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OF QUEENSLAND
AUSTRALIA

CREATE CHANGE

UQ Law School

The David F Jackson Mooting Dinner

Tuesday 19 November 2019



Thank you to our sponsors

Peter and Emma Rawlings



**BAR ASSOCIATION
OF QUEENSLAND**



Congratulations from UQLA

The University of Queensland Law Alumni Association congratulates all students who participated in mooting competitions during 2019.

It is with great pleasure that we also acknowledge the contribution of the many UQ Law alumni who generously share their time and expertise to prepare UQ mooting teams for competitions, and in so doing also play an influential role in preparing them for their professional careers.

uqla.org.au

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Ms Geneviève Murray
Director of Mooting

Welcome

Good evening and please accept my warmest welcome to the eighth David F Jackson Dinner. I am delighted to gather here this evening in celebration of the outstanding effort and many achievements of our UQ law students this past year.

I first want to acknowledge that none of this would have been possible without the tremendous contribution of our coaches, sponsors and supporters, who enrich our advocacy program with their time, resources and expertise. We are grateful to you for your generous and ongoing support.

We have a great deal to celebrate this evening, with striking successes on both the national and international mooting stages. I am so pleased the hard work and talent of so many of our teams was recognised and rewarded during 2019.

As Director of Mooting, I have the privilege of supporting the students in our program to help them take away the most they can from these opportunities. While their advocacy is nothing short of outstanding, what most impresses me is the tremendous dedication these students show toward one another as practice judges, coaches and mentors.

The advocacy community at UQ is marked by genuine camaraderie, an incredible work ethic, and a healthy dose of competitiveness. It is a pleasure to work with these students and I wish them every success going forward, knowing their time in the program has helped to equip them with valuable skills for the legal profession and beyond.

Enjoy the evening!



Mr Todd Fuller QC

Deputy Director,
Office of the Director
of Public Prosecutions

Guest speaker

In June 1988, Mr Todd Fuller QC commenced his legal career as a Clerk at the Office of the Director of Public Prosecutions. He was in his fourth year of law degree studies at The Queensland Institute of Technology and graduated in the middle of the following year.

In July of that year, Mr Fuller was admitted as a barrister and received his commission to prosecute. He has been a trial and appellate counsel since that time and was appointed silk in 2010.

Mr Fuller has held various roles within the Office over the past 30 years, including managing various chamber groups and is currently one of two Deputy Directors.

He appears regularly at the Supreme Court, the Court of Appeal, and occasionally in the High Court of Australia, in addition to managing each of the ODPP 17 Chamber groups.



**David F Jackson
AM QC**

Special thanks

This annual mooting dinner is named in honour of our esteemed alumnus David F Jackson AM QC.

Mr Jackson graduated from UQ with a Bachelor of Arts (1963) and Bachelor of Laws in 1964, during which time he worked as Associate to The Hon. Sir Harry Gibbs, then a Judge of the Supreme Court of Queensland who later became Chief Justice of the High Court of Australia. He was awarded the University's Ross Anderson Prize in Constitutional Law in 1963, and the Virgil Power, Henderson and Wilkinson Prizes in 1964. He was also called to the Bar in 1964, appointed Queen's Counsel in 1976 and was in private practice in Brisbane until 1985 when he was appointed a Judge of the Federal Court of Australia in Sydney. He left the Court in 1987 and since then has practised at the Bar from Sydney.

Mr Jackson is regarded as one of the nation's most distinguished barristers. His principal areas of practice are: appellate, constitutional law, arbitration and mediation. He was Head of Chambers at Seven Wentworth (one of Australia's most respected barristers' chambers) from 2002-2014, and the first Head of New Chambers from October 2014 to May 2016.

He has also conducted a number of inquiries for national and state governments.

Mr Jackson has appeared in hundreds of matters in the High Court of Australia, in both its original and appellate jurisdiction, and in numerous matters in the federal and state intermediate appeal courts.

He has published frequently and delivered many papers.



