



NEW SOUTH WALES  
BAR ASSOCIATION

**THE NEW SOUTH WALES BAR ASSOCIATION  
BAR COUNCIL**

**MINUTES OF PROCEEDINGS**

**Thursday 22 June 2017  
in the Boardroom of the New South Wales Bar Association  
at 4.30 pm**

**PRESENT:** Moses SC; Game SC; Bell SC; Callan; Shead SC; Walker;  
Welsh; Katekar; Izzo; Higgins; Gleeson; Antipas; Hutchinson

**APOLOGIES:** Terracini SC, Weinstein SC, Loukas SC, Nomchong SC,  
McHugh SC, Khandhar, Mitchelmore, Roy, Executive  
Director

**IN ATTENDANCE:** Deputy Executive Director; Director, Professional Conduct  
(for professional conduct matters)

**MINUTES**

The minutes of the meeting of 8 June 2017 were confirmed.

**DRAFT EDITED MINUTES**

Bar Council noted the draft edited minutes of 23 March and 6 April 2017.

**MATTERS ARISING FROM THE MINUTES OF THE MEETING OF BAR COUNCIL  
OF 25 MAY 2017**

Noted.

**OUTSTANDING ACTIONS AS AT 15 JUNE 2017**

Noted.

## PRESIDENT'S REPORT

Noted.

## EXECUTIVE DIRECTOR'S REPORT

Noted.

## FINANCE

Noted.

## MEMBERSHIP

The following were admitted as Class A – Local Practising Barrister – unless otherwise shown:

Name	Chambers
Jesmini Ambikapathy	7 Wentworth/Selborne
Eli Ball	7 Wentworth/Selborne
Ryan Brown	Sir Owen Dixon Chambers
Joseph Edwards	12 Wentworth/Selborne
Michael Forgacs	University Chambers
Talitha Hennessy	Sir Owen Dixon Chambers
Meg O'Brien	Eleven Wentworth
Jayneil Shandil	3 St James' Hall
Sally Traynor	ODPP Parramatta

## FOR CONSIDERATION

### **Memorandum to the Bar Council dated 8 June 2017 from the Executive Director – Seniority**

RESOLVED to adopt the following seniority rule relating to seniority as a barrister in NSW not seniority as a barrister in general:

- A. The seniority of a barrister who practised at the Bar of New South Wales on or before 30 June 1988, or held a practising certificate on or before 30 June 1992 is the date of his or her most recent admission to the Bar of New South Wales and, in the case of admission upon the same day, then according to the order in which admissions are ordered by the court.

- B. The seniority of a New South Wales barrister who does not come under category 'A' is the commencement date of the first barrister's practising certificate issued to him or her in New South Wales, unless there has been a period of absence from the New South Wales Bar for more than two years. Where there has been a period of absence from the New South Wales Bar of more than two years, unless special exemption is granted by the Executive Director in consultation with the Executive\*, the seniority of the barrister is the date of the first practising certificate issued to him or her after his or her return to the New South Wales Bar.
- C. The seniority of New South Wales Queen's Counsel/Senior Counsel is determined in accordance with the terms of the Queen's Commission or the statement issued by the President of The New South Wales Bar Association announcing the appointments of Senior Counsel. All Queen's Counsel/Senior Counsel shall be deemed to be senior to all other barristers except law officers.

**Memorandum to the Bar Council dated 14 June 2017 from the Chair, Diversity & Equality Committee – Pride in Diversity – Proposal to renew membership**

RESOLVED that the Bar Association renew its membership of Pride in Diversity for an additional 12 months for 2017/2018 at a cost of \$6, 325 (inclusive of GST).

**Memorandum to the Bar Council dated 15 June 2017 from the Finance Manager – Appointment of Auditors**

RESOLVED to propose at the 2017 Annual General Meeting that RSM Australia be appointed as the auditors for the New South Wales Bar Association and Barristers Benevolent Association effective from the 2018 financial year.

**Memorandum to the Bar Council dated 15 June 2017 from the Deputy Executive Director – Refugee Advice and Casework Service Partnership proposal**

RESOLVED that the Association become a RACS Fundraising Partner, which will involve:

- The Association providing in-kind support by hosting a fundraising event;
- The Association promoting RACS and the Fundraising Partnership through Bar channels; and
- RACS acknowledging the partnership on its website and in all appropriate RACS marketing and promotional materials.

The Bar Council also requested that a list of the Association's current financial sponsorships and corporate partnerships etc be prepared for its consideration.

**Memorandum to the Bar Council dated 15 June 2017 from the Deputy Executive Director – NSW Bar Association Strategic Plan 2017-20**

The Bar Council agreed to defer further consideration of this issue until its next Business and Policy meeting.

**Memorandum to the Bar Council dated 16 June 2017 from the Policy Lawyer, NSW Bar Association – NSW Bar Association Participation in the 2018 Mardi Gras Parade**

RESOLVED to approve the New South Wales Bar Association's joint participation with the Law Society of NSW in the 2018 Mardi Gras parade. The Diversity and Equality Committee and the New Barristers Committee are to work jointly on the project.

**Memorandum to the Bar Council, the Chair of the Diversity & Equality Committee and the Incoming Chair of the Diversity & Equality Committee dated 22 June 2017 from the President – Guardian Childcare**

Noted.

## FOR INFORMATION

Letter to the President dated 20 July 2016 from the Attorney General, The Hon Gabrielle Upton MP – current Attorney General's Rates for Solicitors, Junior and Senior Counsel

Noted.

Letter to The Hon Mark Speakman SC MP dated 8 June 2017 from the President –Attorney General's rates for legal representation.

Noted.

Memorandum to the Bar Council dated 14 June 2017 from the Director, Professional Development – Bar Practice Course 1/17 – Satisfactory Completion

Noted.

The following papers were circulated via e-mail prior to the Council meeting.

The meeting closed at 6.10pm.

*Confirmed as a correct record:*

Arthur Moses SC  
President

Date: