client was the mother of a five year old girl. The father had initiated Family Court of Australia proceedings for parenting orders about the five year old daughter. The proceedings were in Queensland where the parties had been living prior to the Client moving back to the Rockingham area. The father was convicted of sexually assaulting the Client’s son (from a previous relationship). He had successfully appealed that conviction on the basis of a specific direction the judge had given to the jury. The father was not retried as the son was not willing to go through a further trial.

The Client’s issue was that the parenting trial was approaching in six weeks and she did not have representation. As part of the parenting proceedings the Court appointed a psychologist to see the child and report to the Court. The report concluded that the mother had alienated the child from the father and the psychologist recommended the child be removed from the mother to live with the father in Queensland. The report did not address the allegations of sexual assault committed against the son or the risk to the child. Further, the psychologist had recommended to Legal Aid that there was no merit in the Client opposing orders grant of aid. This meant any further application for a grant of aid had to go to an external review.

We provided the Client with advice about the manner in which the Court would deal with the application including addressing the allegations of risk of child sexual abuse. In our view the psychologists report did not predetermine the outcome. Ultimately the Client needed to be represented at the trial in Queensland and her chances of a grant of aid had been impacted by the previous solicitor’s report to the Legal Aid Commission that her case was without merit.

We advocated for the Client with Legal Aid Queensland (LAQLD) by preparing submissions on the legal merit of her opposing orders for the child to live with the father in Queensland. This necessitated involved reviewing the Court documents and other evidence already prepared for the trial and then preparing the submissions based on the law in this difficult area. The task was time consuming.

The students in the clinic were very involved in reviewing the Court documents and evidence but also took on the task of chasing up LAQLD relentlessly until they provided the Client a significant grant of aid. The Client was very happy with the Queensland solicitor and barrister appointed to her case whose view of the merit was in line with ours. The Court ordered that the child remain living with the mother in Western Australia.
The main civil law matters that we deal with are tenancy 65%, immigration 16%, 3% each of civil restraining orders and criminal injuries compensation and the balance include issues such as consumer, credit and debt owed to and by the client, Centrelink, wills, probate, legal system, civil property dispute, fines and motor vehicle accidents.

Immigration matters involving family violence have increased this year, and Kirsty Fentimen has been able to assist clients with this complex area of law.
Case Study 3: Immigration

Two young Afghan boys, orphans and without any family support in Afghanistan. Their older brother has a protection visa here in Australia.

SCALES helped them apply for an Orphan Relative visa. During processing, the building they were living in was bombed and they narrowly escaped with their lives.

The processing itself has taken almost four years, throughout that time they have been living in danger. Finally, after review at the Tribunal they were granted their visa and are both now safely in Australia with their brother ready to start a new life in safety.

Case Study 4: Criminal Injuries Compensation

The level of assistance we provide in criminal injuries compensation matters depends very much on the complexity of the case, the vulnerability of the Client and the availability of deferred fee services through private practitioners.

The Client had been sexually abused over an extended period of time by her step-father. The abuse resulted in her becoming pregnant and giving birth to her step father’s child. She first came to see us about a restraining order against her step-father. We also assisted her with a family law matter when the step-father applied to the Family Court of Western Australia to spend time with the child.

We took on her criminal injuries compensation matter because she did not feel comfortable telling her story to another service. The application required preparation of statements, submissions and reports about the Client’s injury and loss of income earning capacity. The Client was awarded the maximum allowable compensation for multiple offences.

During the time we were involved with the Client’s legal matters, she got on with her life. She was able to come to terms with her role as a mother to her son, strengthen her relationship with her own mother, and find employment with future prospects of advancement. The compensation award meant she had a significant deposit to buy her own home, the first person in her family to do so.

Case Study 5: Coroner’s Inquest

After years of waiting for the process to give her information about the death in custody of her son, our Client finally attended his inquest this year.

With the help of SCALES, working with Shine and barrister Steven Castan, the inquest was extended by three days and more evidence was called so that our Client could understand how her son died in a common area in the middle of the day while being held at Casuarina prison.
While it has not answered all her questions, our work has assisted in getting information and detail about the circumstances which has offered some comfort to the bereaved mother.

Ongoing assistance and representation was given to nearly 20 families in our area facing termination of their social housing tenancy agreements for “disruptive behaviour”, property standards or rent arrears.

Our priority clients include women and children living with family and domestic violence, people with mental health issues, Aboriginal families and those living with disabilities.

As well as providing legal advice, advocacy and representation, we work intensively with clients to ensure they have the right support to help resolve any underlying issues that contribute to problems at the premises.

This year, SCALES worked with many clients to keep them in their homes, both social housing tenants and private tenants.
These tenants included women impacted by family and domestic violence who had left the family home or were needing protection to stay in the family home, mothers unable to rent privately, social housing tenants with mental health issues and serious life threatening medical issues, Aboriginal families, young families unable to afford private rentals, refugees and young single people with limited or no family support.

Case Study 6: Tenancy

Client is a 33 year old Aboriginal woman who resides in social housing with her de facto partner and their five children.

The Client first presented at SCALES after the Housing Authority applied to terminate her social housing tenancy agreement for “disruptive behaviour”.

The Housing Authority’s “complaints line” allows neighbours to make complaints about social housing tenants for alleged ‘objectionable behaviour’. If the complaint is substantiated, a ‘strike’ is issued to the tenant.

If, within a period of 12 months, a tenant receives three strikes, the Housing Authority commences an application in the Magistrates Court for termination and vacant possession.
The majority of complaints against our Client came from one neighbour. Our Client had been harassed by this neighbour and had herself complained to the Housing Authority about the behaviour. Our Client did not feel that the Housing Authority were taking her complaints seriously and decided to install cameras at the front of her home. These cameras captured the neighbour being racially abusive to the tenant and her family.

On the day of the trial, the Housing Authority presented our Client with a proposed consent order. They presented the offer despite having no witnesses at the Court and no case to present. The proposed order, in our view, took away the rights our Client had under her existing agreement. She refused to sign it.

The Housing Authority had no choice but to withdraw their application.

A few months later, the Housing Authority issued our Client with a no grounds termination notice, giving her 60 days to vacate. A lessor can issue this type of notice during a periodic tenancy without providing any grounds for doing so.

The only way to dispute this type of application is to argue that the lessor was wholly or partly motivated to give the notice by the fact that the tenant had complained to a public authority or taken steps to secure or enforce his rights as a tenant. We represented our Client in an application disputing the notice on these grounds.

The application was successful and the Court ordered that the agreement not be terminated as a consequence of the no grounds termination notice.

During the section 64 proceedings, our Client was subject to further harassment from neighbours. A neighbor threw rocks through her front windows on four separate occasions. This behaviour was witnessed by another home owner on the street, who reported it to the police and the Housing Authority. Our Client also reported the incidents to the police.

This was very frightening for our Client and her family to the point where they had to live away from the premises for a period of time.

The ongoing discrimination against our Client and her family, coupled with the threat of losing their home during Court proceedings, has caused the family great distress. As a result our Client now suffers from anxiety and depression and is undergoing treatment through her General Practitioner.
Criminal offences and traffic matters are a small part of our practice with only 5% of legal matters involving this area. However, this number is increasing given the funding cuts to Legal Aid.

The most common issues include Road traffic and motor vehicle regulatory offences; assaults; minor illicit drug offences; theft and related offences.
Client Demographics

741 Clients

65% ♀ | 35% ♂

Age groups
| 0-17 0% | 18-34 38% | 35-54 48% |
| 55-64 8% | 65 + 5% | not stated 1%

5% | Aboriginal
1% | Torres Strait Islander
6% | Speak another language as their first language
40% | Stated domestic violence as part of their issue
24% | At risk of homelessness
10% | with a Disability
### SCALES’ People

<table>
<thead>
<tr>
<th>Staff Member</th>
<th>Position</th>
<th>Since</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gai Walker</td>
<td>Managing Director</td>
<td>1997</td>
</tr>
<tr>
<td>Amanda McGow</td>
<td>Principal Solicitor; Clinic Supervisor</td>
<td>2005</td>
</tr>
<tr>
<td>Anna Copeland</td>
<td>Director, Clinical Legal Programs; Solicitor; Clinic Supervisor; Migration Agent</td>
<td>1998</td>
</tr>
<tr>
<td>Clea Brierley</td>
<td>Solicitor; Clinic Supervisor</td>
<td>2007</td>
</tr>
<tr>
<td>Tracey Collier</td>
<td>Family Violence Solicitor</td>
<td>2014</td>
</tr>
<tr>
<td>Kirsty Fentiman</td>
<td>Solicitor; Migration Agent; Lecturer - Introduction to Legal Practice</td>
<td>2012</td>
</tr>
<tr>
<td>Sara Parker</td>
<td>Solicitor</td>
<td>2015</td>
</tr>
<tr>
<td>Anna Notley</td>
<td>LPM WA Coordinator</td>
<td>2014</td>
</tr>
<tr>
<td>Danielle Healey</td>
<td>Tenant Advocate; Community Legal Education Worker</td>
<td>2009</td>
</tr>
<tr>
<td>Novela Aleksic</td>
<td>Finance Officer</td>
<td>2002</td>
</tr>
<tr>
<td>Rhonda Horn</td>
<td>Admin Officer</td>
<td>1997</td>
</tr>
<tr>
<td>Carla Michan-Ranieri</td>
<td>Admin Assistant, Murdoch</td>
<td>2013</td>
</tr>
<tr>
<td>Raelene Murphy</td>
<td>Admin Assistant, Rockingham</td>
<td>2013-2016</td>
</tr>
<tr>
<td>Amanda Blake</td>
<td>Solicitor</td>
<td>2012-2015</td>
</tr>
</tbody>
</table>

### Patron
Chris Shanahan SC

### Management Committee

#### Office Bearers
- Roz Davey, Chairperson
- Justin Jones, Deputy Chairperson
- Helen Makeham, Secretary
- Tania Byrnes, Treasurer (from 6/2016)
- Joshua Watts, Treasurer (to 10/2015)

#### Committee Members
- Margaret Flower
- Daniel Chan
- Kylie Hansen (joined 6/2015)
- Mieke Dixon (to 10/2015)
Members
Daniel Chan    Eric Fisher    Gai Walker
Helen Makeham  Justin Jones  Kylie Hansen
Margaret Flower Rosalind Davey Tania Byrnes
(Jerroldine Gilbert Life Member since 2009)

Volunteers
Thank you to all our supporters who volunteer by holding roles including Management Committee members; Lawyers Practice Manual authors; pro bono lawyers; barristers and law firms; students past and present; and other individuals who all give of their valuable time and expertise to SCALES and through us to our clients.

