

Justice Byrne

From: Justice Byrne
Sent: Monday, 14 July 2014 10:14 AM
To: Chief Justice Carmody
Subject: Calendar

Attachments: 20140714092209564.pdf; Draft Calendar Carmody CJ.xls



2014071409220956 Draft Calendar
4.pdf (187 KB)... Carmody CJ.xls ...

Tim,

I attach:

1. The Calendar de Jersey CJ had proposed for himself for the second half of this year;
2. A proposal, modelled on de Jersey CJ's draft, which you might consider.

The proposal differs from de Jersey CJ's model in a few respects. The most important is moving to Civil in the week commencing 1 September so that Applegarth J can get a Judgment Writing week that week.

Once you have decided, please let me know so that, as discussed, your Calendar (like de Jersey CJ's always was), can be published.

John

Justice John H Byrne AO RFD
Senior Judge Administrator
Supreme Court of Queensland
PO Box 15167
City East Qld 4002
Ph (07) 3247 4282
Fx (07) 3224 4217

WEEK BEGINNING	REMARKS	de JERSEY CJ
14-Jul-14		CA
21-Jul-14		CA
28-Jul-14		CA
4-Aug-14		JUDGMENTS & ADMIN
11-Aug-14		CRIME
18-Aug-14		CRIME
25-Aug-14		CRIME
1-Sep-14		JUDGMENTS & ADMIN
8-Sep-14		JUDGMENTS & ADMIN
15-Sep-14		TOWNSVILLE
22-Sep-14		JUDGMENTS & ADMIN
29-Sep-14		CIVIL
6-Oct-14		CIVIL
13-Oct-14		CIVIL
20-Oct-14		JUDGMENTS & ADMIN
27-Oct-14		APPLICATIONS
3-Nov-14		APPLICATIONS
10-Nov-14		JUDGMENTS & ADMIN
17-Nov-14		CA
24-Nov-14		CA
1-Dec-14		CA
8-Dec-14		JUDGMENTS & ADMIN
15-Dec-14		JUDGMENTS & ADMIN
22-Dec-14		SUMMER BREAK
29-Dec-14		SUMMER BREAK
WEEK BEGINNING		

SUPREME COURT TRIAL DIVISION

14 JULY 2014 to 30 JANUARY 2015

WEEK BEGINNING	REMARKS	CJ
14-Jul-14	CHURCH SERVICE 14/7	JUDGMENTS & ADMIN
21-Jul-14		JUDGMENTS & ADMIN
28-Jul-14	GOVERNOR SWEARING-IN 29/7 P.M.	JUDGMENTS & ADMIN
4-Aug-14		JUDGMENTS & ADMIN
11-Aug-14	ROYAL OLD SHOW DAY 13/8	CRIME
18-Aug-14		CRIME
25-Aug-14		JUDGMENTS & ADMIN
1-Sep-14		CIVIL
8-Sep-14		JUDGMENTS & ADMIN
15-Sep-14		TOWNSVILLE
22-Sep-14		JUDGMENTS & ADMIN
29-Sep-14		CIVIL
6-Oct-14	LABOUR DAY 6/10	CIVIL
13-Oct-14		CIVIL
20-Oct-14		JUDGMENTS & ADMIN
27-Oct-14		APPLICATIONS
3-Nov-14		APPLICATIONS
10-Nov-14	G20 - Brisbane Judges Seminar 10-11/11 Public Holiday Brisbane Only 14/11	
17-Nov-14		COURT OF APPEAL
24-Nov-14		COURT OF APPEAL
1-Dec-14		COURT OF APPEAL
8-Dec-14		JUDGMENTS & ADMIN
15-Dec-14		JUDGMENTS & ADMIN
22-Dec-14		
29-Dec-14		
5-Jan-15		
12-Jan-15		
19-Jan-15		
26-Jan-15		
WEEK BEGINNING	REMARKS	CJ

