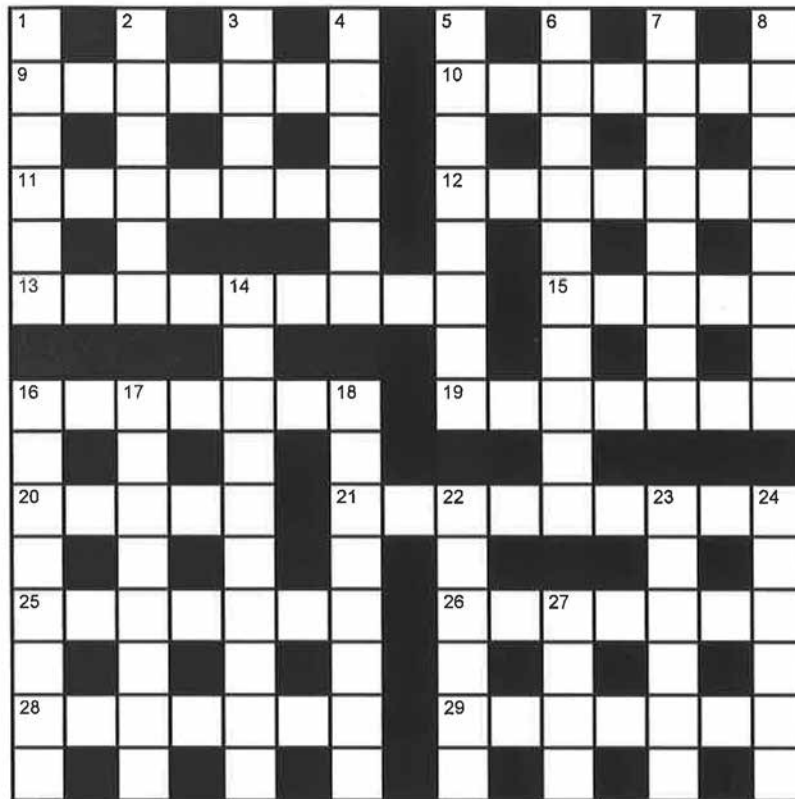


# Crossword

By Rapunzel



## Across

- 9 Stirrer last up a stir. (7)  
 10 Eccentric courser polisher? (7)  
 11 nth acre gives rise to a piece. (7)  
 12 Attracts nicest 'e' to rights. (7)  
 13 Body odour doctor behind 'Saint Squid' produces a schoolboy's delight. (5,4)  
 15 Introduction in favour of rule. (5)  
 16 Rule huge, writ large. (7)  
 19 Avoidance becomes Gabor number three's charge. (7)  
 20 Silent smelly shenanigans. (5)  
 21 Communal bodyspeak? (9)  
 25 Able and wired in father. (7)  
 26 Naval favourite kingpin at sea. (4,3)  
 28 Niether male nor female yet sound introduction to either? (7)  
 29 Frenzied father of the prank. (7)

## Down

- 1 Spy agency surrounds it [stet]. (2,2,2)  
 2 Go to the dogs? Fair as hunt. (6)  
 3 Early to mid-20th century silk surrounds international organisation to produce a musical judge. (4)  
 4 A belvedere from which to observe body odour. (6)  
 5 Put together, as it seems [L]? (8)  
 6 Loud and soft, on fire atop modified instrument. (10)  
 7 Boil croc, chew up, produce member of cabbage family. (8)  
 8 A printer who is pressed into service? (8)  
 14 Boisterous? Sounds rude about boxing match... (10)  
 16 Peculiar, this sixth sense Alice lost. (8)  
 17 Grasps Greek fruit. (8)  
 18 Erect sly anagram in this way. (8)  
 22 Overpriced tearaway. (3-3)  
 23 A bridge side around tax fears. (6)  
 24 Harem head almost one-off, we hear. (6)  
 27 New super tribunal to reform cant. (4)

**Solution on p.91**

## Distance for a Difference Tour

By Giles Stapleton

If you've become a parent you would no doubt have experienced the extremes of your emotions at some point along the way. Joy, fear, exhaustion, anger and elation are a few of the many things our little people help us feel, often at the same time and on any normal day. Most of us will share the funny stories about our children with each other but few will freely off-load the burden of the difficult ones, often because it takes all of our strength to keep it all together.

I dread to think how that emotional rollercoaster would increase if a child suffered a serious injury. Every day I feel very fortunate my own children are healthy, happy and normal but I am constantly reminded how quickly that can all change.

My wife and I have committed to both cycle 600 from Cessnock to Gloucester then Hornsby over four days in March 2014 ([www.distanceforadifferencetour.org.au](http://www.distanceforadifferencetour.org.au)). We will join 58 other cyclists to ride approx. 150 kms a day to raise \$2000 each for the Day of Difference Foundation.

The foundation was founded in 2004 by Ron Delezio and his wife, Carolyn Martin, following the tragic, highly publicised accidents of their daughter Sophie. It is a non-profit registered national charity based in Sydney and governed by an independent board of directors. The foundation's revenue is generated by donations, philanthropic grants and sponsorships. Its purpose is to permanently reduce the incidence and impact of children's critical injury in Australia.

Critical injuries can happen to anyone's child. If they do they are mostly unexpected and change the child's and parents' life dramatically. Answering the questions parents face when a dreadful injury occurs and providing vital support to the children is the work the foundation does to care for these extraordinarily vulnerable families.