Legal, Migration and Pro Bono
Richard Hooker, Barrister    Felicity Cain, Solicitor
Josephine Hudson, Capstone Centre Mary Anne Kenny, Murdoch Law School
Guy Hall, Murdoch Law School   Jo Goodie, Murdoch Law School
Steven Castan, Shine Lawyers

Guest Seminar Presenters
Rob Guthrie, Assessor, Criminal Injuries Compensation Tribunal – Criminal Injuries claims
Josephine Hudson, Psychotherapist, Capstone Centre – self-care and wellbeing

Pro Bono Interpreters
Anahita Movassagh Riegler

Administration Volunteers
Margaret Flower

SCALES Alumni Committee
Najette Alaraibi  Nia Cardian
Nicola Gannon    Rhea Thomas
Lexy Bishop      Michael Dias
Lawyers Practice Manual Authors

Authors | Chapters
---|---
David Garnsworthy | 1.2 Professional ethics 1.3 Costs complaints and discipline
Kathryn Trees | 1.5 Acting for ATSI Clients
Anna Liscia | 1.6 Practice Management
Rob Guthrie | 3.1 Criminal injuries compensation
Christine Slattery | 3.1 Criminal injuries compensation.
Amanda Blackburn | 3.12 Procedure on indictment
Danielle Davies | 3.12 Procedure on indictment
Annie Grey | 3.2 Restraining Orders
Lee Vickers | 3.2 Restraining Orders
Louahna Lloyd | 3.2 Restraining Orders
Lyn Nunn | 3.2 Restraining Orders
Michael Hovane | 3.2 Restraining Orders
Natasha Erlandson | 3.3 Bail Applications 3.10 Stealing from a retail store
Genevieve Cleary | 3.4 Drug offences and the Drug Court
Paul Nichols | 3.4 Drug offences and the Drug Court
Patrick Mugliston | 3.4 Drug offences and the Drug Court 3.5 Appeals to the Supreme Court
Hal Colebatch | 3.5 Appeals to the Supreme Court
Paul Yovich SC | 3.5 Appeals to the Supreme Court
Antoinette Smit | 3.6 Preparing matters for trial at the Magistrates’ Court
Clare Stanyer | 3.6 Preparing matters for trial at the Magistrates’ Court
John Prior | 3.6 Preparing matters for trial at the Magistrates’ Court
Joseph McGrath | 3.7 Acting for Clients in the Coroners Court
Andrew Robson | 3.8 Pleas in mitigation, 3.9 Driving offences 3.11 Social security fraud
Stephen Walker | 4.1 Child Protection Orders
Claire Rossi | 4.2 Criminal prosecutions of young people
Fran Marsh | 4.2 Criminal prosecutions of young people
Pia Bonifent | 4.2 Criminal prosecutions of young people
Sarah Dewsbury | 4.2 Criminal prosecutions of young people
Trevor McKenna | 5.2 Primary dispute resolution in family law
<table>
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<tr>
<th>Authors</th>
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<tr>
<td>Debbie Clinch</td>
<td>5.3 Children in family law</td>
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<td>Bertus DeVilliers</td>
<td>6.7 Guide to proceedings in the WA State Administrative Tribunal</td>
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<td>Joan Squelch</td>
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<td>Jennifer Sorliss</td>
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<td>Craig Edwards</td>
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<td>Debbie Taylor</td>
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<td>Jeff Castaneda-Rosales</td>
<td>10.2 Anti-discrimination</td>
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<td>Yvonne Henderson</td>
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<td>Toni Emmanuel</td>
<td>11.1 Terms and conditions of employment</td>
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<td>Mark Herron</td>
<td>11.2 Termination of employment</td>
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<td>Susan Fielding SC</td>
<td>12.2 Workers compensation</td>
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<td>Ann-Margaret Walsh</td>
<td>13.1 Drafting a will</td>
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<td>Elspeth Hensler</td>
<td>14.1 Residential Tenancies</td>
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<td>Merinda Logie</td>
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<td>Rob Campbell-Watt</td>
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<td>Basil Newnham</td>
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<td>Legacy Clinic Volunteers</td>
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<td>Abdul Sharif Kannani</td>
<td>Jenita Iyalu</td>
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<td>Ahmad Reza Khedrygh</td>
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<td>Anahita Movassagh Riegler</td>
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<td>Cecilia Cornu</td>
<td>Lisa van Toor</td>
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<td>Chloe Littlewood</td>
<td>Llifen Palacios</td>
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<td>Dana Muwolla</td>
<td>Michelle Trainer</td>
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<td>Deva Menon</td>
<td>Miranda Hoang</td>
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<td>Elyse Loughton</td>
<td>Mustafa Salehi</td>
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<td>Gabriella Storey</td>
<td>Nancy Zhang</td>
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<td>Ghulam Mustafa Nasiry</td>
<td>Rajmohan Ramanathapillai</td>
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<td>Gina Lee</td>
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<td>Habibulhaq</td>
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<td>Handunnethi Ayesha De Zoysa</td>
<td>Rosaleen Chit</td>
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<td>Hannah Lucas</td>
<td>Ruhee Khan</td>
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<td>Hayley Ann Ferreira</td>
<td>S Arulmurugan</td>
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<td>Hayley Barbarich</td>
<td>Saeed Shariati</td>
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<td>Heba Farra</td>
<td>Saishna Kishore</td>
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<td>Hossain Samei</td>
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<td>Hossein Mohammadi</td>
<td>Sinead Hoffman</td>
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<td>Indiraa Maruthavananan</td>
<td>Stephanie Moussart</td>
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<td>Issy</td>
<td>Taranjeet Singh</td>
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Law Clinic Students

Semester 2 2015

LLB390 General
Alex Knoop  Anand Sharma
Catherine Cousins  Julia Lee
Mary Lee  Anqi (Angela) Zhao
Ari Gore  Kieran Walsh
Madeleine Baxter  Raquel Woodcock
Stephanie Martin  Alex Kearley

LLB385 Family
Blair Strickland  Helen Barratt
Jennifer Trewarn  Kristen Phillips

LLB385 Human Rights
Anne McGuire  Eloise Barker
Gizem Atasoy  Sarah Pickles
Sinyee Tey  Anna Hitomi
April Min Din  Nazli Bahmani
Scarlette de Lavaine  Wesley Day

PLT Placements
Rhela Belton  Haya Snobar  Madeleine Baxter
Llifen Palacios Nunez  Trish Blake  Sian Blakemore

For the first time in the history of SCALES, we had a semester with no students at either locations. This was due to the introduction of the new unit, LLB308 Introduction to Legal Practice, taught by Kirsty Fentiman. This new unit is now a prerequisite to participate in the Law Clinic units. The first cohort of course graduates will be eligible to enrol in Law Clinic units from Semester 2 2016.
Respondent’s Information Session

It is recognised that dealing with the perpetrators of violence and abuse is part of the solution to stopping family violence.

We play our part in this every week when we present the Respondent’s Information Session (RIS) at the Rockingham Magistrates Court.

The purpose of the session is to give respondents in VRO applications an opportunity to better understand the process; information about the law relating to family and domestic violence; and options other than continuing to object to the order.

A satisfaction survey informs us of the demographics and the level of satisfaction of the participants. Numbers for the year included attendance by 155 people, this number is made up of 127 VRO Respondents and 28 support people.

The overall respondent audience was made up of 86% male and 14% female with the most prominent age range for both male and females in the 21 to 40 years of age. While responses to the satisfaction survey (see table below) showed a range of satisfaction with the RIS, the results were resoundingly positive.

As mentioned in this report, the 32.2% cut to Commonwealth funding will have an impact on services. While we will work hard to maintain this important service, it is likely that the RIS will be one of the services cut.

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Domestic Violence Legal Workers' Network

The Domestic Violence Legal Workers Network (the Network) is a Network of legal and other professionals specialising in domestic and family violence, advocating for the rights of victims of family and domestic violence (FDV) through education, reform and capacity building.

The Network is funded by the State Attorney General’s Department and is coordinated by four community legal centres; Fremantle Community Legal Centre, Gosnells Community Legal Centre and SCALES community legal centre (who each employ a domestic violence solicitor through the funding received) and the Women’s Law Centre (who employ the Network Coordinator).

Recognising that DV solicitors often work in isolation, the Network was developed as a collaborative support model. Regular meetings for caseworkers encourage a collegiate and collaborative approach to one’s work and ensure that solicitors are supported with opportunities for networking and collaborating, can explore and strategise ways to overcome individual casework issues, are able to collectively identify training needs, identify issues and trends within policy, law and procedure, to strategise for resolutions and reform, and to ensure the best outcomes for clients.

The Network at large is also resourced with regular sector updates including memos, notices and reports regarding policy, law and procedural matters in relation to family and domestic violence as well as updates and overviews on training, education, programs, services and other sector-related news. This ensures that workers are informed and knowledgeable on key current issues and sharing information across agencies, and in turn, promotes better outcomes for clients.