WEEK	REMARKS	de JERSEY CJ
BEGINNING		
2-Feb-15		LONG LEAVE ✓
9-Feb-15		LONG LEAVE ✓
16-Feb-15		LONG LEAVE ✓
23-Feb-15		LONG LEAVE ✓
2-Mar-15		CA
9-Mar-15		CA
16-Mar-15		CA
23-Mar-15		TOOWOOMBA
30-Mar-15	Good Friday 3 April	JUDGMENTS & ADMIN
6-Apr-15	Easter Monday 6 April	APPLICATIONS
13-Apr-15		APPLICATIONS
20-Apr-15	Anzac Day 25 April	JUDGMENTS & ADMIN
27-Apr-15		JUDGMENTS & ADMIN
4-May-15		CAIRNS
11-May-15		CRIME
18-May-15		CRIME
25-May-15		JUDGMENTS & ADMIN
1-Jun-15		JUDGMENTS & ADMIN
8-Jun-15		CA
15-Jun-15		CA
22-Jun-15		CA
29-Jun-15		WINTER BREAK
6-Jul-15		WINTER BREAK
WEEK		
BEGINNING		

MEMORANDUM

To: Chief Justice
From: Justice Ann Lyons
Date: 4 August 2014 **Our Ref:** **Your Ref:**
Subject: Criminal Sittings commencing 11 August 2014

In accordance with our usual practice you will shortly receive a Criminal Sittings Memorandum from the Criminal List Manager outlining the matters which are currently listed before you in your 2 week criminal sittings commencing 11 August 2014. In that memorandum you will receive information about the Trials and the Sentences which were allocated to that particular sittings at the Criminal Reviews which are conducted each Friday morning.

As this is your first Criminal Sittings in the Supreme Court I thought I should explain the sittings in a little more detail to you. The usual practice is to commence a sittings with sentences and 590AA hearings and then to list a Trial to follow.

Week One.

Monday 11 August is allocated to sentences. You will probably be listed either two or three sentences. We previously used to list 6 or 7 sentences a day to Supreme Court judges but since the decision in *R v Barbaro* experience has shown that only 2 or 3 sentences can be dealt with per day. You will find that most prosecutors and defence counsel will provide the cases they will be relying on in advance as well as any voluminous psychologist's reports by the afternoon of the day before sentence.

Tuesday 12 August at this stage has one sentence and a half day 590AA Application listed. In accordance with Practice Direction 4 of 2014 submissions in relation to that application are required to be filed in advance and are already on the file to ensure that you can read the outlines of argument and cases in advance of the application.

Wednesday 13 August is the Exhibition public holiday.

Thursday 14 and Friday 15 have one 590AA application listed for the two days. The estimate was that it would take 3 days but having read the material I am hopeful that it can be dealt with in 2 days leaving the entire second week for the trial. If it does take 3 days the Trial will commence on Tuesday rather than Monday- you will just have to see how it goes.

Week Two

As your sittings is a short two week sittings you have been allocated as the Number One trial a short 3-4 day attempted murder of *R v Lyons* which can be comfortably accommodated in the second week.

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As you will see from the Trial list there are currently a number of other short trials which have also been listed before you all to commence in that week. As you are aware trials are allocated in that way in case the Number One trial falls over. I conducted a Review of your sittings on Friday 1 August and was advised that the Number 1 Trial of *R v Lyons* is proceeding and will be ready to commence on Monday 18 or Tuesday 19 depending on whether the 590AA takes 2 or 3 days.

There are sentences listed for Thursday 21 and Friday 22 August should your trial finish early.

Justice Boddice is listed to sit in the second week and I am proposing that conduct a callover of all the remaining drug trials listed for the second week to ascertain what trials are proceeding and to set them down either during that week if they can be accommodated or in the drug sittings he and I are conducting commencing 1 September. He is otherwise listed in sentences for the entire week.

I trust that gives you sufficient information as to the Sittings.



**SUPREME COURT OF
QUEENSLAND**
CHAMBERS OF THE CHIEF JUSTICE

MEMORANDUM

Queen Elizabeth II Courts of Law
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Brisbane QLD 4000
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City East QLD 4002
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www.courts.qld.gov.au

To: Lyons J
From: Carmody CJ
Date: 7 August 2014
Subject: Criminal Sittings commencing 11 August 2014

Thank you for explaining what I can expect to deal with in my first criminal sittings. It is very helpful and much appreciated.

TFC

Justice Byrne

From: Justice Byrne
Sent: Friday, 29 August 2014 4:39 PM
To: DL-Trial Division Judges; Chief Justice Carmody; Chief Judge Wolfe; SC-CrimListManager; CivillistManager; Apn Manager; comcausemanager; supcasemanager
Cc: Justice MAMcMurdo; Angela Karageozis; SJA Executive Assistant
Subject: Draft Calendar - first half 2015
Attachments: Provisional Calendar First Half 2015.xls

I attach a draft of the Calendar for the period Feb - Jul 2015.