**Professor Patrick
Parkinson AM**

**Dean of Law and
Head of School**

Message from the Dean

This year has been yet another year of great success, winning the International Maritime Law Arbitration Moot, the Deakin International Commercial Arbitration Moot and Chartered Institute of Arbitrators Australia Vis Pre-Moot competitions and performing very well in a range of other mooting competitions.

My warmest congratulations to all of the students who have so ably represented UQ Law on the national and international stage. I hope you have enjoyed the experience and that you will continue to be a part of the advocacy program moving forward.

The annual David F Jackson Mooting Dinner is an opportunity for the Law School to acknowledge and celebrate both team and individual mooting performances, and to formally thank our students, coaches and supporters for participating in the UQ mooting program.

I want to pay tribute not only to the individuals and teams who have achieved such success in the various mooting competitions but to all others who have contributed to the program as volunteer judges, coaches and organisers. We could not achieve such success without you.

Particular thanks to members of the legal profession who have given up their time to support the mooting program. The development of strong professional relationships is central to the mission of the School. These relationships make it possible for us to work with both law and non-law partners to develop educational experiences that provide students with practical skills that are valued by employers in any profession.

Let's celebrate our success tonight, and aim to keep improving in 2020.

Order of proceedings

| | |
|---------------|---|
| 6pm | Drinks served on the Terrace |
| 6.30pm | Welcome by Professor Patrick Parkinson AM, Dean of Law and Head of School |
| 6.35pm | Entrée is served followed by main course |
| 7.30pm | Ms Carmen Zhu, Domestic Competitors |
| 7.35pm | Mr Liam Inglis, International Competitors |
| 7.45pm | After dinner address by Mr Todd Fuller QC |
| 8pm | Dessert is served |
| 8.15pm | Presentation of awards |
| | The Bar Association of Queensland ‘Best Oralist in a Moot Competition’ |
| | The Queensland Law Society ‘Best Moot Team Award’ |
| | The David Jackson Trophy for ‘Outstanding Advocacy’ |
| 8.40pm | Vote of thanks by Ms Olivia Duce |
| 9pm | Function concludes |

BAR ASSOCIATION OF QUEENSLAND

In recognition of the central role of advocacy in any barrister's practise, the Bar Association of Queensland is proud to sponsor UQ's 2019 'Best Oralist in a Moot Competition' award. This prize provides encouragement to students contemplating entry to the Bar to begin developing the skills a good advocate needs.

The Bar Association of Queensland was established in 1903 as the professional body representing the interests of members of the Bar practising in Queensland. Whilst the Associations' scope and functions have since broadened, its primary goals of promoting the rule of law and maintaining the high ethical standards of the Bar remain in place.

Since July 2004, the Association has assumed important regulatory responsibilities under the *Legal Profession Act 2007* (Qld) and issues practising certificates for local legal practitioners who wish to practise as a barrister. Membership is open to all barristers practising in Queensland in addition to interstate barristers and others associated with the legal profession.

The Associations' wide range of member benefits and services include continuing professional development seminars, conferences, mentoring through readership, and ongoing professional advice and assistance.


For information visit qldbar.asn.au



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KNOW



GUIDANCE



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RECOGNITION



SUPPORT

Advocacy Achievements 2019

Team awards

Deakin International Commercial Arbitration Moot

Grand Champions

Best Memorandum (Claimant and Respondent)

Intercollegiate Negotiation Competition

Grand Champions

Squire Patton-Boggs Award for highest scoring team in English-language Negotiation

International Maritime Law Arbitration Moot

Grand Champions

Highest Ranked Team in the General Rounds

Best Overall Written Memoranda

Best Claimant Memorandum

Philip C Jessup International Law Moot

Best Overall Respondent Side – International Rounds

Best Overall Memorials – Australian Rounds

Best Respondent Memorial – Australian Rounds

Willem C Vis International Commercial Arbitration Moot

Winner Chartered Institute of Arbitrators Australia Vis Pre-Moot

Individual awards

Australian Law Students' Association Paper Presentation

Hennie Lui – Winner

Deakin International Commercial Arbitration Moot

Thomas Choo – Best Oralist in the Grand Final

International Maritime Law Arbitration Moot

Tessa Boardman – Best Speaker in the Finals

Willem C Vis International Commercial Arbitration Moot

Liam Inglis – Honourable Mention, Martin Domke Award for Individual Oralists

Finalists

Philip C Jessup International Law Moot

Grand Finalist – Australian Rounds

Administrative Appeals Tribunal Negotiating Outcomes On Time

Grand Finalist (Team 1)