The Network is engaged in a number of Networks, Committees and Peak Body memberships, mainly through the Coordinator. This allows the Network on the one hand to contribute its experience and voice to various agendas representing victims’ rights and women’s equality, and on the other hand to have other voices contribute to the work the Network undertakes.

One of the main ways the Network advocates for the rights of victims of FDV is by advocating for policy and legislative reform in areas likely to impact on the rights of people experiencing family and domestic violence. Our main focus on legal policy and law reform is in relation to family law, restraining orders, criminal injuries compensation, anti-discrimination, the State Prevention Strategy (FDV), the National Plan of Action to Reduce Violence against Women and their Children, and Human Rights Law.
Accordingly, we undertake projects and monitor legislation in all of these areas and also in other areas as issues arise.

Some of the highlights from the work we have undertaken this year include:

• continuing to support CLC lawyers with networking and collaboration opportunities at the CLC Network Days of the “Quarterlies” the quarterly CPD training and networking event;

• participation in FDV NGO Roundtables which contribute to the governance mechanism of the State Family and Domestic Violence Prevention Strategy and its work plans;

• guest lecturing on domestic violence legal policy for the “Law in Context” unit at Murdoch University for their Law School students;

• continued advocacy and advice to government regarding the family violence Court reforms and expected legislative amendments regarding restraining orders;

• professional development training for Justices of the Peace hearing restraining order applications, individual refuges, the legal profession (Legalwise seminars) and for the Women’s Council’s training days;

• keynote speaking at White Ribbon Day March;

• participating in the Community Legal Centre Association’s Social and Legal Policy Committee;

• continued advocacy around the National Plan of Action to Reduce Violence Against Women and their Children; and

• collaboratively coordinating the #SAFESYSTEMS Campaign to ensure all major WA political parties adequately address violence against women in their policy platform election commitments.

On behalf of the Network, thank you to all the people and organisations who contributed to the objectives of the Network this year. We sincerely appreciate your commitment to social justice and the promotion and protection of the rights of victims of FDV.

Heidi Guldbæk
Coordinator
Domestic Violence Legal Workers’ Network
FRC Legal Assistance Partnership Program

The Family Relationship Centre (FRC) Legal Assistance Partnership Program is a partnership between family relationship centres and community legal centres to ensure that clients attending family dispute resolution and related separation services at an FRC have access to legal advice at an early stage to ensure they are aware of their full range of obligations in relation to their children and their rights in relation to settling their dispute.

The Partnership Program objectives are to:

- assist clients to better understand their legal responsibilities and advise them in resolving their own disputes where possible;
- increase the FRC’s flexibility in how they provide services to separated parents;
- increase the likelihood that clients will be able to utilise legal assistance in the FRC in a timely, non-adversarial way; and
- help maximise client safety as clients go through separation and divorce.

In Western Australia, a consortium of 13 CLCs practicing family law, in collaboration with the 7 FRCs, have formed a child focused cooperative model of service delivery. Under the program, non-adversarial child focused family law services are delivered collaboratively to the WA community.

To achieve the objective, the model is inclusive of:

Resource Unit (hub)

The Women’s Law Centre of WA is the resource unit or “hub” for this model and facilitates networking and professional development of solicitors in the network. These hub services are managed by the Program Coordinator.

Partnership community legal centres (spokes)

The participating CLCs or “spokes” are each partnered with a particular FRC to ensure that legal services are available to FRC clients, and delivered in partnership with FRCs in ways that enhance separating parent’s options and ability to resolve family law issues safely and in the children’s best interests. These services include the following and are negotiated individually between each partnership:
Legal Advice appointments at FRCs:
- legal advice by telephone, and at CLCS for FRC clients;
- information sessions at FRCS;
- information and referrals;
- community legal education for FRC workers, and clients; and
- consent orders for clients referred from FRCs, where appropriate.

This year, some of the Network’s activities included:
- ongoing participation in the Steering Committee and Conference and Seminar sub-committees of the Family Law Pathways Network to ensure smooth referral pathways between service providers working within or alongside the family law system;
- coordinating a presentation from Deputy Chief Justice, John Faulks on how CLCs can best assist the Family Court of WA;
- coordinating a one day conference in conjunction with the Family Pathways Network regarding perpetrator accountability strategies in the justice system;
- holding regular network meetings for lawyers to network, liaise, collaborate and support each other in the area of family law;
- contributing to the organisation and planning of the Annual Family Law Pathways Network Conference which was highly regarded with keynote speaker, Peter Krabman, child psychiatrist.

The Women’s Law Centre would like to thank all CLCs and FRCs involved in the Partnership Program for their commitment to collaborative service delivery. We look forward to striving to continually improve our collaborative service delivery approaches to ensure the best outcomes for clients and their children.

Heidi Guldbaek
Program Coordinator
Testimonials

Dear Clea *(family law)*

Thank you to you and your team of law students who gave me such good guidance regarding requirement and due process in filing my divorce application with the Family Court of W.A.

Please also thank the admin staff for their part in providing necessary paperwork. The service was professional and supportive.

Dear Amanda Blake *(tenancy)*

We would like to thank you (and your colleague) for your help over the last few weeks with a residential Court matter.

We had not been through the Court system before and the thought of facing a Judge and a respondent was extremely daunting.

....

The follow up phone calls and the fact that SCALES sought us out on our second appearance to touch base was very comforting. We have actually reached an outcome with the real estate agent that we feel is extremely fair and I dread to think without your help what we may have lost.

I tell everyone that will listen to me how easy and accessible seeing our legal rights were with the help you provided.

We deeply thank you.

Thank you Rhonda *(information and referral)*

... thank you for your assistance today in initiating contact for me with the Employment Law Centre of WA after my attempts were unsuccessful. You are a champion thank you so much !!

Hey Danielle *(tenancy)*

Just letting you know how Court went, it was really good I was calm and collected...

...Thankyou for all your help with it, I was just reading through the pack we put together and it made it so easy.
14 March 2016

To whom it may concern,

RE: SUPPORT LETTER FOR SOUTHERN COMMUNITIES ADVOCACY LEGAL EDUCATION SERVICE

Please accept this letter as support for the South Communities Advocacy Legal Education Service (SCALES) in relation to the supportive work they provide to clients and the relationship this service has built within the Rockingham/Kwinana area with families and other service providers since their establishment.

I have worked with the legal team from SCALES in relation to families from the Rockingham/Kwinana area who have difficulties with their tenancy and are facing eviction or legal action being undertaken by Housing Authority or through private real estate.

At all times I have found the service to be culturally safe, secure and welcoming to Aboriginal and non-Aboriginal clients who have accessed the services and have been engaged extremely well by the workers.

SCALES is a community controlled organisation and have an independent Board of Management who focus in on local issues and provide local content to service provision for clients dealing with the justice system.

SCALES have acted professionally and courteously with clients at all aspects of the judicial process and have provided the best information and advice to clients and to services throughout their engagement.

SCALES staff has provided my program, Strong Families, with an invaluable resource and advocacy for clients who are in a crisis response when initially advised of pending eviction from tenancies.

SCALES also provide safe and professional advice to victims of family domestic violence in relation to accessing the Justice system.

I wish to thank them for their support and acknowledge their service as a vital asset to the community of Rockingham and Kwinana.

Regard,

Kenneth Kelly
Strong Families Coordinator
Rockingham/Kwinana

Children in Western Australia have solid futures where families, communities and agencies work in harmony.
Dear Clea (criminal injuries compensation)

I am writing this letter as a thank you to everyone who was involved in the process of my claim for Criminal Compensation.

I was a victim of Criminal Assault and through the help of SCALES I was able to receive personal support and a compensation payment. I cannot name all of the members who had a part in the completion of my claim but can confidently say that all of them were very respectful, informative and all played their parts with exceptional ability.

.... This professionalism made me feel comfortable when dealing with the discussion of my case, which at first I was very uncomfortable with. There was also great support for me and my family through times that were hard...

SCALES from my experience has been a great organisation that helped me profoundly through the process of my claim, as well offering endless support for times that were very hard. To everyone at SCALES, present and past, I cannot put into words how thankful I am for what everyone has done for me and my family and would like to express my greatest gratitude.

Dear Amanda (consumer)

I would like to give some feedback regarding my case and say thank you to the 2 student lawyers and Amanda that assisted me.

On Saturday, “the business” sent one of their employees to do the work as per the General Order. Without the help from SCALES and everyone involved I do not think this resolution would have been possible.

I would also like to make a special mention of the 2 student lawyers that helped me. I found them both very professional, knowledgeable and empathetic. I hope they have a bright future ahead of them.

For Kirstein Fentiman (immigration)

Maybe it was just another case for you maam to handle then, but to me it’s everything I live for.

Words would never be able to express but I just content the feeling to myself of how really grateful I am for what you have done in helping me getting through one of my hardest days.

I like to share with you celebrating this joyful moment of the year. Wishing you a very merry Christmas and happy new year and happy holiday ☺️ may 2016 be a better years for us ahead.
Law and Policy Reform

SCALES continues to make submissions on issues when possible.