Cycling is a sport that appeals for its lack of wear and tear on already sport damaged joints and limbs. It can have a positive effect on cardiovascular fitness, muscle strength and flexibility, joint mobility, stress, posture and coordination, bone strength, body fat levels and anxiety and depression. Whilst I have always known how to ride a bike, having it as a health and social asset had never really been a consideration.

Recently, encouraged by a good mate to do the Distance for a Difference Tour, I started serious

training. It started with a two hour ride from Curl Curl to Palm Beach at 6am on a Saturday morning, infused half way with vegemite toast and a strong flat white to offset the effects of the weekly celebrations of Friday evening. That morphed into occasionally cycling the 20kms from Curl Curl to Selborne Chambers and back to shed some hip-bone handles. A few weeks later I am part of a group that goes flat out for 65 to 90 kms on a Saturday morning before the rest of the family has opened the curtains and have joined another group that cycles to the city three times a week.

The threat of having to back up three days in a row from 150kms the day before is serious motivation for finding ways to use my bike. The mental benefits of having a break from the day to day domesticity of life help you relax and the physical benefits keep on shining through. The best part is I have not had to sacrifice my love of chocolate, cheese or pinot noir. Whilst my first year at the New South Wales Bar might be the easiest time in my new career to spread my time around, I am hoping to embed the habits so they stick as balancing benefits as I get increasingly busy.

Our children are our most precious gifts. We can marvel at their resilience and even those that are recovering from serious injury can talk about Lego, Barbie, helicopters and iPad games the same as any more fortunate child can. As parents though it is possible to become traumatised and overwhelmed with guilt. As an expression of my continual gratitude for healthy, happy children I would like to do my part to improve the care and support of those less fortunate parents.

If donating to the foundation could be a similar expression of gratitude for you, please feel free to sponsor me at <https://distanceforadifference2014.everydayhero.com/au/giles>

Thank you very much for your support. Every dollar donated will go directly to the foundation. Also, if you like the idea of cycling for sport or already have the bug, don't hesitate to consider joining this or a similar type of tour next year.

## Bar FC's year of triumphs and near triumphs

By Anthony Lo Surdo SC, Michael Fordham SC, John Harris and David Stanton

### Introduction

The NSW Bar Football Club (NSW Bar FC) is open to barristers, members of the judiciary, clerks and employees of the Bar Association regardless of gender, level of ability or fitness but united in an abiding passion for the world game. It currently boasts approximately 50 members including five women drawn from diverse practice areas.

NSW Bar FC celebrated 2013 in grand style with the unveiling of its new kit to coincide with the opening match of the Domain Soccer League (lunchtime) Competition in April (DSL).

### New members

In 2013, NSW Bar FC welcomed David (Sir Alex Ferguson) Stanton as its inaugural full-time manager/coach. David was one of the original members of NSW Bar FC who was reluctantly forced to retire from playing duties due to injury. He was joined by newcomers Richard di Michael, Anais D'Arville, Ivan Griscti, Mitch Lozina, Rob Munro, Rico Jedrzejczyk and Jack Tyler-Stott.

### DSL

NSW Bar FC competed for the fifth successive year in the DSL competition which was held at lunchtime between April and September in the Domain. NSW Bar FC finished strongly in the home and away series booking a semi-final berth for the first time since entering the competition. It bowed out in the sudden death semi-final but not before securing third spot in its division. It was a true testament to the grit, determination and enthusiasm

with which players took to the pitch each week and proof positive of the influence of David Stanton's guiding managerial hand. Congratulations!

### Third Annual Sports Law Conference

On 21 September 2013, approximately 50 barristers convened at the 12 Wentworth Selborne Chambers conference facilities in Sydney to attend the 3<sup>rd</sup> Annual Sports Law Conference. The theme for the conference, chaired by the Honourable Justice Geoff Lindsay of the Supreme Court of NSW was the topical 'Anti-Doping in Sport.' Michael Gleeson spoke about the role of the criminal law and doping in sport, John Marshall SC and Simon Philips considered aspects of the peptide inquiry announced in February 2013 whilst Graham Turnbull SC regaled us with stories (and footage) about when contact in sport becomes a crime.

The conference raised \$2,100 which was donated to Camp Quality. The funds raised will be used to help a child newly diagnosed with cancer to attend a family camp with their parents and siblings. These camps address a list of specific needs each member of the family has from diagnosis, through treatment and into remission, or in preparation for palliative care and bereavement.

A special thanks to Justice Lindsay and to each of the speakers who gave generously of their time to ensure the success of the conference and to those who attended.

### Bar Football 'State of Origin'

Immediately following the Sports Law Conference, over 60 barristers drawn from Queensland, Victoria and NSW met at St Andrews Oval at the University of Sydney under clear blue skies to take part in the 6<sup>th</sup> Annual Suncorp NSW Bar v Vic Bar Annual Challenge Cup and the 4<sup>th</sup> Annual Suncorp NSW Bar v Victoria Bar v Queensland Bar Annual Football Challenge Cup.

NSW Bar FC, assisted by the home turf advantage, fielded two strong sides which seamlessly combined youth, experience and enthusiasm together with a determination to wrest the Suncorp NSW Bar v Victoria Bar v Queensland Bar Annual Football Challenge Cup from the control of the Queenslanders who had scored the Holy Grail the previous year.