National Administrative Appeals Tribunal Moot

Semi Finalist (Team 2)

QUT Torts Moot

Semi Finalist

Sir Harry Gibbs Constitutional Law Moot

Semi Finalist

Intercollegiate Negotiation Competition



Team members **Kate Cincotta**
 Jack Donnelly
 Sean Tran

Results **First Place – Overall (Winner)**
 Squire Patton-Boggs Award for highest scoring team in
 English-language Negotiation
 Herbert Smith Freehills Award for highest scoring team in
 Japanese Arbitration

In November 2018, three UQ students were part of Team Australia in the 17th Intercollegiate Negotiation Competition (INC) in Japan.

The INC is a competition attended by 23 universities from East Asia. It features both an arbitration and negotiation competition which simulates layered dispute resolution in an Asian context. Last year's problem focused on a dispute between two multinational sporting companies about the quality of sports cameras delivered, and attempts to negotiate terms on which the two companies would hold a bilateral sporting competition.

A particular challenge of INC preparation is the competition format. Team Australia is divided into four sub-teams which compete as if independent teams, and the scores are averaged for Australia's result. Thus, the competition requires a high level of co-ordination and collaboration between sub-teams, which featured members from four states and territories across Australia. The participating UQ students took on a leadership role as sub-team captains.

Throughout the competition, the students learnt about Japanese business culture and working in a large team with students from around Australia.

Philip C Jessup International Law Moot



| | | | |
|--------------|---|----------|--|
| Team members | Olivia Duce Kyle Eggins-Allman Josh Halikos Laura Heit Josh McKersey | Coaches | Mr Julius Moller Ms Liz Stanley |
| | | Sponsors | Peter and Emma Rawlings |
| Results | Best Overall Respondent Side – International Rounds | | |
| | 11th Best Overall Memorials – International Rounds | | |
| | 20th after Preliminary Rounds – International Rounds | | |
| | 6th Best Oralist – Preliminary International Rounds (Laura Heit) | | |
| | 37th Best Oralist – Preliminary International Rounds (Joshua Halikos) | | |
| | Grand Finalists – Australian Rounds | | |
| | Best Overall Memorials – Australian Rounds | | |
| | Best Respondent Memorial – Australian Rounds | | |
| | Highest Ranked Team – Preliminary Australian Rounds | | |
| | 4th Best Oralist – Preliminary Australian Rounds (Laura Heit) | | |
| | 5th Best Hardy C Dillard Award for Combined Memorials – Entire Competition | | |

In April 2019, the Philip C Jessup International Law Moot Competition team represented Australia and UQ in Washington DC. The Philip C Jessup Moot is the oldest and largest international moot competition in the world, with almost 700 law schools in more than 100 countries taking part.

At the Australian National Rounds, the team broke first, losing only one judge and no memorial points in the preliminary rounds. After beating the University of Tasmania and the University of Melbourne in the Quarter and Semi Finals respectively, the team had the privilege of being able to moot in Court 1 of the High Court of Australia against University of Sydney in the Australian Grand Final. Unfortunately, the team lost in a split decision.

At the International Rounds the team was also successful, winning the Award for Best Overall Respondent Side (Combined Oral and Memorial Scores) and having the Highest Overall Raw Scores at the conclusion of the preliminary rounds. In the Run-Off Rounds the team lost a high quality moot in a split decision, going out to Universitas Airlangga.

The Willem C Vis International Commercial Arbitration Moot



| | |
|--------------|--|
| Team members | Mia Campbell Liam Inglis Adam Lukacs Riley Quinn Benjamin Wilson |
| Coaches | Mr Nick Fidler Ms Emily McClelland Mr Benjamin Teng |
| Mentor | Dr Ryan Catterwell |
| Results | 2nd (of 379 teams) – Preliminary International Rounds Honourable Mention – International Rounds Honourable Mention, Martin Domke Award for Individual Oralists (Liam Inglis) Winner Chartered Institute of Arbitrators Australia Vis Pre-Moot |

In April, the 2019 Willem C. Vis International Commercial Arbitration Moot team represented UQ in Vienna. The Moot was attended by 379 law schools and almost 1500 academics and practitioners who acted as arbitrators and coaches.