Endorsements by SCALES and adding our name to campaigns

- Refugee Council of Australia’s Open Letter calling on State and Federal governments to remove barriers to asylum seekers and refugees to access tertiary education
- Women’s Legal Services Australia (WLSA) open letter a call to all political leaders to put safety first in family law
- Fair Agenda Joint Statement to the PM on the need to fully fund domestic violence services
- Change the Record. Smarter Justice. Safer Communities. Submission on the Terms of Reference for NT Royal Commission into the Youth Justice System
- SafeSystems. Campaign on law and policy reform to Keep Victims Safe, Hold Perpetrators Accountable
- Human Rights Law Centre Joint Statement on racism directed at Adam Goodes “Australia must and can be better than this”

Community Consultations

- Family Violence Court – Tracey. Discussion about an overall integrated model
- DVLWN response to new VRO legislation by Clea and Tracey
- Ending Homelessness, Danielle
- Reviewing and strengthening the Western Australian response to homelessness: the way forward in the Perth metropolitan – Rockingham CPFS, Danielle
- Have your say to end homelessness in Australia – Homelessness Australia & South West Australian Homeless People group

Other

- Lobbying local MPs about cuts to Financial Counsellors in the Kwinana / Rockingham region (from six down to one), Anglicare have since placed one but it is an unfunded position. There are no Financial Counsellors based in Kwinana.
Clinical Legal Education Report

The Clinical Legal Program has had another wonderful year, we have successfully transitioned into our new model and it is working very well. Semester One saw our first group of students in the Introduction to Legal Practice unit.

This unit is designed to develop student’s practice skills as well as introduce them to reflection and ethical practice. Of those that completed this unit, the vast majority then requested a place in a clinic and we were able to accommodate most of these requests.

This model has also given us the ability to see more clearly the abilities of the students and how to best support them and develop their skills in preparation for the live client clinics.

The Clinical Legal Program has also made a huge pro bono contribution this year by hosting the Legacy Clinic in conjunction with the Humanitarian Group. This clinic has seen our alumni return to Murdoch on a Monday evening along with volunteer interpreters to assist asylum seekers through their legal process. We have over 40 volunteers involved in the process and so far have assisted more than 100 people.

We are now working on some new developments, including a comprehensive student led community legal education initiative (or Streetlaw) and of course some fabulous plans to celebrate our milestone coming up next year.

The Human Rights Clinic

The Human Rights Practice has taken on a range of new matters this year which has enabled our students to engage in some very interesting cases around indigenous legal issues. We have assisted the family of a young indigenous man who died while in custody with the coronial inquest process into his death. This inquest took many years to come to Court, but this year it was heard through a week long inquest. This work has enabled our students to understand the impact of incarceration both on those detained and their families. It has also led to further research and work being done by our students on indigenous over representation in our prisons.

Our refugee practice continues and we have broadened the migration practice to assist woman facing family violence, receiving many referrals from the refuges in both Rockingham and Fremantle. This practice is a natural development on the back of our already well-established expertise in family violence matters and has given our students the opportunity to better understand the complex issues facing woman in these situations.

Anna Copeland, Director
Clinical Programs

Kirsty Fentiman, Lecturer
Clinical Legal Education
SCALES Alumni Committee

SCALES Connect has spent the past year in establishment mode. We’ve examined what the focus of SCALES Connect should be and decided that it will be three pronged:

- to promote awareness of social justice issues;
- to foster a connection between SCALES and SCALES’ alumni; and
- to organise fundraising and networking events.

We’ve established what specific roles are needed on the Committee, so we have a Chairperson, Secretary, Social Media and a SCALES Liaison position and we currently have a committee of six in total. We have also established where we can get the nicest hot chips and red wine to keep our tummies happy while we meet after work! (So far we are at the George as parking at Lah Lah Rook was a nightmare!).

We have set up our Facebook page and alumni have started joining the page. We have also started planning some other fundraising events to have in the pipeline, primarily a continuing professional development (CPD) event for early next year. Our focus for the next year is on broadening our reach to the Alumni and supporting SCALES in celebrating its milestone birthday.

Admission day for - top left Sian Blakemore, top right Robert Chasland and bottom photo left to right Nia Caridan and Rhea Thomas with Anna
The inaugural WA Walk for Justice 2016

The Hon Wayne Martin AC, Chief Justice of Western Australia opens the inaugural Walk for Justice 2016 with left Elizabeth Needham, President, the Law Society (with poodles); Maria Saraceni, Director, Law Access; and right David Kernohan, CEO Mental Health Law Centre (WA) Inc.; John Corker, CEO, Australian Pro Bono Centre and Jurgen Brohmer, Dean Murdoch Law School

Kate Reynolds, Rosie Blakeney-Scholes, Kirsty Fentiman and Anna Copeland also participated in the Walker for Justice.
Student Gallery

Semester Two 2015 Tuesday Group

Semester Two 2015 Thursday Group
Semester Two 2015 Wednesday Family Group

Semester Two 2015 Thursday Human Rights Group

Semester Two 2015 Tuesday Human Rights Group
Student Testimonials

Semester Two 2015

I am so fortunate to have been selected to participate in SCALES. The exposure that I have had has been an invaluable learning experience that has developed me as a human being, and will no doubt benefit me in my professional career.

Ari Gore

I really do hope that this program continues to run into the foreseeable future as I can honestly say the lessons I have learnt from everyone who works within the SCALES program will shape who I become as a professional, and I would just like to say thank you to whomever reads this as I truly appreciate the opportunity I have been given.

Kieran Walsh

I really enjoyed the last few seminars that were for student presentations. It was great to hear about the other students’ experiences, particularly as there were several students that worked in other areas such as the Family Law Clinic. I thought it was beneficial to all the students involved (including myself!) to be able to discuss their experiences, how they dealt with certain challenges and how their experiences have changed their perspective on how they view things. I know my experience at SCALES has really altered my view and I have a greater appreciation for the limitations regarding ‘access to justice’. I will be encouraging other Murdoch Law students to get involved in CLC’s whether it be through SCALES or otherwise and upon graduating, I will be looking to work for a firm that does not neglect their commitment to pro bono work.

Scarlette de Lavaine

I think SCALES is a great unit for showing students the reality of legal work. Real life is not like a problem question. I have found it to be an invaluable experience. Stressful, trying and frustrating at times, but so worthwhile.

Alex Kearley

SCALES did also allow me to learn a great deal about Family Law in particular. Before this unit, I was not really interested in this area of law at all. But after extensively engaging with multiple Family Law matters at SCALES, I do find it really interesting and would be open to working in this field of law in the future. Being involved in a community legal centre did allow me to understand the value and limitation of lawyers in the legal system. I was surprised to learn that SCALES consistently dealt with so many clients on a regular basis. I think that CLCs are a really good way to ensure equality and that most
people have access to justice (as the costs of private lawyers may be too great for some).

Anand Sharma

My experiences at SCALES completely changed how I approach legal problems. It was essential that I considered the practicalities associated with providing legal advice, and not just the ‘black letter of the law’. This enabled me to see the law and legal procedures in context. My time at SCALES gave me confidence that with some more experience, I could find working as a solicitor in a community legal centre a suitable and fulfilling career.

Julia Lee

SCALES cemented my goal to work within Human Rights Law, especially pro bono work. It’s crucial that vulnerable people have someone to be able to project their voices and make their cases known. I want to work with people that the rest of society sometimes forgets are whole people, as there’s not much chance of a harmonious future if we keep leaving minority groups behind. Sarah Pickles

Probably the most valuable and enjoyable unit I have completed during the course of my Degree. It was wonderful to have the chance to see how a law firm functions and to gain experience while not being under pressure to perform brilliantly right from the beginning. Thank you for the opportunity to put my skills and knowledge into practice.

Helen Barratt

A really good experience, I’m very happy with it. If the situation was a little different (it was for a longer period) I would have liked to have been able to build on my learning by getting to the stage where I could actually go to Court with clients, and be able to handle matters without assistance. It was good doing the Family Law clinic as I felt that I was able to consolidate my understanding of this area of law. I wish I had time to do the other clinics as well though.

Kristen Phillips
Community Legal Education

Community legal education (CLE) provides information to the community in many forms and formats including fact sheets, brochures, video, art, music and theatre as well as in personal presentations. We do our best to provide information within our limited resources.

The scope of CLE at SCALES is personal presentations to groups, facilitating others to present to local workers and attending events where we can raise our profile in the community. Much of this work is prepared and coordinated by Danielle Healey.

Presentations on SCALES, Community Legal Centres and/or legal matters

- Alternatives to Public Housing information Sessions
- Bond Disposal Information Sessions
- Respondents Information Session, Rockingham Magistrates Court, held weekly
The Lawyers Practice Manual Western Australia (LPMWA) is a practical legal resource written by practitioners for practitioners. This year I am very excited to be able to present to the WA legal profession, a number of new and updated chapters through successful partnerships with Thomson Reuters (TR), our existing and new authors.

As the LPMWA Coordinator and on behalf of SCALES Community Legal Centre, I would like to thank the TR staff for their support and collaboration. It has been a pleasure working with them considering new chapters as well as identifying chapters to be updated.

A highlight for me this year was taking the opportunity to attend the Australian Women’s Lawyers Conference in April 2016 with Greta Dye, TR’s Key Account Manager – Legal, at Crown Perth to raise the profile of the LPMWA nationally. I enjoyed having the opportunity to speak to existing and potential subscribers for their viewpoints.

On behalf of SCALES and TR, welcome to our new authors and many thanks to our continuing authors whose work is currently published. I look forward to working with you into the future.