St Andrews Oval has not seen such beautiful controlled football in a long, long time.

### Game 1 - Queensland v Victoria

The Queenslanders, led by Johnny Selfridge comfortably disposed of a depleted but enthusiastic Victorian team led by Tony Klotz in the opening match of the 'State of Origin Series' 2 goals to nil. John Harris (NSW) generously stepped in as goal keeper for the Victorians and was kept busy, saving more than penetrated his vice-like grip on the ball.

Best and fairest gongs went to Guy Andrew for Queensland and Con Lichnakis for Victoria.

The game was ably refereed by newcomer to the whistle, John Marshall SC.



### Game 2 – NSW v Queensland

The second game in the series saw NSW meet a buoyant Queensland which looked confident having just disposed of Victoria 2-0. The team was comprised of di Michael, Harris, Magee, Maghami, Griscti, (Ben) Phillips, d’Arville, Bedrossian, Mahony, (Simon) Philips(c), Munro, Free and (Matt) Graham. The mix of experience (Free) and youth (Munro) ensured that NSW ably and expertly controlled the centre of the park. Bedrossian played a ‘Rooneyesque’ role in setting up many of the plays but unfortunately had his strikes saved by the Queensland keeper (Favell) who was working overtime. Good support play was also provided by Jackson, di Michael, Ben Phillips and Maghami. The back line was rock solid with Mahony, d’Arville, Philips and Griscti ensuring NSW keeper Harris had little to do. At half time, and with NSW up 3-0, Captain Philips was heard (uncharacteristically) to suggest that perhaps NSW should ease up on the Queenslanders a little.

However, the manager (Stanton) saw it differently and the end result was a comprehensive 4-0 victory.

Man of the match went to newcomer Rob Munro for NSW and Daniel Favell for Queensland.

Graham Turnbull SC was in control of the game.

### Game 3 – NSW v Victoria

Following victory over the Maroons, all that remained was for de Meyrick’s NSW team to dispose of Victoria. This team was comprised of Tyler-Stott, Kuklik, de Meyrick(c), Turnbull SC, Gleeson, Watkins, Marshall SC, (David) Jordan, Newton, Patch, Clark, Lozina, Jackson and Younan. Again this was a great game to watch with a number of talking points.

Barcelona football was on display with Tyler-Stott, Gleeson and Lozina controlling the first half with some silky exchanges. Gleeson’s persistence paid off with a great individual goal and an equally impressive celebration. Kuklik in goals saw little action as a

result of the backline consisting of de Meyrick, Younan, Turnbull SC, Marshall SC and Magee working hard. Indeed Magee was almost everywhere and but for Lozina’s dominance in the midfield and hat trick (the first ever in the State of Origin series), would have been hard to beat for man of the match. The midfield was strengthened by the presence of Jonathan Clark, Nicholas Newton and the returning to fitness of Watkins. However, the talk of the day was the front line led by Tyler-Stott, Jordan and the seasoned performer, David (Patchaldinho) Patch. Known for his ability to push the envelope, Patchaldinho ensured referee Lo Surdo SC knew where his whistle was and fully understood the intricacies of the off side rule. He was no doubt keen to enjoy the spoils as NSW put Victoria to the sword 6-1.

Best and fairest awards went to a deserving Lozina for NSW and Klotz for Victoria for a gutsy captain’s knock.

This was by far the most dominant



performance to date by NSW BAR FC who comfortably won all the silverware.

On a final note, many thanks to those whose support made for 'the most successful games ever.' Special mention should be made of Tony Klotz from the Victoria Bar, John Selfridge of the Queensland Bar and David Stanton of the NSW Bar for organizing the teams. Thanks also to Lo Surdo SC and Simon Philips in ensuring the day's success and to Marshall SC, Turnbull SC and Lo Surdo SC for officiating.

The Sports Law Conference and the State of Origin series head off to sunny Brisbane in 2014.

### Law Firm & Finance Challenge Cup

A depleted Bar FC travelled to the Kings School, Parramatta, to participate in the Law Firm & Finance Challenge Cup on Sunday 10 November 2013.

A lean outfit led by Captain Harris and assisted by two budding readers, who assured us they were just about to sit the bar exams, put in a good showing against a younger and fitter opposition.

Game 1 saw Bar FC burst out of the blocks with a forfeit. The team needed little motivation to triumph 2-1 over the fill-in team from LexisNexis.

*The depleted Bar FC called for reinforcements who arrived in the shape of another potential reader.*

In Game 2 an over exuberant representative from Kemp Strang received a yellow card after going studs up into keeper Harris and attracted another yellow and a red card for taking out controversial striker Patchildinho with a high boot to the face which drew 2 stitches. With Patchildinho gone, the heavy responsibility of being star striker shifted to di Michael who responded by scoring all of Bar FC's goals in a 3 - 3 draw.

The third game against Gadens ended in a 1-0 loss largely due to a tired defence being offset by sensational keeping at both ends.

Bar FC then squeaked into the play offs after finishing third in its group. Magee departed for a 3 pm conference with senior counsel and the numbers dwindled.

The first round of the finals saw Bar FC drawn against Perpetual who had scored 22 goals to none against in their preliminary games.

The depleted Bar FC called for reinforcements who arrived in the shape of another potential reader. A spirited defensive effort,

masterminded by Turnbull SC (who moved to the midfield) and Jedrzejczyk saw Bar FC lose 2-0 in the first round of the play offs.