Please let me have any comment you wish to make by Thursday, 4 September.

Justice John H Byrne AO RFD
Senior Judge Administrator
Supreme Court of Queensland
PO Box 15167
City East Qld 4002
Ph (07) 3247 4282
Fx (07) 3224 4217

Lyn Klein

From: Marie Bergwever
Sent: Monday, 15 December 2014 12:11 PM
To: SJA Executive Assistant
Subject: Calendar change for Chief Justice - first half of 2015

Hi Lyn

The Chief Justice, in consultation with Henry J, will now be sitting in Cairns in the week of 1 June 2015. Would you be good enough please to move the Cairns sitting currently calendared for the week of 18 May to the week of 1 June, so that the week of 18 May will then become a judgment writing week?

Many thanks
Marie

Marie Bergwever
Executive Assistant to the Honourable T F Carmody Chief Justice Supreme Court of Queensland Level 16, Queen Elizabeth II Courts of Law
415 George Street, Brisbane, QLD, 4000
(PO Box 15167, City East, QLD, 4002)
Telephone: +61 7 3247 4279 | Facsimile: +61 7 3247 4206

Lyn Klein

From: Marie Bergwever
Sent: Friday, 19 December 2014 10:36 AM
To: SJA Executive Assistant
Subject: FW: Message from "JP2001670"
Attachments: 20141219100226334.pdf

Hi Lyn

This is the change I mentioned to you earlier in the week. The Chief Justice will be sitting in Cairns in the week of 1 June and Judgments in the week of 25 May.

Many thanks
Marie

Marie Bergwever
Executive Assistant to the Honourable T F Carmody Chief Justice Supreme Court of Queensland Level 16, Queen Elizabeth II Courts of Law
415 George Street, Brisbane, QLD, 4000
(PO Box 15167, City East, QLD, 4002)
Telephone: +61 7 3247 4279 | Facsimile: +61 7 3247 4206

-----Original Message-----

From: Justice Byrne
Sent: Friday, 19 December 2014 10:23 AM
To: SJA Executive Assistant
Cc: Justice Henry; Marie Bergwever
Subject: FW: Message from "JP2001670"

Lyn,

Here are more changes.

They affect both the Chief Justice and Henry J.

As you know, the revised Calendar for the first half of next year is to be released today.

Please:

1. incorporate the changes proposed by Henry J
2. ascertain from Marie what the Chief Justice's calendar is to be.

JHB

-----Original Message-----

From: Justice Henry
Sent: Friday, 19 December 2014 10:08 AM
To: Justice Byrne
Cc: Chief Justice Carmody; Associate Henry J

Subject: FW: Message from "JP2001670"

Dear John,

There were problems with the week we had allocated to the Chief Justice in Cairns.

Attached is an updated draft of my calendar with changes tracked (there are some consequential and other minor changes).

It now has the Chief coming on w/c 1 June.

That ought not materially disrupt the Chief's existing Brisbane allocations.

Happy Christmas,

Jim

Justice James Henry

Ph: 61 7 40398907

Mob: 0407407231

Fax: 61 7 40398006

19 December 2014

Diary Note:

In relation to the attached email: I spoke to Marie a couple of minutes after I received this email.

Apart from what Marie had mentioned in the email, I told her I had been asked by Justice Byrne to check with the CJ as to what he wished to put on the Calendar in replacement to the "TBA" which appears on the weeks of 23 Feb, 2 March and 9 March 2015.

Marie said to me that as the CJ was in PNG for the week of 23 February, so can I change that week to "Judgments & Admin".

She suggested that the other two weeks could possibly be listed as the same.

I questioned her that would then make the CJ in 4 weeks of Judgments. She was unsure about that and said to leave them as "TBA" for now.

She then said as soon as the CJ came back she had to see him about a couple of other things, so would ask him about the Calendar at the same time.

At the time of writing this diary note, 3.30pm on Friday, 19 December, I had not had a response from Marie.