New Authors

Antoinette Smit 3.6 Preparing matters for trial at the Magistrates’ Court
Claire Rossi 4.2 Criminal prosecutions of young people
Clare Stanyer 3.6 Preparing criminal matters for trial at the Magistrates’ Court
David Cox SC 19.1 Intellectual Property
Debbie Taylor 9.2 Guardianship and Administration
Elspeth Hensler 14.1 Residential Tenancies in Western Australia
Emily Chappelow 9.1 Mental Health Act 2014
Fleur Allen 9.1 Mental Health Act 2014
Genevieve Cleary 3.4 Drug offences and the Drug Court
Jeff Castaneda-Rosales 10.3 Anti-discrimination
Jennifer Sorliss 9.1 Mental Health Act 2014
New Authors continued

Michael Hovane 3.2 Restraining Orders Act and Family Domestic Violence (new legislation 2017)
Paul Yovich SC 3.5 Appeals to the Supreme Court in Criminal Matters
Rob Guthrie 3.1 Criminal Injuries Compensation

Updated Chapters and Authors

Christine Slattery; 2.1 Legal Aid in Western Australia

Natasha Erlandson, Solicitor in Charge, South West Regional Office, LAWA; 3.3 Bail Applications
Antoinette Smit, Francis Burt Chambers; 3.6 Preparation and conduct of criminal matters in the Magistrates’ Court
Danielle Davies, Registrar, Supreme Court of Western Australia and Amanda Blackburn, Solicitor, D&G Price Barristers and Solicitors; 3.12 Procedure on indictment
Stephen Walker, Fremantle Chambers; 4.1 Child Protection Orders
Claire Rossi, Lawyer, Youth Law Team, LAWA; 4.2 Criminal prosecutions of young people
Robyn Peterson, Senior Policy Officer and Sarah Hazell, Legislation and Policy, Consumer Protection, Department of Commerce; 8.1 Incorporation on community groups
Fleur Allen, Principal Solicitor, Mental Health Law Centre WA and Jennifer Sorliss and Emily Chappelow Solicitors Minter Ellison; 9.1 Using the Mental Health Act
Toni Emmanuel, Commissioner, Western Australian Industrial Relations Commission; 11.1 Terms and conditions of employment and 11.2 Termination of employment
Susan Fielding SC, Consultant, Jackson MacDonald; 13.1 Drafting a Will

Anna Notley
Coordinator LPMWA
Committees and Networks

Staff members participate in the following committees and networks:

- CLCAWA Legal Practice and Profession Indemnity Committee
- Clinical Legal Education Network Australia
- Community Legal Centres Refugee Network
- Community Legal Education Workers Network WA
- Domestic Violence Legal Workers and Coordinators Networks (DVLWN)
- Family Abuse and Advocacy Support Team (FAAST) (to 14 March 2016)
- Family Law Network, CLCAWA
- Human Rights Teachers Network
- Lawyers Practice Manual WA Editorial Committee
- National Human Rights Network
- Rockingham/Kwinana Family and Domestic Violence Action Group
- Rockingham/Kwinana Homeless Interagency Group
- Rockingham/Kwinana Homelessness Interagency Group Meeting
- School of Law Research Committee
- South West Metropolitan Regional Working Group on Homelessness
- St Nicholas Community Centre Management Committee
- Tenancy WA Board of Management
- WA CLCs Family Relationships Centre Consortium
- WA Tenancy Network Meetings
- WA Tenancy Networks – Managers and Tenant Advocates

Memberships

- Community Legal Centres Association WA
- Family Law Practitioners Association
- Law Society of Western Australia
- Migration Agent Regulation Authority (MARA)
- Migration Institute of Australia
- National Association of Community Legal Centres
- Refugee Council of Australia
- Shelter WA
- Tenancy WA
- Women’s Council for Family and Domestic Violence Services (WA)
Access and Equity

SCALES is committed to equality and justice.

We recognise that there are barriers to access to justice for specific groups including Women, Aboriginal and Torres Strait Islander people, People with disabilities, People from non-English speaking backgrounds (NESB) and culturally and linguistically diverse backgrounds (CaLD), People from non-Anglo Saxon Celtic backgrounds, Young people, Older people, Gay, Lesbian, Bi-sexual, Transgender and Intersex people, People living in poverty and People living with HIV and AIDS, Refugees and Asylum Seekers.

We strive to create a society where all members of society can participate fully and have their contributions recognised. SCALES’ role is the provision of legal services to vulnerable and disadvantaged members of the community and to clinical legal education training to students. We work towards the removal of barriers in both these areas and towards a fully inclusive and participatory society. To achieve this, our organisation has to be both accessible and equitable.

SCALES strives to provide an accessible service, with particular reference to the following:

Physical surroundings:
- Accessible by public transport (bus stop 100 metres from building).
- Access for people with disabilities (wide doorways, ground floor, disabled parking within 10 metres, play area, toys and activities for children etc).
- Interview rooms with enough room to accommodate wheel chairs, prams and support people to attend interviews.
- Environment with artwork, posters, and information for people from diverse backgrounds.

Service attributes
- Flexible, free client centred service including the option for telephone advice in appropriate circumstances.
- Friendly, welcoming atmosphere at reception.
- Appropriately qualified Interpreters are provided free for all clients who need them where available including Auslan and other languages.

Attitudinal
- Respectful service to diverse cultures including religion, young people, indigenous people, people from NESB, same sex and transgender people
- A commitment to access and equity underpins all operations of SCALES.
- SCALES’ staff, students and volunteers must operate within SCALES’ access and equity policies.
Income

Funding is a cause of concern for community organisations. SCALES is no different. This year we lost $27,000 in Commonwealth funds commencing 1 July 2015. Some centres where the Commonwealth is their main funder were hit harder than SCALES, losing more than $100,000. This year’s Commonwealth budget informed that there will be a further large cut in funds in the 2017/2018 financial year, up to 30% cuts in some cases.

Diversification of funding sources and social enterprise are common discussions at CLC meetings. While we are in a better position than some CLCs we are not complacent and continually seek opportunities for further and stable funding.

<table>
<thead>
<tr>
<th>Funder</th>
<th>Amount</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>Murdoch University, School of Law</td>
<td>$183,442</td>
<td>Clinical Legal Education</td>
</tr>
<tr>
<td>CCLSP</td>
<td>$200,847</td>
<td>Clinical Legal Education</td>
</tr>
<tr>
<td>CCLSP</td>
<td>$24,256</td>
<td>Perth FRC</td>
</tr>
<tr>
<td>CLSP WA</td>
<td>$174,801</td>
<td>DVLW Network</td>
</tr>
<tr>
<td>DCPFS/SCWHS</td>
<td>$31,773</td>
<td>FAAST</td>
</tr>
<tr>
<td>DoC</td>
<td>$202,126</td>
<td>Local Service Unit, Tenancy</td>
</tr>
<tr>
<td>Thomson Reuters</td>
<td>$10,000</td>
<td>Lawyer’s Practice Manual WA</td>
</tr>
<tr>
<td>Lotterywest</td>
<td>$1,575</td>
<td>Balance of grant</td>
</tr>
<tr>
<td>Other income</td>
<td>$7,743</td>
<td>Interest, rebates</td>
</tr>
</tbody>
</table>

**TOTAL INCOME** $865,500

**In Kind Support**

<table>
<thead>
<tr>
<th>Funder</th>
<th>Amount</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>Murdoch University, School of Law</td>
<td>$33,500</td>
<td>IT Support, EAP, training</td>
</tr>
<tr>
<td>School of Law, Murdoch University</td>
<td>$247,914</td>
<td>Murdoch staff</td>
</tr>
</tbody>
</table>

**TOTAL IN KIND** $281,414

<table>
<thead>
<tr>
<th>Funder</th>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>DoC</td>
<td>$202,126</td>
<td>Local Service Unit, Tenancy</td>
</tr>
<tr>
<td>Thomson Reuters</td>
<td>$10,000</td>
<td>Lawyer’s Practice Manual WA</td>
</tr>
<tr>
<td>Lotterywest</td>
<td>$1,575</td>
<td>Balance of grant</td>
</tr>
<tr>
<td>Other income</td>
<td>$7,743</td>
<td>Interest, rebates</td>
</tr>
</tbody>
</table>

**TOTAL** $1,127,104
Treasurer’s Report

Statement of Operations

Overall, there was a 4.8% increase in funding sources, while expenses increased by 4.9% in areas such as Conference Expenses ($3k), Translating Services ($2.5k) but were offset by a reduction in costs in Library expenses ($4k).

The negligible deficit increase on last year has enabled SCALES to maintain a healthy balance sheet.

Statement of Financial Position
The balance sheet remains strong with total net assets of $264,193.

As set out in Note 4(a), cash and cash equivalents includes $208,970 of short-term deposits. These funds have been set aside from the cash at hand to settle any long-term liabilities as and when they arise. Employee entitlements have reduced over the year from $134k to $114k.

They have been measured in accordance with Australian Accounting Standards, which requires estimates by management of the likelihood of settlement of present entitlements as well as adjustments in recognition of the time value of money. As set out in Note 7, there were computer equipment additions at a cost of $6,900. Depreciation for the year is $14,453, reducing the written down value of property, plant and equipment from $32,528 in 2015 to $24,976 in the current year.

Treasurer’s Statement
In my new role of Treasurer, I am extremely grateful for the assistance I have received so far from all staff and Management Committee Members, in particular, Managing Director Gai Walker and Finance Officer Novela Aleksic.

I look forward to seeing the benefits derived by the community from the valuable services provided by SCALES.

Tania Byrnes
Auditor’s Report

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF
SOUTHERN COMMUNITIES ADVOCACY
LEGAL AND EDUCATION SERVICE INC


We have audited the accompanying financial report as set out on pages 1 to 10, being a special purpose financial report, of Southern Communities Advocacy Legal and Education Service Inc. (the association) for the year ended 30 June 2016.