All in all, a sensational day and a fine effort.

### Acknowledgements

NSW Bar FC acknowledges Suncorp, MLIG and Peter Steele for their continuing support.

### The future

Like all good football sides, NSW Bar FC will be recruiting heavily in the off-season. Bar FC is also indebted to the female members of the team who made for a successful 2013 campaign. We look forward to welcoming more women to the squad in 2014. If you are interested in dusting off those boots and joining the team, please email David Stanton (d.stanton@mauricebyers.com) to join the mailing list.

# Surfing Lawyers win SurfAid Cup

By John Sampson



With barely seconds to go, the Australian Surfing Lawyers won the prestigious OzForex SurfAid Cup at South Curl Curl Beach, Sydney, on Friday, 1 November.

Against more favoured corporate teams, the lawyers came from behind using wit, a close analysis of cup rules and a measure of skill to take home the annual event in difficult two-foot plus waves.

Supported by surfing luminaries such as Tom Carroll, Layne Beachley, Simon Anderson, Luke Egan and Matt Hoy, as well as Rugby League legends Andrew Johns and Mark Gasnier, this year's event raised a record \$183,000 for remote communities in popular surfing regions in Indonesia.

Founding father of ALSA (Australian Lawyers Surfing Association) New South Wales barristers Peter Strain and Patron Craig Leggat SC were delighted with the win. 'We are an informal group of lawyers bonded by

our love of surfing and with a commitment to 'not for profit' groups connected to the surfing community and other groups interested in matters concerning the environment,' Craig said.

'Hopefully the win will raise our profile, attract more members and more importantly raise more funds for the causes we support.'

Team captain Matt 'Warbo' Warburton, Hudson's chief legal Officer, said: 'Each year ALSA (Australian Lawyers Surfing Association) travels to a remote surfing location and while it's a fantastic adventure for us we endeavour to give something back to where we surf, which is generally in impoverished communities.

'This year we surfed in West Timor and donated to the local school. We have competed in the SurfAid Cup since its inception and to win against some of the corporate heavyweights is a great thrill. More

importantly it is another way of giving back in a structured way through SurfAid who are doing great things.'

The Surfing Lawyers made the finals but were given little hope of winning in the tag-event against more formidable teams stacked with ex-pros.

Hopes were revived when Trent March of Allens picked up an outside set and flew down the line launching a furious backhand attack at the lip and scoring one of the longest and highest scoring waves of the day with an 8.67.

However the lawyers' hopes dimmed as the normally steadfast Guy Foster of Allens lost his way in the choppy, onshore conditions - only to be revived by Ryan 'Whippet' Clark of Bondi Rescue fame (each team is appointed a surfing legend) who slashed his way to put the lawyers within title contention.

They were dashed again as team



Far left: Trent March on the winning wave.

Left: cups aloft. L to R: Matt Warburton, Ryan Clark, Guy Foster, Trent March, James Walker-Powell.

Above: Victory to Surfing Lawyers. L to R: James Walker-Powell, Matt Warburton, Trent March, Guy Foster, Ryan Clark.

Photos: Blaise Bell.

captain Warbo got lost in the trashy conditions but not for lack of trying - taking off late and getting pitched onto the sand bar and winning 'Best Wipeout' of the event in the process.

With minutes to go it was up to James 'JWP' Walker-Powell, CEO of More4life, to save the day. Displaying disdain for youth or surfing legend, JWP sprinted to the water's edge, turbo paddled out the back, picked up a quick inside wave and paddled back out for his second wave which scores double points.

Only 90 seconds left hot favourites and defending champions, Aquabumps Shredders, needed just one decent wave to dash the lawyers' hopes. However the lawyers had studied the rules and realised JWP could win the cup if he could catch a wave and sprint up the beach ahead of Aquabumps and garner two bonus points for crossing the line first.

Losing all lawyerly restraint, the team dashed to the water's edge, shouting out instructions to JWP. JWP heard. He caught what was by any standards a mediocre wave, furiously paddled to the shore, good-naturedly flipped the bird at his competitor breathing down his neck, sprinted up the beach and fell, with seconds to spare, into the arms of his team mates.

Victory snatched from the jaws of defeat, the brief fulfilled, and 'the most exciting finish in SurfAid Cup history', according to SurfAid's Kirk Willcox. The lawyers beat their nearest rival, accountants Allan Hall, by 1.4 points, 46.73 - 45.33.

Sixteen teams competed in this year's SurfAid Cup including OzForex, Perpetual, Shaw Brothers, AMP Capital 1 and 2, CBA, Toybell, Citi Frothers, Paradise Investment Management, BlackRock, oOh!media and Crown Clowns.

SurfAid is a community-based humanitarian organisation whose programs include water and sanitation, malaria reduction and health education. For more information see <http://www.surfaid.org/>

**For more information on The Australian Lawyers Surfing Association see <http://www.surfinglawyers.com.au/>**

### The Hon Justice Rowan Darke

Rowan Darke SC was sworn in as a judge of the Supreme Court on 16 August 2013.

The Hon Justice Rowan Darke was born and raised in Bathurst where his parents were school teachers. Darke J attended Bathurst High School where his Honour believed that he received an 'excellent education'.

