



TOONGABBIE
LEGAL CENTRE INC.



One Day CLE – Continuing Legal Education on

Tax and Equity

Current and Contentious Issues

Friday 23 March 2018

Venue: Conference Room at Ashurst, 5 Martin Place, Sydney

About Toongabbie Legal Centre Inc (TLC)

TLC is a community legal centre located in Toongabbie in the heart of Western Sydney. TLC commenced its free legal services from 13 October 2007. TLC is in its tenth year of providing legal advice and assistance to vulnerable and disadvantaged people.

TLC offers legal advice and referral services. TLC refers matters needing further examination and case management either to funded community legal centres or to private lawyers or migration agents, who are willing to consider part or full pro bono service, depending on the circumstances of each case. TLC operates with rooms provided by the local Catholic Church, Toongabbie and in Blacktown*. The clients represent diverse backgrounds and TLC has been providing advice on matters involving a range of legal/policy issues, including matters under the migration laws.

TLC offers legal advice and assistance on Thursdays (6:00am - 9:00pm) and Saturdays (9:00am - 1:00pm).

Community Legal Education

TLC has been undertaking community legal education in the Western Sydney region in locations such as Toongabbie, Mount Druitt, Blacktown, Parklea, Quakers Hill, Wentworthville and Parramatta. Of these, one was presented in cooperation with Legal Aid and one with Blacktown City Council.

As part of our tenth anniversary, TLC conducted ten free legal seminars over ten Saturdays in ten locations (details on website).

TLC run by volunteers

TLC's volunteers include solicitors, barristers, law students, migration agents, educators, financial planners/advisors, Information technologists (IT), sociologists and persons from various other professions.

Our Patron

The President of Court of Appeal, NSW Supreme Court, Her Honour Justice Margaret Beazley AO, is our Patron. She has been a strong advocate for our legal centre and its on-going legal services.

TLC Telephone Service

We have established a 24/7 telephone answering service (1300 375 353).

*See website for details.

Funding Sources

At the present time, the Centre receives no core funding either from the State or the Federal governments.

We need substantial funds to expand TLC's legal service on a fulltime basis.

We have received a few small grants toward specific projects undertaken by TLC.

In order to raise funds to meet our on-going cost, we hold Annual Fundraising Dinners, raffles and seek donations. We propose to seek business and legal firm sponsorship for TLC.

Our Annual Fundraising Dinner

The First Annual Fundraising Dinner was held on 28 June 2008 in the Hall next to the St Anthony's Catholic Church, Toongabbie, within Holroyd LGA (local government area). Her Honour Justice Margaret Beazley AO, Court of Appeal, NSW Supreme Court was the Chief Guest.

The Second Annual Fundraising Dinner was held in Parramatta within the Parramatta LGA on 13 November 2009 with Her Honour Justice Virginia Bell of the High Court as the Chief Guest.

The Third Annual Fundraising Dinner was held on 15 October 2010 in Blacktown with the Honourable John Hatzistergos MLC, NSW Attorney-General as the Chief Guest.

The Fourth Annual Fundraising Dinner was held on 28 October 2011 in Blacktown with the Chief Guest being The Honourable Greg Smith SC MLA, NSW Attorney General.

The Fifth Annual Fundraising Dinner was held on 27 October 2012 in Blacktown with the His Honour Justice Robert French AC Chief Justice of the High Court of Australia, as our Chief Guest.

The Sixth Annual Fundraising Dinner was held on Saturday 12 October 2013 with The Hon T F Bathurst, Chief Justice of NSW Supreme Court as our Chief Guest.

The Seventh Annual Fundraising Dinner was held in Blacktown on 28 November 2014 with The Hon J L P Allsop AO, Chief Justice, Federal Court of Australia, as our Chief Guest.

The Eighth Annual Fundraising Dinner was held on Friday 20 November 2015 with The Hon Brad Hazzard MP Minister for Family and Community Services and Minister for Social Housing and former Attorney General and Minister for Justice, as our Chief Guest.

The Ninth Annual Fundraising Dinner was held on Saturday 22 October 2016 with Mr Gary Ulman, President of the NSW Law Society, as our Chief Guest.

The Tenth Annual Fundraising Dinner was held on Saturday 14 October 2017 with The Hon Mark Speakman SC MP, Attorney General of NSW as our Chief Guest.

TLC – Formal Launch

The Federal Attorney General the Hon Robert McClelland MP formally launched TLC and its website on Friday, 8 July 2011 at Toongabbie, in the hall next to the St Anthony's Catholic Church. The function was attended by over 200 guests including judicial officers, legal practitioners, community organisations representatives and TLC volunteers.

TLC's Outreach Legal Service

On 1 December 2011, TLC opened its Outreach Legal Services in Blacktown with the help of Catholic Care of the Diocese of Parramatta. Our legal services in Blacktown* maintain the same pattern as in Toongabbie. The base of the facility continues at Toongabbie.

On 27 April 2012 this service was formally launched by Sir Gerard Brennan AC KBE, former Chief Justice of High Court of Australia. In March 2014 this was renamed and is now known as Blacktown Legal Centre (BLC)*, part of Toongabbie Legal Centre Inc.