Committee’s Responsibility for the Financial Report

The committee of the association is responsible for the preparation and fair presentation of the financial report and has determined that the accounting policies described in Note 1 to the financial statements, which form part of the financial report, are consistent with the financial reporting requirements of the Association Incorporation Act Western Australia and are appropriate to meet the needs of the members. The committee’s responsibilities also include designing, implementing and maintaining internal control relevant to the preparation and fair presentation of the financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

Auditor’s responsibility

Our responsibility is to express an opinion on the financial report based on our audit. No opinion is expressed as to whether the accounting policies used, as described in Note 1, are appropriate to meet the needs of the members. We conducted our audit in accordance with Australian Auditing Standards. These auditing Standards require that we comply with relevant ethical requirements relating to audit engagements and plan and perform the audit to obtain reasonable assurance whether the financial report is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial report. The procedures selected depend on the auditor’s judgement, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity’s preparation and fair presentation of the financial report in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity’s internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the committee, as well as evaluating the overall presentation of the financial report.
The financial report has been prepared for distribution to members 'or the purpose of fulfilling the committee's financial reporting obligations under the Associations Incorporation Act Western Australia. We disclaim any assumption of responsibility for any reliance on this report or on the financial report to which it relates to any person other than the members, or for any purpose other than that for which it was prepared.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Independence

In conducting our audit, we have complied with the independence requirements of Australian professional ethical pronouncements.

Auditor's Opinion

In our opinion, the financial report of Southern Communities Advocacy Legal and Education Service Inc. presents fairly, in all material respects the financial position of Southern Communities Advocacy Legal and Education Service Inc. as at 30 June 2016 and of its financial performance for the year then ended in accordance with the accounting policies described in Note 1 to the financial statements, and the Associations Incorporation Act Western Australia.

THOMPSON HUGHES & CO

ALAN THOMPSON
27 July 2016
Auditor's Certification

Southern Communities Advocacy Legal & Education Service Inc
Year ended 30 June 2016

I hereby certify that:

a) I am not a principal, member, shareholder, officer, employee or accountant of the Organisation or of a related body corporate as defined in section 9 of the Corporations Act 2001;

b) In my opinion, the attached financial statements which comprise a Balance Sheet (Statement of Financial Position), a Statement of Operations (Statement of Comprehensive Income), a Statement of Changes in Equity, a Statement of Cash Flows, and Notes to the Financial Statements of the above mentioned Organisation ("the Organisation") for the stated Financial Year are:
   i) Based on proper accounts and present fairly in accordance with applicable Accounting Standards and other mandatory professional reporting requirements in Australia, and
   ii) In accordance with the terms and conditions of the Agreement --- -----, a copy of which has been made available to me, in relation to the provision of community legal services.

c) The Statement of Comprehensive Income is provided in respect of Funds for all Funding Categories.

d) The audit opinion to which this certification refers is unqualified.

e) In my opinion there is no conflict of interest between myself and the Organisation or its Management Committee.

Signed: 

Alan Thompson
Registered Company Auditor No 13797

Thompson Hughes & Co
27 July 2016
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.  
Unit 3, 14 Council Avenue  
ROCKINGHAM WA 6168  
ABN 57 402 785 794

STATEMENT OF COMPREHENSIVE INCOME  
for the year ending 30 June 2016

<table>
<thead>
<tr>
<th>Note</th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>Operating revenues</td>
<td>2</td>
<td>1,117,977</td>
</tr>
<tr>
<td>Operating expenses</td>
<td>3</td>
<td>(1,132,044)</td>
</tr>
<tr>
<td>Operating surplus/(deficit) before net finance benefit/(costs)</td>
<td></td>
<td>(14,067)</td>
</tr>
<tr>
<td>Finance income</td>
<td></td>
<td>9,127</td>
</tr>
<tr>
<td>Operating surplus/(deficit)</td>
<td></td>
<td>(4,939)</td>
</tr>
<tr>
<td>Opening balance of accumulated surplus</td>
<td></td>
<td>269,132</td>
</tr>
<tr>
<td>Other comprehensive income</td>
<td></td>
<td>-</td>
</tr>
<tr>
<td>Closing balance of accumulated surplus</td>
<td></td>
<td>264,193</td>
</tr>
</tbody>
</table>

The attached notes form part of and should be read in conjunction with this statement.
### Balance Sheet

as at 30th June 2016

<table>
<thead>
<tr>
<th>Notes</th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>$</td>
<td></td>
</tr>
<tr>
<td><strong>Current assets</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash and cash equivalents</td>
<td>4</td>
<td>347,775</td>
</tr>
<tr>
<td>Trade and other receivables</td>
<td>5</td>
<td>16,419</td>
</tr>
<tr>
<td>Other assets</td>
<td>6</td>
<td>15,318</td>
</tr>
<tr>
<td><strong>Total current assets</strong></td>
<td></td>
<td>379,512</td>
</tr>
<tr>
<td><strong>Non-current assets</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Property, plant &amp; equipment</td>
<td>7</td>
<td>24,976</td>
</tr>
<tr>
<td><strong>Total non-current assets</strong></td>
<td></td>
<td>24,976</td>
</tr>
<tr>
<td><strong>Total assets</strong></td>
<td></td>
<td>404,488</td>
</tr>
<tr>
<td><strong>Current liabilities</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Trade and other payables</td>
<td>8</td>
<td>25,721</td>
</tr>
<tr>
<td>Employee entitlements</td>
<td>9</td>
<td>114,574</td>
</tr>
<tr>
<td><strong>Total current liabilities</strong></td>
<td></td>
<td>140,295</td>
</tr>
<tr>
<td><strong>Non-current liabilities</strong></td>
<td></td>
<td>0</td>
</tr>
<tr>
<td><strong>Total non-current liabilities</strong></td>
<td></td>
<td>0</td>
</tr>
<tr>
<td><strong>Total liabilities</strong></td>
<td></td>
<td>140,295</td>
</tr>
<tr>
<td><strong>Net Assets</strong></td>
<td></td>
<td>264,193</td>
</tr>
<tr>
<td><strong>Equity</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Accumulated surplus</td>
<td></td>
<td>269,132</td>
</tr>
<tr>
<td>Current year surplus/(deficit)</td>
<td></td>
<td>(4,938)</td>
</tr>
<tr>
<td><strong>Total Equity</strong></td>
<td></td>
<td>264,193</td>
</tr>
</tbody>
</table>

The attached notes form part of and should be read in conjunction with this statement.
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.
Unit 3,14 Council Avenue
ROCKINGHAM WA 6168
ABN 57 402 785 795

Statement of Changes in Equity
for the year ended 30 June 2016

<table>
<thead>
<tr>
<th></th>
<th>Accumulated Surplus</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Balance at 30 June 2014</strong></td>
<td>273,560</td>
<td>273,560</td>
</tr>
<tr>
<td>Operating surplus/(deficit)</td>
<td>(4,428)</td>
<td>(4,428)</td>
</tr>
<tr>
<td>Other comprehensive income</td>
<td>.</td>
<td>.</td>
</tr>
<tr>
<td><strong>Balance at 30 June 2015</strong></td>
<td>269,132</td>
<td>269,132</td>
</tr>
<tr>
<td>Operating surplus</td>
<td>(4,939)</td>
<td>(4,939)</td>
</tr>
<tr>
<td>Other comprehensive income</td>
<td>.</td>
<td>.</td>
</tr>
<tr>
<td><strong>Balance at 30 June 2016</strong></td>
<td>264,193</td>
<td>264,193</td>
</tr>
</tbody>
</table>

The attached notes form part of and should be read in conjunction with this statement.
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.  
Unit 3, 14 Council Avenue  
ROCKINGHAM WA 6168  
ABN 57 402 785 794  

Statement of Cash Flows  
for the year ending 30 June 2015

<table>
<thead>
<tr>
<th></th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash Flows from Operating Activities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Receipts from funders, donations and government grants (GST inc)</td>
<td>823,742</td>
<td>781,001</td>
</tr>
<tr>
<td>Payments to suppliers and employee (GST inc)</td>
<td>(859,158)</td>
<td>(796,079)</td>
</tr>
<tr>
<td>Interest received</td>
<td>9,127</td>
<td>13,000</td>
</tr>
<tr>
<td>Net Cash used in Operating Activities</td>
<td>(26,289)</td>
<td>(1,078)</td>
</tr>
<tr>
<td>Cash Flows from Investing Activities</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Payments for Property, Plant and Equipment</td>
<td>(6,900)</td>
<td>0</td>
</tr>
<tr>
<td>Net cash used in Investing Activities</td>
<td>(6,900)</td>
<td>0</td>
</tr>
<tr>
<td>Net Increase in Cash</td>
<td>(33,188)</td>
<td>(1,078)</td>
</tr>
<tr>
<td>Cash at beginning of financial year</td>
<td>380,963</td>
<td>(382,041)</td>
</tr>
<tr>
<td>Cash at end of the financial year</td>
<td>347,775</td>
<td>380,963</td>
</tr>
</tbody>
</table>

The attached notes form part of and should be read in conjunction with this statement.
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.
Unit 1, 14 Council Avenue
ROCKINGHAM WA 6168
ABN 57 492 785 795