Lyn Klein
19/12/14

SJA Executive Assistant

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Sent: Friday, 19 December 2014 10:36 AM
To: SJA Executive Assistant
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Attachments: 20141219100226334.pdf



2014121910
334.pdf (474 |

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Marie Bergwever
Executive Assistant to the Honourable T F Carmody Chief Justice Supreme Court of Queensland Level 16, Queen Elizabeth II Courts of Law
415 George Street, Brisbane, QLD, 4000
(PO Box 15167, City East, QLD, 4002)
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Cc: Chief Justice Carmody; Associate Henry J
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Happy Christmas,

Jim

Justice James Henry

Ph: 61 7 40398907

Mob: 0407407231

Fax: 61 7 40398006



**SUPREME COURT OF
QUEENSLAND**

CHAMBERS OF THE CHIEF JUSTICE

Your Ref:
Our Ref: 1.238

16 January 2015

The Honourable Justice J H Byrne AO, RFD
Chair
National Judicial College of Australia Council
C/- Judges' Chambers
Supreme Court of Queensland
Queen Elizabeth II Courts of Law
415 George Street
BRISBANE QLD 4000

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www.courts.qld.gov.au

Dear Justice Byrne

I refer to my letter of 9 September 2014 in respect of nomination of Judges from this court who may wish to attend the next National Judicial Orientation Program to be held in Broadbeach from 21-26 June 2015.

I wish to advise I will not be attending this program.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Tim Carmody', written over the words 'Yours sincerely'.

The Honourable Tim Carmody
Chief Justice

Tracy Dutton

From: Justice MAMcMurdo
Sent: Tuesday, 10 February 2015 11:00 AM
To: Kelly Morseu; Justice Morrison; Justice Philippides; Paul Wigley; Tracy Dutton
Cc: Associate MAMcMurdoP
Subject: RE: Invitation from Chief Judge John H Pascoe, AO CVO, Federal Circuit Court of Australia - ceremonial sitting of Federal Circuit Court to welcome Judge Salvatore Vasta - Friday 20 February 2015 at 9am

Kelly - I have cc'ed Rachel .

If the Chief Justice does not intend to sit on 20 February until 10.30 or 11am he should confirm this with the judges with whom he is sitting and the registry, all of whom I have cc'ed into this email.

Best wishes

Margaret

The Hon Justice Margaret McMurdo AC
President, Court of Appeal, Supreme Court of Queensland

-----Original Message-----

From: Kelly Morseu
Sent: Tuesday, 10 February 2015 9:10 AM
To: Justice MAMcMurdo
Cc: Associate MAMcMurdoP
Subject: FW: Invitation from Chief Judge John H Pascoe, AO CVO, Federal Circuit Court of Australia - ceremonial sitting of Federal Circuit Court to welcome Judge Salvatore Vasta - Friday 20 February 2015 at 9am

Dear Judge

Please see the memo below for your information.

Many thanks

Kelly

-----Original Message-----

From: Rachel Monaghan
Sent: Tuesday, 10 February 2015 8:20 AM
To: Kelly Morseu
Cc: Associate Carmody CJ
Subject: Invitation from Chief Judge John H Pascoe, AO CVO, Federal Circuit Court of Australia - ceremonial sitting of Federal Circuit Court to welcome Judge Salvatore Vasta - Friday 20 February 2015 at 9am

Dear Kelly,

The Chief Justice has asked if I could advise the President of His Honour's attendance at the ceremonial sitting of Federal Circuit Court to welcome Judge Salvatore Vasta on Friday 20 February 2015 at 9am. I would anticipate the Chief Justice would return to our Court between 10:30am and 11am.

Could you please pass on this information to the President as the Chief Justice is sitting in the Court of Appeal on this day.

His Honour's Associate, Ms Freya Douglas, will advise upon His Honour's arrival back at the Court.

Thanks Kelly.

Kind regards,

Rachel Monaghan
A/Executive Assistant to the
Honourable T F Carmody Chief Justice
Supreme Court of Queensland
Level 16, Queen Elizabeth II Courts of Law
415 George Street, Brisbane, QLD, 4000
(PO Box 15167, City East, QLD, 4002)
Telephone: +61 7 3247 4279 | Facsimile: +61 7 3247 4206
Email: Rachel.Monaghan@justice.qld.gov.au