This year, the problem concerned the choice of law for an arbitration agreement, admission of confidential and illegally obtained evidence and an arbitral tribunal's ability to adapt a contract's price.

Before competing in Vienna, the team won the Australian 'pre-moot' in Melbourne, run by CIArb Australia. At the conclusion of the general rounds of the International Competition in Vienna, the team was ranked second, and broke into the final rounds. There, the team was defeated by the Jagiellonian University from Krakow in a closely contested moot.

The Moot was an invaluable and highly rewarding experience for the whole team as were the two weeks they spent together in Europe at the conclusion of the competition.

Administrative Appeals Tribunal Negotiating Outcomes On Time (NOOT)



| | |
|----------------|--|
| Team 1 members | Piper Guthrie Anna Kretowicz Hannah Whitton |
| Team 2 members | Samuel Chong Wilson Poon Grace Vipen |
| Coaches | Dr Joseph Lelliot Dr Matt Watson |
| Mentors | Mr Matt Black Ms Lillian Burgess |
| Results | Final Negotiation Winner (Team 1) Second Place Overall (Team 1) |

The 2019 NOOT was a unique and fun competition that gave the students insights into the very real-world process of negotiation/mediation at the Administrative Appeals Tribunal (AAT). It taught them a more collaborative style of dispute resolution rarely found in other competitions within Australia.

There were three preliminary rounds and a day of grand finals between the top four teams. The four rounds covered two different problems, where each team had the opportunity to represent one party for one round, and then swap for the next round. It was similar to mooting in requiring an understanding of the law, such as workers' injury compensation legislation, but differed in requiring them to apply it in an out-of-court context. The students were encouraged to get into roles as clients, lawyers, and government representatives and really understand the process of mediation at the AAT.

The International Maritime Law Arbitration Moot (IMLAM)



| | |
|--------------|---|
| Team members | Tessa Boardman Jonathan Hohl Matt Singer Mia Williams |
| Coach | Mr Leo Rees-Murphy |
| Mentor | Professor Nick Gaskell |
| Results | Grand Champions Highest Ranked Team – Preliminary Rounds Best overall Written Memoranda Best Claimant Memorandum Ron Salter Award for Best speaker in the Finals Series (Tessa Boardman) 3rd Best Speaker – Preliminary Rounds (Jonathan Hohl) 4th Best Speaker – Preliminary Rounds (Matt Singer) |

The 20th IMLAM was hosted by Erasmus University in Rotterdam. With the help of our two resident house plants, Phyllis and Percival, the UQ team spent months researching and drafting written memoranda before launching into an intensive run of practice moots in the lead up to the competition.

In Rotterdam, they were undefeated in the general rounds of the competition and broke to the finals as the highest ranked team. All four members spoke in the finals, and were successful in challenging moots against the home team and Singapore Management University. The team came up against the University of Sydney in the Grand Final, which was held in the Rotterdam District Court in Dordrecht before a distinguished international panel of arbitrators. After a closely contested moot, UQ was announced the Winner of the Oral Hearings.

Australian Law Students Association (ALSA) Competitions



International Humanitarian Law Moot

Team members **Thomas Moore**
Maeve Lu

Coach **Mr Josh Halikos**

Result **Quarter Finalist**

Witness Examination

Team member **Paivi Adeniyi**

Result **Quarter Finalist**

Negotiation

Team members **Piper Guthrie**
Yi (Yana) Wu

Result **Quarter Finalist**

Paper Presentation

Team member **Hennie Lui**

Result **Winner**

Client Interview

Team members **Sophie Pruij**
Caitlin Holmes

ALSA Judge **Aimee Griffin**

National Administrative Appeals Tribunal (AAT) Moot



| | |
|----------------|---|
| Team 1 members | Amye Fairbairn Matthew Forbes James Mullins |
| Team 2 members | Craig Land Sienna McInnes-Smith Georgia Tucker |
| Coach | Associate Professor Peter Billings |
| Mentor | Ms Gillian Gehrke |
| Result | Semi Finalist (Team 2) |

Competing in the AAT National Mooting Competition in 2019 was an exceptional and invaluable experience for the students. The preliminary rounds began in July and the elimination rounds in August. Each moot of the competition required advocacy for a different client, in a new area of law.