Notes to and forming part of the accounts
for the year ended 30th June 2018

NOTE 1 - Statement of Accounting Policies

(a) Basis of preparation and statement of compliance
This special purpose financial report is prepared in order to provide financial statements which
satisfy the requirements of the Associations Incorporation Act 1987 to prepare accounts. The Management Committee
has determined that the Association is not a reporting entity as defined in Statement of Accounting
Concepts 1 “Definition of the Reporting Entity” and therefore, as there is no requirement to apply accounting concepts
or standards in the preparation and presentation of these statements, none have been adopted intentionally.
The statements have been prepared in accordance with the requirements of the Associations Incorporation Act 1987.
The statements are prepared on an accrual basis, whereby items are brought to account using the concept of
matching expenditure with revenue. They are based on historical cost values except where specifically stated.
The financial statements have been prepared on a going concern basis, in that the Association will continue to meet its commitments and can therefore continue
normal operating activities which includes the realisation of assets and settlement of liabilities in the ordinary course of operations.
In arriving at this position the Management Committee have considered the following pertinent matters: the level of ongoing financial support from Murdoch
University, state and federal governments and other external contributing bodies will be achieved and as such believe the going concern basis to be appropriate.
Where possible, but without jeopardising the true and fair view of the financial position and performance to which
the financial statements are prepared to reflect, the report complies with applicable Australian Accounting Standards
and other mandatory professional reporting requirements (Urgent Issues Group Interpretations) unless otherwise stated
below. The accounting policies used in the preparation of this financial report, as described below, are, in the opinion
of the directors, appropriate to meet the needs of its users.
The financial report is presented in Australian dollars and all values are rounded to the nearest dollar.
The requirements of Accounting Standards and other financial reporting requirements in Australia do not have mandatory applicability because the Association is
not a “reporting entity” and it is a not-for-profit organisation not governed by the Corporations Act 2001. Accordingly, the management committee have prepared
the financial report in accordance with Australian Accounting Standards and other financial reporting requirements in Australia with the following exceptions:
AASB 7 - Financial Instruments: Disclosures
AASB 112 – Income Taxes
AASB 124 – Related Party Disclosures
AASB 132 - Financial Instruments: Presentation
AASB 1004 - Contributions
(b) Foreign currencies
Translation of foreign currency transactions
Transactions in foreign currencies are converted to Australian dollars at the rate of exchange ruling at the date of the transaction.
Amounts payable to and by the Association that are outstanding at the balance date and are denominated in foreign currencies have been converted to
Australian dollars using rates of exchange ruling at the end of the financial year.
(c) Cash and cash equivalents
For the purposes of the statement of cash flows, cash includes cash on hand and at bank, and short term deposits readily convertible to cash.
(d) Trade and other receivables
Trade receivables are measured at amortised cost using the effective interest rate method, less any provision for doubtful debts. A provision for doubtful debts is made when there is objective evidence that the Association will not be able to collect the debts. Bad debts are written off when identified.

(e) Property, plant and equipment

Plant and equipment is stated at cost less accumulated depreciation and any accumulated impairment losses. Such cost includes the cost of replacing parts that are eligible for capitalisation when the cost of replacing parts is incurred. Similarly, when each major inspection is performed, its cost is recognised in the carrying amount of the plant and equipment as a replacement only if it is eligible for capitalisation.

Depreciation is provided on a straight line and diminishing balance basis on all property, plant and equipment, other than freehold land, at rates calculated to allocate the cost or valuation less estimated residual value at the end of the useful lives of the assets against revenue over those estimated useful lives.

Impairment

The carrying values of plant and equipment are reviewed for impairment when events or changes in circumstances indicate the carrying value may not be recoverable.

For an asset that does not generate largely independent cash inflows, the recoverable amount is determined for the cash-generating unit to which the asset belongs.

If any such indication exists and where the carrying values exceed the estimated recoverable amount, the assets or cash-generating units are written down to their recoverable amount.

The recoverable amount of plant and equipment is the greater of fair value less costs to sell and value in use. In assessing value in use, the estimated future cash flows are discounted to their present value using a pre-tax discount rate that reflects current market assessments of the time value of money and the risks specific to the asset.

Derecognition and disposal

An item of property, plant and equipment is derecognised upon disposal or when no further future economic benefits are expected from its use or disposal.

Any gain or loss arising on derecognition of the asset (calculated as the difference between the net disposal proceeds and the carrying amount of the asset) is included in profit or loss in the year the asset is derecognised.

(f) Revenue recognition

Revenue is recognised to the extent that it is probable that the economic benefits will flow to the Association and the revenue can be reliably measured. The following specific recognition criteria must also be met before revenue is recognised:

Contributions
Contribution revenue is recognised when the entity obtains control of the contribution or the right to receive the contribution unless it is attached to the fulfillment of a service program in which it is recognised on a matching basis with respect to the stage of completion of the program.

Rendering of services
Revenue from services is recognised by reference to the stage of completion. Stage of completion is measured by reference to labour hours incurred to date as a percentage of total estimated labour hours for each contract. Where the contract outcome cannot be measured reliably, revenue is recognised only to the extent of the expenses recognised that are recoverable.
(f) Revenue recognition (continued)

Interest
Revenue is recognised as the interest accrues using the effective interest method. This is a method of calculating the amortised cost of a financial asset and allocating the interest income over the relevant period using the effective interest rate, which is the rate that exactly discounts estimated future cash receipts through the expected life of the financial asset to its net carrying amount of the financial asset.

Government grants
Government grants are recognised at their fair value where there is reasonable assurance that the grant will be received and all attaching conditions will be complied with.

When the grant relates to an expense item, it is recognised as income over the periods necessary to match the grant on a systematic basis to the costs that it is intended to compensate.

(g) Employee benefits
Provision is made for employee benefits accumulated as a result of employees rendering services up to the reporting date. These benefits include wages and salaries, annual leave and long service leave.

Liabilities arising in respect of wages and salaries, annual leave, long service leave and any other employee benefits expected to be settled within twelve months of the reporting date are measured at their nominal amounts based on remuneration rates which are expected to be paid when the liability is settled. All other employee benefit liabilities are measured at the present value of the estimated future cash outflow to be made in respect of services provided by employees up to the reporting date. In determining the present value of future cash outflows, the market yield as at the reporting date on national government bonds, which have terms to maturity approximating the terms of the related liability, are used.

(h) Trade and other payables
Trade and other payables are carried at amortised costs and represent liabilities for goods and services provided to the Association prior to the end of the financial year that are unpaid and arise when the Association becomes obliged to make future payments in respect of the purchase of these goods and services.

(i) Leases
The determination of whether an arrangement is or contains a lease is based on the substance of the arrangement and requires an assessment of whether the fullfilment of the arrangement is dependent on the use of a specific asset or assets and the arrangement conveys a right to use the asset.

Association as a lessee
Operating lease payments are recognised as an expense in the income statement on a straight-line basis over the lease term. Lease incentives are recognised in the income statement as an integral part of the total lease expense.

(j) Income tax
Income Tax
Under the Income Tax Assessment Act 1936 (as amended) the Association is exempt from income tax.
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.
Unit 3, 14 Council Avenue
ROCKINGHAM WA 6168
ABN 57 402 785 795

Notes to and forming part of the accounts (continued)

(6) Income tax (continued)
Other taxes:
Revenues, expenses and assets are recognised net of the amount of GST except:

• where the GST incurred on a purchase of goods and services is not recoverable from the taxation authority, in which case the GST is recognised as part of the cost of acquisition of the asset or as part of the expense item as applicable; and

• receivables and payables are stated with the amount of GST included.

The net amount of GST recoverable from, or payable to, the taxation authority is included as part of trade and other receivables in the balance sheet.

Cash flows are included in the Cash Flow Statement on a gross basis and the GST component of cash flows arising from investing and financing activities, which is recoverable from, or payable to, the taxation authority are classified as operating cash flows.

Commitments and contingencies are disclosed net of the amount of GST recoverable from, or payable to, the taxation authority.

<table>
<thead>
<tr>
<th>Note 2 - INCOME</th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contributions</td>
<td>834,900</td>
<td>861,447</td>
</tr>
<tr>
<td>Services received in kind</td>
<td>281,414</td>
<td>198,944</td>
</tr>
<tr>
<td>Donations</td>
<td>88</td>
<td>140</td>
</tr>
<tr>
<td>Other grants</td>
<td>1,075</td>
<td>3,975</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>1,117,977</strong></td>
<td><strong>1,064,505</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Note 3 - OPERATING EXPENSES</th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>General &amp; administration</td>
<td>112,223</td>
<td>120,371</td>
</tr>
<tr>
<td>Depreciation expense</td>
<td>14,453</td>
<td>14,068</td>
</tr>
<tr>
<td>Salaries &amp; wages</td>
<td>1,005,368</td>
<td>947,694</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>1,132,044</strong></td>
<td><strong>1,081,534</strong></td>
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</tbody>
</table>
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.
Unit 3, 14 Council Avenue
ROCKINGHAM WA 6168
ABIN 547 785 795

Notes to and forming part of the accounts (continued)

for the year ended 30th June 2010

<table>
<thead>
<tr>
<th></th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Note 4 - RECONCILIATION of CASH

a) Cash at the end of the financial year as shown in the
Statement of Cash Flows is reconciled to the related items
in the Balance Sheet as follows:

 Petty Cash float                      300  300
 Cash at bank                          130,048  176,354
 Migration Aid Fund                    2,456  852
 Short term deposits                   206,970  200,857

                                      347,775  300,903

b) Reconciliation of Net Cash used in Operating Activities
to Operating Results

Operating result                      (4,939)  (4,429)

changes in assets and liabilities:

(increase)/decrease in trade and other receivables (12,821)  (2,099)
(increase)/decrease in other assets               (448)  181
increase/(decrease) in trade and other creditors (2,722)  (12,522)
increase/(decrease) in employee entitlements      (19,811)  3,714

Net cash provided by Operating Activities
                                      (28,269)  0  (1,678)

Note 5 - TRADE AND OTHER RECEIVABLES

Trade debtors                          15,655  308
Other receivables                     764  3,290
                                      16,419  3,588

Note 6 - OTHER ASSETS

Prepayments                           8,208  7,560
Other                                  7,110  7,310
                                      15,318  14,870

Note 7 - PROPERTY, PLANT & EQUIPMENT

<table>
<thead>
<tr>
<th></th>
<th>WDV</th>
<th>Additions</th>
<th>Depreciation</th>
<th>WDV</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>At 30 June 2015</td>
<td></td>
<td>At 30 June 2016</td>
<td></td>
</tr>
<tr>
<td>Office Eq.</td>
<td>8,727</td>
<td>0</td>
<td>4,518</td>
<td>2,210</td>
</tr>
<tr>
<td>Office Fam.</td>
<td>22,498</td>
<td>0</td>
<td>7,115</td>
<td>15,373</td>
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<tr>
<td>Computer Eq.</td>
<td>3,313</td>
<td>6,900</td>
<td>2,620</td>
<td>7,395</td>
</tr>
<tr>
<td>Office Fitout</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Total</td>
<td>32,528</td>
<td>6,900</td>
<td>14,453</td>
<td>24,976</td>
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</tbody>
</table>