Darke J graduated with a Bachelor of Economics and a Bachelor of Laws from the University of Sydney in 1985. During his time at university, his Honour pursued various sporting interests including cricket and second grade rugby league.

As to rugby league, Mr John Dobson, president of the Law Society of New South Wales who spoke at his Honour's swearing in on behalf of the solicitors of New South Wales noted Darke J's agility in playing wing, centre or full-back, a true 'utility back'.

Ms Jane Needham SC, senior vice-president of the New South Wales Bar Association who spoke on behalf of the bar was informed by his Honour's then coach, now Judge Norrish SC of the District Court of New South Wales, of Darke J's skill on the wing; Darke J was 'lithe and elegant, quick on his feet and courageous ... he never questioned the coach's judgment and was definitely the soberest person in all five grades', all fine qualities for a judge.

Darke J served as associate to the Hon Justice Lockhart at a time coinciding with the long-running matter of *State Bank of New South Wales v Commonwealth Savings Bank of Australia*. His Honour described Justice Lockhart as 'a gifted man who, with apparent ease, combined a top level intellect with abundant personal charm and grace'. His Honour said:

Towards the end of my time with him he suggested that I should think about going to the Bar. I had not taken any steps to find employment and the counsel I had seen in action, such as Ken Handley, appeared to do it with ease so I decided I would give it a go.

His Honour commenced practice at the New South Wales Bar in September 1986 without having practised as a solicitor. He Honour obtained a berth on the 11 Wentworth/Selborne Chambers and read with the Hon Dyson Heydon AC QC and the late Paul Donohoe QC.

In 1987 his Honour took a room on what is now the Tenth Floor of Selborne Wentworth and remained there until his Honour's appointment to the court.



*Darke J was 'lithe and elegant, quick on his feet and courageous ... he never questioned the coach's judgment and was definitely the soberest person in all five grades', all fine qualities for a judge.*

His Honour practised principally in commercial, equity, insurance and trade practices law, as well as professional negligence. Ms Jane Needham SC quoted the praise of an unnamed silk on the Tenth Floor of Selborne Wentworth chambers who said:

Your Honour's ability to attend to all chamber work within promised times, to give concise, legally precise and commercially sensible advice to solicitors and clients from behind an impossibly tidy desk and in a courteous and polite manner, has been a boon to solicitors and clients.

In court, his Honour was known to be always efficient, polite and courteous to the bench, opponents and witnesses alike. His Honour's door was also known to be open to junior members of his Honour's floor who sought his professional advice.



His Honour appeared in the Court of Appeal, Supreme Court, Federal Court and High Court, the most recent being the successful appeal before the High Court in relation to personal injuries damages in the case of *Certain Underwriters at Lloyds v Cross* in which his Honour represented the appellants.

Darke J served as a director of the South Eastern Sydney Area Health Service and chaired its audit committee. In 2001 Darke J was the Bar Association's representative on the Hon Terry Sheahan's committee for the review of workers compensation in New South Wales. In September 2011 his Honour joined the board of the Barristers Sickness and Accident Fund.

His Honour has interests in American politics and history as well as domestic politics.

His Honour's long-standing devotion to the South Sydney Rabbitohs resulted in pro bono support in the litigation and campaigning to have the Rabbitohs reinstated in the competition when they were dropped in 1999.

Towards the end of his Honour's swearing in speech, his Honour said:

I am fond of saying that 'the Bar is not for everyone'. There are undoubted stresses and strains involved. There is fierce competition. Yet it gives to each of its members an independence which is truly rare in today's world. That is something to cherish.

## The Hon Justice Melissa Perry

Melissa Perry QC was sworn in as a judge of the Federal Court on 23 September 2013.

The Hon Justice Melissa Perry's paternal grandfather came to Australia from Cypress and anglicised his name from Pieris to Perry. Her Honour's father was the late Hon John Perry AO QC of the Supreme Court of South Australia, an accomplished violinist who, as a student, led the Elder Conservatorium Orchestra and went on to play at the Adelaide Symphony Orchestra. There he met her Honour's mother, Jenny, who was a student pianist at the Conservatorium.

Perry J opted to follow her mother by taking up the piano, rather than the violin, and is a talented classical pianist; she shows her versatility of taste with a passionate interest in British rock music.

Perry J graduated with honours in law at the University of Adelaide in 1985. Her Honour worked as an associate to Hon Patrick Matheson a former Justice of the Supreme Court of South Australia. In 1988, she read for a Master of Laws at the University of Cambridge on a Shell Scholarship.

Her Honour was called to the bar in 1992, joining Bar Chambers in Adelaide and purchased a room. During her Honour's swearing-in speech, her Honour said:

...the words of encouragement that I received as I signed the customarily large cheque to buy my room, were that, 'You know there are many solicitors who won't brief you because you are a woman.' However, as Michael Jordan said on being inducted into the basketball hall of fame, 'Limits like fears, are often just an illusion,' - a sentiment that resonated with me...

Her Honour returned to Cambridge to complete a PhD and received the Yorke Prize in 1995 for her dissertation in public international law on state succession. Sir Elihu Lauterpacht QC was her thesis supervisor for the first year, after which her Honour worked with Professor Vaughan Lowe QC. Fiona McLeod SC, one of those who spoke at her Honour's swearing-in, quoted Professor Crawford, Whewell Professor of International Law at Cambridge, in saying that Perry J's PhD thesis was 'an excellent piece of work, first class in conception and execution.'