During the competition the students navigated complex statutes and legal areas, including social security, workers compensation, migration, and their personal favourite: civil aviation safety in the Semi Finals. Having to digest the law, read lengthy AAT and Federal Court judgments and construct the best case they could for their (very unfortunate) clients was intellectually stimulating and at times, difficult.

The skills gained during the four rounds of the competition will undoubtedly influence their future careers.

QUT Torts Moot



| | |
|--------------|---|
| Team members | Paivi Adeniyi Johnson Choi Matthew Geraghty Larissa Zeil-Rolfe |
| Coach | Professor John Devereux |
| Mentor | Ms Rubaina Seghal |
| Sponsor | UQLS |
| Results | Semi Finalist Highest Ranked Team – Preliminary Rounds |

In August 2019, UQ took part in the QUT Torts Moot, competing against teams from across the Asia-Pacific.

The 2019 problem concerned a security guard rescuing a dying man while on a routine patrol. This raised issues about an employer's liability for pure psychiatric harm, the availability of damages for the lost chance of a better medical outcome and contributory negligence.

The team performed incredibly well, winning all four preliminary rounds and ranking first going into the knock-out rounds. Unfortunately, UQ narrowly lost to UNSW in the Semi Final. The competition was an extremely insightful learning experience and an invaluable opportunity to develop the team's research and advocacy skills.

Deakin International Commercial Arbitration Moot



| | |
|--------------|---|
| Team members | Thomas Choo Carmen Zhu |
| Coach | Mr Josh McKersey |
| Results | Grand Champions Best Memorandum (Claimant and Respondent) Best Oralist in the Grand Final (Thomas Choo) 3rd Ranked Team – Preliminary Rounds |

The Alfred Deakin International Commercial Arbitration Moot was a fantastic opportunity to explore a format of competition not widely encountered in domestic competitions but widespread in international commercial practice.

The team faced unfamiliar and interesting jurisdictional and procedural issues, ranging from the Tribunal's construction of an arbitration agreement to a conflict of interest between parties' legal representatives.

Both preliminary rounds and the finals were hosted by Deakin University in their Downtown campus, and were judged by academics and practitioners with extensive experience in the area. The opportunity to engage with leaders in such a fascinating and dynamic area of law was invaluable.

Animal Law Moot



| | |
|--------------|--|
| Team members | Maeve Lu Elliot Perkins Caitlin Philp |
| Coach | Dr Justine Bell-James |
| Mentor | Ms Olivia Duce |
| Sponsor | UQLS |

The Animal Moot provided a new perspective on an area of law which is rarely taught in the university curriculum. Across a weekend hosted by the University of Melbourne, the team competed in four preliminary round moots.

As Animal Law is not an independent area, the problem related to issues of admissibility of video evidence gathered by a drone over a factory farm as well as enforcing animal protections through the lens of consumer law in communicating conditions in which animals were raised.

An intensive week of practice moots leading up to the competition helped the team prepare for all eventualities in questioning, which was recognised by the judges in competition.

Sir Harry Gibbs Constitutional Law Moot



| | |
|--------------|---|
| Team members | Hannah Braiding-Watson Rachna Nagesh Tooru Nishido |
| Coach | Dr Rebecca Ananian-Welsh |
| Mentor | Mr Adam Lukacs |
| Sponsor | UQLS |
| Result | Semi Finalist |

The Gibbs 2019 Constitutional Law Moot, held at the Melbourne Law School was an excellent experience for the team.