CHANGES TO THE SUPREME COURT TRIAL DIVISION CALENDAR

FIRST HALF 2015 – VERSION 7

ISSUED 11 FEBRUARY 2015

WEEK BEGINNING	DELETIONS	INSERTIONS	JUDGE
9 February 15	Leave 10/2	Leave 10/2 Non-Court Duties	CJ
23 February 15	Judgments & Admin	Non-Court Duties	CJ
2 March 15		Non-Court Duties	CJ
9 March 15		Non-Court Duties	CJ
16 March 15	Judgments & Admin	Non-Court Duties	CJ
30 March 15	Judgments & Admin	Non-Court Duties	CJ
20 April 15	Judgments & Admin	Non-Court Duties	CJ
27 April 15	Judgments & Admin	Non-Court Duties	CJ
18 May 15	Judgments & Admin	Non-Court Duties	CJ
25 May 15	Judgments & Admin	Non-Court Duties	CJ



**SUPREME COURT OF
QUEENSLAND**
CHAMBERS OF THE CHIEF JUSTICE

MEMORANDUM

To: Atkinson J
Jackson J

From: Carmody CJ

Date: 20 February 2015

Queen Elizabeth II Courts of Law
415 George Street
Brisbane QLD 4000
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City East QLD 4002
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s.73(2) not relevant

s.73(2) not relevant

out of scope

Out of scope

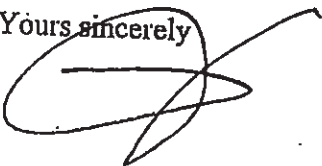
Sch. 2/2(1)

Sch.2/2(1)

Out of scope

Out of scope

Yours sincerely



Tim Carmody

Justice Byrne

From: Kelly Morseu
Sent: Tuesday, 10 March 2015 3:23 PM
To: Justice Holmes; Justice Gotterson; Justice Morrison; Justice Philippides; Justice Byrne; Tracy Dutton; Paul Wigley
Subject: Court of Appeal Calendar - First Half of 2015
Attachments: Memo 6.3.15 CJ to Pres re CoA calendar first half of 2015.pdf; Memo 10.3.15 President to CJ re CoA Calendar - first half of 2015.pdf

Dear All

Please find attached for your information:

1. Memorandum dated 6 March 2015 from the Chief Justice to the President regarding the Court of Appeal Calendar – First Half of 2015.
2. Memorandum dated 10 March 2015 from the President to the Chief Justice in reply to the above memorandum.

Kindest regards

Kelly Morseu

A/Executive Assistant to the Hon Justice M A McMurdo AC
| Court of Appeal | Supreme Court of Queensland PO Box 15167, City East
| QLD 4002 | 415 George Street, Brisbane QLD 4000
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| f: +61 7 3247 9232
email: kelly.morseu@justice.qld.gov.au
w: www.courts.qld.gov.au

Tracy Dutton

From: Justice MAMcMurdo
Sent: Friday, 13 March 2015 4:58 PM
To: Tracy Dutton; Paul Wigley
Cc: Kelly Morseu; DL-Court of Appeal Judges
Subject: Leave arrangements 2015

Dear Tracy and Paul

Shortly Kelly will send you the leave calendar for 2015.

I have not had any response from the Chief Justice as to his availability in the second half of this year or as to the week of the Cairns sittings in May

The Hon Justice Margaret McMurdo AC
President, Court of Appeal, Supreme Court of Queensland

WEEK	REMARKS	de JERSEY CJ
BEGINNING		
2-Feb-15		LONG LEAVE ✓
9-Feb-15		LONG LEAVE ✓
16-Feb-15		LONG LEAVE ✓
23-Feb-15		LONG LEAVE
2-Mar-15		CA
9-Mar-15		CA
16-Mar-15		CA
23-Mar-15		TOOWOOMBA
30-Mar-15	Good Friday 3 April	JUDGMENTS & ADMIN
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25-May-15		JUDGMENTS & ADMIN
1-Jun-15		JUDGMENTS & ADMIN
8-Jun-15		CA
15-Jun-15		CA
22-Jun-15		CA
29-Jun-15		WINTER BREAK
6-Jul-15		WINTER BREAK
WEEK		
BEGINNING		

Rec'd 2/8/14 7 entered.

WEEK	REMARKS	de JERSEY CJ
BEGINNING		
2-Feb-15	Admissions	CA
9-Feb-15		CA
16-Feb-15		CA
23-Feb-15		TBA
2-Mar-15		TBA
9-Mar-15		TBA
16-Mar-15	Admissions	JUDGMENTS & ADMIN
23-Mar-15		TOOWOOMBA
30-Mar-15	Good Friday 1 April	JUDGMENTS & ADMIN
6-Apr-15	Easter Monday 6 April	APPLICATIONS
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WEEK BEGINNING		