In 2004 her Honour was appointed queen's counsel in South Australia.

Perry J's practice was broad, with a particular interest in native title and public law. Her Honour appeared in the High Court of Australia on more than 40

occasions, including with successive Commonwealth solicitors-general Gavan Griffith AO QC, David Bennett AC QC and Stephen Gageler SC in a number of constitutional and environmental cases.

In 1997, her Honour was briefed to appear in *Yarmirr v the Northern Territory*. Her Honour later appeared in, or gave advice in connection with, *Jango v the Northern Territory*, the *Wik Peoples v the Commonwealth*, *Yorta Yorta* and the *Waanyi People v Queensland*. In 2003, her Honour co-authored with Stephen Lloyd the well-respected textbook *Australian Native Title Law*.

In April 2009, her Honour appeared in *Qarase v Bainimarama* in Fiji's Court of Appeal as amicus for the Citizens' Constitutional Forum. Jane Needham SC who also spoke at her Honour's swearing-in said that Perry J's address to the court on the importance of constitutionalism and its application to the situation in Fiji was described as powerful and cogent.

Her Honour came to the Sydney bar in 2004, first as a licensee on the sixth floor of Selborne Chambers, then as a full member in 2006. In July 2012, her

*Her Honour appeared in the High Court of Australia on more than 40 occasions, including with successive Commonwealth solicitors-general Gavan Griffith AO QC, David Bennett AC QC and Stephen Gageler SC in a number of constitutional and environmental cases*

Honour was called to the Bar of England and Wales as a member of Inner Temple and became a tenant at 20 Essex Street.

Her Honour is known for her warmth and engaging nature, complementing formidable legal skills which include seemingly tireless diligence in preparation.

Her Honour has been a board member of Voiceless, the Animal Protection Institute and has also conducted pro bono cases for the New South Wales Animal Welfare League, helped to establish the Barristers Animal Welfare Panel, and is a governor of World Wildlife Fund Australia.

Her Honour was involved in various legal professional bodies, including as a director and fellow of the Australian Academy of Law, a member of the Law Council Resources Energy and Environment Subcommittee since 2008 and a member of the Administrative Law Committee from 2005 to 2012.

Her Honour is also a squadron leader in the Royal Australian Air Force Legal Specialist Reserves.

The Honourable Bronwyn Bishop speaking at Perry's swearing-in said:

You have an impressive legal mind and deep understanding of legal principles and their rationale. You have been known and sought after for your high quality work, and admired for your courtesy, patience and kindness. To this end, one of your colleagues remarked that your immense legal knowledge and intelligence will be a wonderful asset to the Federal Court. Litigants will always be treated with the utmost respect. Your temperament and integrity positions you to adeptly face the challenges and responsibilities of this appointment.

### The Hon Justice Michael Wigney

Michael Wigney SC was sworn in as a judge of the Federal Court of Australia on 9 September 2013.

The Hon Justice Michael Wigney grew up in a sporting family, his mother Gloria having twice represented Australia in the Olympic Games, winning a bronze medal at the 1958 Commonwealth Games, and his father, Brian, having played competitive tennis until age 78.

Justice Wigney attended Davidson High in Frenchs Forest and played cricket and rugby, travelling a number of times to New Zealand with the school rugby team.

His Honour graduated with a Bachelor of Economics in 1985 and a Bachelor of Laws in 1988 and following his admission commenced work at Clayton Utz. In 1989, his Honour moved to the Office of the Commonwealth Director of Public Prosecutions, initially as a legal officer and later as a principal legal officer in the fraud section.

His Honour was called to the bar in 1993 and read on the Eleventh Floor, Wentworth Selborne Chambers and in 1990 moved to Third Floor, Selborne Chambers. In that year, his Honour also completed a Master of Laws at the University of Sydney.

At that time, the Third Floor of Selborne Chambers had recently been vacated by the Office of the Public Defenders and accommodated mainly licensees. His Honour, during his swearing-in speech, described the 'rag-tag' bunch on the Third Floor of Selborne Chambers as all getting along so well and having so much fun that they stayed together, moving, en masse, to a floor they set up across the road at 3 St James Hall. This was in 1998, when his Honour helped establish that floor, led by Ian Temby AO QC, and where Wigney J spent the rest of his career as counsel.

Justice Wigney took silk in 2007.

His Honour was said to have acted in almost every high-profile insider trading case in the last 15 years, as well as a range of other complex matters involving companies and securities offences, taxation contraventions, extradition hearings, prosecutions for drug-related offences under the Customs Act, and for the ACCC in relation to restrictive trade practices and consumer protection matters.

His Honour also appeared in a number of cases arising out of Project Wickenby and was counsel assisting in a number of the major commissions of inquiry over the last decade, including the 2002 Human Rights Commission Inquiry into Children in Immigration Detention and the 2005 Cole Inquiry into the UN Oil for Food Program. In 2009 his Honour assisted at the inquest into the deaths of four people in a collision between a ferry and the pleasure craft *Merinda* on Sydney Harbour, and in 2011 his Honour assisted at the inquest into the death of Mullumbimby student Jai Morcom. More recently, in 2012 his Honour assisted Gail Furness SC's commission of inquiry for the Independent Liquor and Gaming Authority into Sydney's Star Casino.