The 2019 problem, written by the Commonwealth Solicitor-General involved a detailed consideration of whether the Commonwealth's 'aliens power' supports the revocation of citizenship from people who fight for declared terrorist organisations and their children. The second part of the problem considered the application of the Commonwealth's implied intergovernmental immunity in relation to State-established royal commissions.

The team thoroughly enjoyed their arguments being challenged, meeting other students from around the country and making it to the Semi Finals.

UQLS Competitions



The School of Law wishes to thank the 2019 UQLS Competitions Convenors for their hard work and commitment to providing outstanding competition experiences for UQ students.

Katelyn Lamont (Vice President – Externals)

Belle Murhi

Sophie Pruim (Vice President – Internals)

Lilian Smith

Adam Lukacs

Hannah Woodfield

Elloise Campbell

“External competitions has a proud history of success and teamwork at the UQLS and UQ School Law, and this year was no exception. Our international and domestic teams did exceptionally well across the board, but more importantly, the skills they have developed in legal advocacy, research, teamwork and collaboration will serve them throughout their university experience and beyond. UQ has also had a fantastic run in its rival moots this year, against QUT and Sydney University.

It has been a privilege to serve as Vice-President External Competitions and contribute to the success of UQ students on both the national and international legal competitions stage. I am immensely proud of the work put into the internal and external competitions portfolios by the students that participated this year... it is fantastic to see the results of their hard work.”

Katelyn Lamont, Vice-President External Competitions, UQLS

Queensland Intervarsity Law Competitions (QILC)



This year, the University of Queensland Law Society and Queensland University of Technology Law Society co-hosted the Queensland Intervarsity Law Competitions (QILC).

QILC is a Queensland-wide legal competitions series and a great opportunity for budding advocates within the state to further develop their legal skills. There are fewer opportunities for students to practice the full suite of legal communication skills necessary to succeed as a legal professional.

This year, UQ teams competed in each of the Grand Finals of the Client Interviewing, Negotiation, Mooting and Witness Examination competitions.

Congratulations to:

Grand Champions **Elloise Campbell and Mia Campbell – Client Interviewing Competition**
Paivi Adeniyi – Witness Examination Competition
Caitlyn Mark, Georgia Stone, Johnson Choi – Best Written Submissions in Preliminary Rounds (Mooting)

Grand Finalists **Jack Donnelly – Witness Examination Competition**
Caitlyn Marks, Georgia Stone, Johnson Choi – Mooting
Maeve Lu and Radhika Peddibhotla – Negotiation Competition

Congratulations to all members of the delegation for their achievements.

Moot of Origin

This year, UQ and Sydney University competed in the inaugural Moot of Origin held in Sydney.

The winners of the UQLS Senior Moot competed against the Sydney University team and emerged victorious. Congratulations to the team: **Emily Rainbird, Austen Whitewood and Taylor Whitewood.**

We look forward to hosting next year's Moot of Origin in Brisbane.

Mooting around the world



2018 David F Jackson Dinner Award Recipients



Mr Stafford Shepherd, Director of the Queensland Law Society Ethics and Practice Centre, presented the *2018 Best Moot Team Award* to the Philip C Jessup International Law Moot Court Competition and the International Maritime Law Arbitration Moot Teams.



Ms Sangeetha Badya was presented with the *2018 David Jackson Trophy for Outstanding Advocacy* by 2015 winner, Ms Elizabeth Stanley, and Director of Mooting, Ms Geneviève Murray.



Mr Edward Watson was the winner of the *2018 Best Oralist in a Moot Competition Trophy* sponsored by the Queensland Bar Association.

Become part of a WINNING TEAM

UQ LAW MOOTING SPONSORSHIP

UQ School of Law is one of Australia's leading providers of undergraduate legal education. The high demand for Commonwealth assisted places limits our ability to derive additional tuition fee income.

Supplementary funding enables us to maintain and expand the School's extra-curricular programs, in particular, legal clinics through the UQ Pro Bono Centre, and support for students to take part in national and international mooting competitions.

Your contribution will help more students to participate in these transformative learning experiences, and can also make a positive difference to the lives of people living in the local community.

To find out more about our sponsorship opportunities, please visit [**law.uq.edu.au/giving**](http://law.uq.edu.au/giving)





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