Tax Deductible Donations

TLC has tax-deductible status (DGR) with the Australian Tax Office for all donations. Any donation over \$2 is tax deductible.

Our Vision

With huge population increases and many new migrants settling in the Toongabbie – Seven Hills – Blacktown area, our vision is to establish full-time free legal services for vulnerable people.

Susai Benjamin
Hon. Director & Acting Principal Solicitor

TLC is pleased to announce its CLE – one day program on **Tax & Equity: Current and Contentious Issues – Friday 23 March 2018**

Venue: Conference Room at Ashurst, 5 Martin Place, Sydney



OPENING WELCOME

8.15 - 8.30am

Susai Benjamin
Honorary Director
Toongabbie Legal Centre

SESSION ONE

8.30 - 9.30am

Fish or fowl? Employees, subcontractors and payroll tax

Presenter: His Honour Justice Francois Kunc, NSW Supreme Court

Chair: Her Honour Justice Margaret Beazley AO, President of Court of Appeal, NSW Supreme Court

SESSION TWO

9.30 - 10.30am

How do courts deal with questions of limitation periods for the making of claims by persons alleging the existence of a constructive trust?

Presenter: Scott Aspinall, Barrister, Ground Floor, Wentworth Chambers, Sydney

Chair: Rashelle L Seiden SC, Ground Floor, Wentworth Chambers, Sydney

Morning Coffee/Tea Break: 10.30-11.00am

SESSION THREE

11.00am - 12.00 noon

Payroll tax – Relevant Contracts and Groupings – What are the current challenges?

Presenter: Ian Phillips, Director, Specialist Revenue Advice, Revenue NSW

Chair: Igor Mescher, Barrister, State Chambers, Sydney

SESSION FOUR

12.00 noon - 1.00pm

Advising taxpayers as to the reach and limitations of the Employment Agency Provisions in the Payroll Tax Act 2007 (NSW)

Presenter: Sheila Kaur-Bains, Barrister, 5 Selbourne Chambers, Sydney

Chair: Michelle Hirschhorn, Barrister, 5 Selbourne Chambers, Sydney

Lunch Break: 1.00 - 1.30pm

SESSION FIVE

1.30 - 2.30pm

Duties Act: Recent and other Developments

Presenters: John Marshall SC, Sir James Martin Chambers, Sydney

Chair: Joanne Seve, Consultant on State Taxes, Sydney (former Judicial Member, Revenue Division Administrative Decisions Tribunal/ADT)

SESSION SIX

2.30 - 3.30pm

Land Tax: Land Tax Disputes – The Evolving Landscape?

Presenters: Andrew Rider, Barrister, Level 22 Chambers, Sydney

Chair: Betty Sarkissian, Senior Solicitor, NSW Crown Solicitor's Office, Sydney

Afternoon Coffee/Tea Break: 3.30 - 4.15pm

SESSION SEVEN

4.15 - 5.15pm

Life is a lottery

(based Lottery Case, Equity Division, Supreme Court 2016, and Court of Appeal 2017)

Presenter: His Honour Justice John Sackar, NSW Supreme Court

Chair: Roger Hamilton SC, Senior Member, NCAT and Barrister, Ground Floor Wentworth Chambers, Sydney

TLC acknowledges the generous assistance by Ashurst in providing their conference facility free of cost for this seminar.

2018 ANNUAL FUNDRAISING DINNER

Date and venue to be announced.

Registration includes welcome breakfast, coffee/tea; morning coffee/tea; buffet lunch; and afternoon tea/coffee

If this programme is relevant to you and accepted by your professional body, then you may claim one 'unit' for each hour of attendance.

Full Day: 7 CPD Units

Early Registration \$400
(ends on 12 March 2018)

Late Registration \$500

Full Time Employees at CLCs & TLC Volunteers \$100

Webinar Option (Live) \$400

**conditions apply*

Refund Policy:

If you pay and cancel before 18 March 2018 50% of the amount will be refunded. No refund for late registration payments.

MCLE Seminar Family Law Saturday 10 March 2018

For more details see www.tlc.asn.au

MCLE Seminar Employment Law Friday 16 March 2018

For more details see www.tlc.asn.au

MCLE Seminar Criminal Law Saturday 17 March 2018

For more details see www.tlc.asn.au

MCLE Seminar on Rule 6.1 Mandatory Subjects for Solicitors & Barristers Saturday 24 March 2018

For more details see www.tlc.asn.au

PLEASE DETACH FORM

REGISTRATION FORM (Tax and Equity Seminar, 23 March 2018)

You can also register on line at: <https://www.tlc.asn.au/mcle/upcoming-mcle-programme/2018-tax-and-equity-mcle>

Name: Mr Mrs Ms Miss Dr Prof _____

Phone (day): Work: _____ Home: _____ Mobile: _____

Address: _____ Suburb _____ Postcode _____

Email: _____ Barrister Solicitor Other _____

Credit card payment: Please debit my credit card: Mastercard Visa Expiry date: ____ / ____

Authorised payment: \$ _____ Credit Card No: _____

Name on card _____ Signature _____

Payments by cheque:

Enclosed cheque for: \$ _____ payable to: **Toongabbie Legal Centre Inc. (TLC)**, PO Box 232, Toongabbie NSW 2146

* Receipts will be issued for all payments