Phillip Boulten SC, who spoke at his Honour's swearing-in, said:

In the finest traditions of the cab-rank principle, your Honour accepted briefs for the prosecution and the defence in complex matters relating to white-collar crime. Rene Rivkin was one of the business identities whose solicitors managed to beat ASIC in the race to secure your services. On the other hand, Ray Williams and Rodney Adler were unlucky enough to be prosecuted by you.

His Honour was known to be courteous, even-tempered, persuasive and highly composed in court.

His Honour is the father of four children, three of whom are triplets, and is an avid and skilled surfer, cyclist and tennis player.

His Honour concluded his swearing-in speech with the following:

When the former attorney rang me with the news some weeks ago, he said to me, 'Thank you for agreeing to serve the people of the Commonwealth.' Those words very much resonated with me. My response was and is, 'Mr Attorney, the people of the Commonwealth have given me the gift of a quality public education and many years of free tertiary education at one of Australia's most esteemed universities. It's my absolute pleasure to be able to give something back.'

## The Hon Justice Murray Aldridge

Murray Aldridge SC was sworn in as a judge of the Family Court on 13 December 2012.

His Honour was born in Wanganui, New Zealand and went to secondary school in Hamilton. Upon arriving in Australia, his Honour finished his schooling by duxing Woollooware High School where he was a renowned captain of debating and was involved in sport and dramatic productions, and worked part-time in his father's tyre business.

His Honour graduated with a Bachelor of Laws and a Bachelor of Economics from the University of Sydney. Aldridge J did not practise as a solicitor and was admitted as a barrister in 1980. He read with Robert Hulme and Greg Maidment and acquired a room in Frederick Jordan Chambers.

His Honour took silk in 1999.

His Honour practised in corporations law, banking, tax, equity, bankruptcy, family law and appellate work and appeared in many leading cases including *Commissioner of Taxation v Linter Textiles*.

His Honour was mentored, especially in bankruptcy law, by the late Paul Urquart QC. During his swearing-in speech, his Honour described the development of his practice:

After I had been at the Bar for some 18 months or so, I received a brief to present a petition in the Federal Court for the bankruptcy of a debtor. For reasons that escape me, people then and people now think that bankruptcy and insolvency is a strange, obscure and difficult subject, a bit like potions at Hogwarts.

...

Insolvency quickly became the mainstay of my practice. It was then an area where to call an argument technical was simply to praise it, and to describe it as merely technical was just to display your jealousy.

One of the first family law matters in which his Honour appeared was *Rand v Rand*, which involved multiple parties and over 30 days of hearing spread over 18 months. The litigation was complex, involving liquidators and receivers, and concerned the Family Court's power to make orders against third parties.

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His Honour's varied interests include orchid growing (his Honour is a judge of the Sutherland Shire Orchid Society), fly fishing, jam making and beer brewing (including Dusseldorf Altbier, American Pale Ale and Bohemian Pilsner). His Honour has won prizes at the Royal Easter Show for his beers and jams.

His Honour has been a member of the Advocacy Specialist Accreditation Committee of the Law Society of NSW, an instructor with the Australian Advocacy Institute, and a member of the Insolvency and Reconstruction Committee of the Law Council of Australia since 1995. Justice Aldridge also served as a member of the Bar Association's Professional Conduct Committee between 1999 and 2002.

Justin Gleeson SC, speaking at his Honour's swearing-in, said:

Your Honour's skills as a fine generalist will stand you in good stead as a judge of [this Court]...

This is true in areas of property and family estates, with increasing complexity in trust and corporate arrangements, and, indeed the relationship between the parties to the marriage and third parties. As well, we're all familiar with the fact that questions of private and international law are increasingly engaging the attention of this Court. ...it's well to recognise that for many Australians, this Court will be their first, their most important, even if sometimes reluctant, engagement with the Australian judicial system. The principles of justice and equity, mirrored through the prism of the statute which governs this Court, are [its] daily challenge...



### Her Honour Judge Sharron Norton

Sharron Norton SC was sworn in as a judge of the New Wales District Court on 16 September 2013.

Judge Norton graduated from the University of New South Wales with a combined Bachelor of Commerce and a Bachelor of Laws in 1978 and in July of that year began working at the firm of Gunn Hamilton and Blay as a conveyancer and real property lawyer.

Her Honour was called to the bar in September 1979 and read with G Barry Hall. Her Honour began at Frederick Jordan Chambers, when they were still on Macquarie Street, occupying the Women's Room, putting her Honour in the company of the Hon Justice Jan Stevenson, the Hon Justice Virginia Bell, the Hon Justice Elizabeth Fullerton and her Honour Judge Anne Ainslie Wallace.

Her Honour developed a practice predominantly in personal injury work. In 2001, her Honour took silk. Phillip Boulten SC, who spoke on behalf of the bar at her Honour's swearing-in, said that, since taking silk, her Honour built up what was 'arguably the largest appellate practice at the New South Wales Bar' with more than 150 appeals, of which at least 50 percent were successful, and continued:

You established a reputation for being very calm, with a down to earth, disarming style of advocacy. You have acquired a reputation for efficiency and industriousness and for your ability to reduce weeks of dense transcript and a lengthy judgment to their essential elements. Your submissions were always a model of precision and persuasion.

Her Honour undertook a generous amount of pro bono work, through organisations such as the Marrickville Legal Centre, the Shopfront and the Women's Legal Service.