Less Disposal

<table>
<thead>
<tr>
<th></th>
<th>WDV</th>
<th>Cost</th>
<th>Acc. Dep’n</th>
<th>WDV</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>At 30 June 2016</td>
<td>At 30 June 2016</td>
<td>At 30 June 2016</td>
<td></td>
</tr>
<tr>
<td>Office Eq.</td>
<td>0</td>
<td>37,930</td>
<td>35,621</td>
<td>2,210</td>
</tr>
<tr>
<td>Office Fam.</td>
<td>0</td>
<td>65,008</td>
<td>49,635</td>
<td>15,372</td>
</tr>
<tr>
<td>Computer Eq.</td>
<td>6,596</td>
<td>54,543</td>
<td>47,150</td>
<td>7,394</td>
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<tr>
<td>Office Fitout</td>
<td>0</td>
<td>894</td>
<td>894</td>
<td>0</td>
</tr>
<tr>
<td>Total</td>
<td>6,596</td>
<td>158,246</td>
<td>130,370</td>
<td>24,976</td>
</tr>
</tbody>
</table>

Page 9
Note 7 - PROPERTY, PLANT & EQUIPMENT (continued)

<table>
<thead>
<tr>
<th></th>
<th>2015</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$</td>
<td>Additions</td>
<td>Depreciation</td>
</tr>
<tr>
<td>(At 30 June 2014)</td>
<td></td>
<td>WDV</td>
<td>WDV</td>
</tr>
<tr>
<td>Office Eq.</td>
<td>11,183</td>
<td>0</td>
<td>4,456</td>
</tr>
<tr>
<td>Office Furn.</td>
<td>29,569</td>
<td>0</td>
<td>7,081</td>
</tr>
<tr>
<td>Computer Eq.</td>
<td>5,864</td>
<td>0</td>
<td>2,531</td>
</tr>
<tr>
<td>Office Fixt.</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>46,516</td>
<td>0</td>
<td>14,068</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th>2015</th>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Lease Disposal</td>
<td></td>
<td>Cost</td>
<td>Acc. Dep't</td>
</tr>
<tr>
<td>(At 30 June 2015)</td>
<td></td>
<td>WDV</td>
<td>WDV</td>
</tr>
<tr>
<td>Office Eq.</td>
<td>0</td>
<td>37,830</td>
<td>31,163</td>
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<tr>
<td>Office Furn.</td>
<td>0</td>
<td>65,088</td>
<td>42,520</td>
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<tr>
<td>Computer Eq.</td>
<td>0</td>
<td>54,230</td>
<td>50,916</td>
</tr>
<tr>
<td>Office Fixt.</td>
<td>0</td>
<td>864</td>
<td>864</td>
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<tr>
<td><strong>Total</strong></td>
<td>0</td>
<td>157,911</td>
<td>125,403</td>
</tr>
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</table>

Note 8 - TRADE AND OTHER PAYABLES

<table>
<thead>
<tr>
<th></th>
<th>2016</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accounts payable (inc. GST)</td>
<td>25,721</td>
<td>27,503</td>
</tr>
<tr>
<td>Accruals</td>
<td></td>
<td>849</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>25,721</td>
<td>28,343</td>
</tr>
</tbody>
</table>

Note 9 - EMPLOYEE ENTITLEMENTS

<table>
<thead>
<tr>
<th></th>
<th>2014</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual leave as at 30/6/145</td>
<td>50,871</td>
<td>41,847</td>
</tr>
<tr>
<td>Increases/(decreases) in provisions</td>
<td>(10,539)</td>
<td>9,024</td>
</tr>
<tr>
<td><strong>Annual leave as at 30/6/16</strong></td>
<td>40,332</td>
<td>50,871</td>
</tr>
<tr>
<td>Long service leave as at 30/6/15</td>
<td>83,144</td>
<td>88,825</td>
</tr>
<tr>
<td>Increases/(decreases) in provisions</td>
<td>(6,772)</td>
<td>(5,311)</td>
</tr>
<tr>
<td><strong>Long service leave as at 30/6/16</strong></td>
<td>76,372</td>
<td>83,144</td>
</tr>
<tr>
<td>Total Employment Entitlements</td>
<td>114,574</td>
<td>134,385</td>
</tr>
</tbody>
</table>

Note 10 - AUDITOR REMUNERATION

<table>
<thead>
<tr>
<th></th>
<th>2014</th>
<th>2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Audit fees</td>
<td>6,020</td>
<td>5,900</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>6,020</td>
<td>5,900</td>
</tr>
</tbody>
</table>

Note 11 - GOODS & SERVICES RECEIVED IN KIND

In-kind contribution from Murdoch University School of Law for the year ended 30 June 2016 of $261,414 (2015- $198,944) comprising Senior Lecturer, Associate Lecturer and Admin support wages of $247,914 (2015- $186,444) and $33,500 (2015- $33,500) IT support and EAP. A second Law Clinic supervisor position is provided by funding to SCALES and is noted as income in this report.

Note 12 - CONTINGENT LIABILITIES

There are no known contingent liabilities at balance date.

Note 13 - SUBSEQUENT EVENTS

No significant events have occurred after balance date which would materially affect either the Association's operations or results of those operations.
SOUTHERN COMMUNITIES ADVOCACY, LEGAL & EDUCATION SERVICE INC.  
Unit 3, 14 Council Avenue  
ROCKINGHAM WA 6168  
ABN 57 403 785 795

MANAGEMENT COMMITTEE’S DECLARATION

The Management Committee have determined that the Association is not a reporting entity. They have determined that this special purpose financial report should be prepared in accordance with the accounting policies outlined in Note 1 to the financial statements.

The Management Committee of the Association declare that:

1. The financial statements and notes, as set out on pages 1 to 11
   a) Comply with accounting standards as detailed in Note 1 to the financial statements and the Associations Incorporation Act 1987; and
   b) give a true and fair view of the Association’s financial position as at 30 June 2019 and of its performance for the year ended on that date in accordance with the accounting policies described in Note 1 to the financial statements.

2. In the Management Committee’s opinion there are reasonable grounds to believe that the Association will be able to pay its debts when they become due and payable on the basis as set out in Note 1 (a)

This statement is made in accordance with the Resolution of the Management Committee.

[Signatures]
Tanita Byres
Treasurer

[Signature]
[Name]
Managing Director

Page 11

Anna Copeland and Gai Walker took the opportunity to attend the above conference in April 2016. Street Law is a natural progression from Law Clinic and expands the learning of law students into teaching, as well as taking the law to school and other parts of the community. As both Gai and Anna hope to expand the Law Clinic to include Street Law practice, this was a logical learning and networking opportunity.

Over 35 Delegates from 15 countries attended the three day conference, they came from Australia, Bangladesh, Czech Republic, England, Hong Kong, Ireland, Jamaica, Qatar, South Africa, Thailand (and South East Asia), Turkey, Trinidad and Tobago, USA and Uganda.

The diversity of the Street Law presentations were quite amazing. Margaret Fisher from the Seattle University School of Law began the presentations by reminiscing about her 40 years in Street Law practice, her experiences working with Ed O’Briendon then she spoke of her work in youth or teen Courts which are voluntary peer Courts for actual offences and other misconduct under the governance of restorative justice in sentencing.

The single stream of presentations meant we were able to attend the entire conference. The presentations sat under nine general headings Street Law Curriculum Development; Building Capacity for Street Law Programs; Youth based Street Law Programs; Using Street Law as a pathway to Law School; Street Law and Democracy Education - general; Street Law and Democracy Education - protection of rights of vulnerable people and Using Street Law to teach about Commercial and Labour Law.
Street Law is separate to Law Clinic, some universities offer both units separately; some have them together swapping from Law Clinic to Street Law in Semester 1 and 2 but part of a 1 year unit; while some have it as a separate program where students volunteer. Units range from compulsory final year law units to extracurricular volunteering by law students who simply want the experience.

The diversity of the target audiences range from children in Primary School to community members. It was a great networking opportunity. All presenters incorporated a Street Law interactive exercise, all very diverse, interesting and also entertaining.

Gai Walker took the opportunity to visit Johannesburg law clinics at the University of the Witwatersrand where Director Daven Dass not only showed her their law clinic but also took her to visit the University of Johannesburg clinic. Anna and Gai both visited the law clinic at the University of KwaZulu-Natal.

Did we mention that the pre-conference event was a three day safari? It was fantastic.
SCALES’ Management Committee and Staff would once again like to thank the following organisations for their generous support and partnerships throughout the year and look forward to continuing these associations into the future.

Child Protection and Family Support, WA Department for Commerce, WA Department of
Community Legal Centres Association Western Australia
Criminal Property Confiscation Grants Program, WA AG
National Partnership Agreement, Commonwealth
Community Legal Services Program, Western Australia
Criminal Property Confiscation Grants Scheme
Fremantle Community Legal Centre
Gosnells Community Legal Centre
Law Society of Western Australia Public Purposes Trust Fund
Lotterywest
Lucy Saw Centre for the Prevention and Intervention of Domestic and Family Violence Service
Murdoch University
Murdoch University IT Services
Murdoch University School of Law
National Association of Community Legal Centres
Northern Suburbs Community Legal Centre
Perth Family Relationships Centre
Rockingham Magistrate’s Court
SHINE Lawyers
South Coastal Women’s Health Services
Tenancy WA
Thomson Reuters
Women’s Law Centre