Judge Norton was a part-time judicial member of the Legal Service Division of the Administrative Decisions Tribunal for fifteen years, during which time her Honour heard various matters involving the professional conduct of barristers and solicitors. In the late 1990s her Honour was appointed an acting judge of the District Court. Her Honour also contributed to the continuing education of the profession through lessons in the Bar Practice Course and CPD seminars.

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Mr Boulten spoke of aid of her Honour's reputation in chambers at Frederick Jordan Chambers as a 'kind and thoughtful mentor':

The door to your Honour's chambers was, as the saying goes, always open, though not just for generous amounts of time listening to questions and giving advice. Your Honour is a skilful knitter and colleagues often would receive a shawl or some other item of clothing for their newborn children. 'Morning tea' and celebratory drinks were a staple part of the convivial atmosphere that always seemed to surround your Honour's room.

## His Honour Judge Mark Williams

Mark Williams SC was sworn in as a judge of the New Wales District Court on 23 September 2013.

Judge Williams graduated from the University of New South Wales with a Bachelor of Commerce and a Bachelor of Laws in 1978 and immediately began practice at the New South Wales Bar in December 1978. His Honour read with Ian Johnston on 16 Wardell Chambers, then headed by Tom Hughes QC. From 1986 his Honour practised from Tenth Floor Wentworth Selborne Chambers.

His Honour's practice began as an eclectic mix of equity, personal injury, insurance, crime and some family law. Judge Williams took silk in October 1999 and thereafter the nature of his Honour's practice changed in such a way as to concentrate more on insurance and negligence cases.

His Honour's passion for sport was reflected in working in various courts and tribunals on a pro bono basis. His Honour appeared often in the International Court of Arbitration for Sport and was appointed by the Australian Olympic Committee to chair a number of appeals tribunals handling disputes over selection.

His Honour completed countless hours of work for the Bar Association's Legal Assistance Referral Scheme and similar programs established by state and federal courts, including two substantial matters in the Court of Appeal.

In *Bott v Carter* [2010] NSWCA 21, Allsop P said (at [5]):

Mr Mark Williams of Senior Counsel, has appeared pro bono for the applicant, pursuant to a request by the Registrar. The Court is grateful to Mr Williams for undertaking the task he has. The Bar's assistance in giving assistance to litigants where it is required assists fundamentally in the administration of justice, and the Court is always grateful for assistance, and in particular for the clear and helpful assistance of Mr Williams.

Judge Williams also served on one of the Bar Association's professional conduct committees for five years and delivered some well-regarded CPD seminars exploring the ethical constraints on a barrister's life outside the practice of law.

Phillip Boulton SC who spoke on behalf of the bar at his Honour's swearing-in said:

...it's surely a good thing when one of the busiest courts in the country can readily complement its bench by drawing upon the talent and experience at the Bar. That benefit is multiplied when the appointee combines 35 years at the Bar with experience as a director of various successful commercial ventures.

At one time or another Judge Williams was an investor and director of the iconic Australian clothing company Drizabone, a co-owner of a successful pine plantation and sawmill located near Tea Gardens and, while living in the UK, a part-owner of a ski-shop.

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Judge Williams is an accomplished surf and still water oarsman representing NSW in Masters rowing since 2002. His Honour was a director of the NSW Rowing Association between 2007-09 and held the role of director and ultimately president of Mosman Rowing Club.

Phillip Boulton SC concluded:

Judge Williams, you bring to this position a wealth and variety of experience, both in the courtroom and in the boardroom. You are regarded with great warmth and affection by your colleagues for being a hard working, practical, but extraordinarily generous person.

## Other appointments of note

Former chief justice of New South Wales, Hon James Spigelman AC QC and former High Court judge, Hon William Gummow AC QC were appointed to the Hong Kong Court of Final Appeal with effect from 29 July 2013.

The court is currently served by a chief justice, three permanent judges and 18 highly distinguished non-permanent judges, including Sir Anthony Mason, Lord Hoffman, Lord Millett, Sir Anthony Mason, the Hon Murray Gleeson AC QC, Lord Neuberger and Lord Phillips.

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Robertson Wright SC was sworn in as a Supreme Court judge on 25 October 2013 and on that same date began a five-year term as inaugural president of the NSW Civil and Administrative Tribunal (NCAT). NCAT consolidates 23 state tribunals and bodies and operates through four divisions: consumer and commercial, guardianship, administrative and equal opportunity, and occupational and regulatory. A substantive note on Justice Wright will appear in the next issue of *Bar News*.

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Former District Court of New South Wales judge, Helen Murrell SC was appointed as chief justice of the ACT Supreme Court replacing Chief Justice Terence Higgins on 28 October 2013. Chief Justice Murrell took silk in NSW in 1995 and practiced across criminal law, administrative law, environmental law, common law and equity. Her Honour was appointed as a NSW District Court judge in 1996.

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Nicholas Manousaridis was appointed as a judge of the Federal Circuit Court of Australia on 1 July 2013. A special sitting to welcome his Honour took place on 29 July 2013.

Judge Garry Foster, a judge of the Federal Circuit Court, was appointed to the Parramatta Registry of the Family Court of Australia, with effect from 8 August 2013.

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Michael Barnes was sworn in as magistrate of the Local Court of New South Wales on 26 August 2013.

Carolyn Huntsman was sworn in as magistrate of the Local Court of New South Wales on 15 July 2013.

## Crossword solution

