



COURT OF APPEAL

Minutes of Meeting

Of the Judges of the Court of Appeal, Supreme Court of Queensland
Held on Wednesday, 3 December 2014 at 9.00am
in the Court of Appeal Conference Room

Present: The President
Holmes JA
Muir JA
Fraser JA
Gotterson JA
Morrison JA

By invitation: Tracey Dutton (for Items 1-5)

1. Statistics for October and November 2014

The statistics were noted. The impact of the G20 week was evident in the increase of matters unheard.

2. Research officer's statistics for October and November 2014

Noted.

3. QPILCH statistics for October 2014

Noted.

4. Registry matters

After her introduction, Ms Dutton reported on Registry matters, including staff replacements. The President raised questions as to the process being followed in the Registry, and in particular whether it was performing to standard. Ms Dutton said she was reviewing the process and performance, and the appropriate reporting structure. Discussion ensued about staff replacements and temporary replacements. Ms Dutton discussed the difficulties of the task she faced when entering a team where numerous staff had left, as well as trying to keep staff. She is investigating strategies in that respect and will report back to the President with the results of her review. Discussion ensued as to the chart of reporting responsibility. Ms Dutton will report to the next meeting with an up to date chart. Ms Dutton also referred to the impact of the

admissions scheduled in December, where over 240 admissions were to be dealt with over two days.

5. **Other matters**

Included in Item 4.

6. **Minutes of meeting 3 September 2014**

Noted.

7. **Matters arising**

Discussion ensued as to the Aurecon August 2013 Security Risk Review Assessment and Recommendations. It was noted that this was a matter that should be the subject of whole of court meetings. It was accepted that the President respond that the Court of Appeal would recommend adoption of recommendation 5.2 in the August 2013 Report, noting that items 2 and 3 had been superseded by the 2014 GHD Report.

8. **Whether papers for future monthly meetings can be distributed electronically**

It was agreed that papers for future monthly meetings be distributed electronically.

9. **Review of Queensland Courts website.**

Discussion ensued in relation to the email from the Chief Justice concerning the court website. Discussion included whether the court should have its own website given that the Queensland Courts website was owned and administered by the Executive. Questions explored included who might run such a site. Fraser JA proposed that focus should really be on a website that the library can supply. It was decided that this would be a matter for ongoing discussion, but that the preferred option was for the Court to have its own website.

10. **Appointment to Court of Disputed Returns. Memo to Chief Justice from his Executive Assistant.**

Noted.

11. **Delayed Notification Search Warrant Scheme. Fact sheet.**

This item was discussed briefly. The tentative consensus was that the scheme was possible, but a whole of court approach was appropriate.

10A **Correspondent with Attorney-General as to the appointment of a judge of appeal to replace Muir JA.**

Noted.

11A. **Review of the *Victims of Crime Assistance Act 2009***

Noted.

12. **ICLR – letter from McKenna QC re price reductions for Queensland Reports**

Noted.

13. **Peter Irvine's retirement speech at registry function and cartoon.**

Noted.

14. **Undelivered Court of Appeal judgments and undelivered Trial Division judgments**

The undelivered judgments were considered. Priority is to be given to those involving Muir JA. Discussion ensued about those judgments which involve issues under s 13A of the *Penalties and Sentences Act 1992*, and the need for anonymizing and particular orders for delivery of confidential reasons where the litigant was still a prisoner and self represented.

15. **Leave calendar 2014 and 2015**

Noted.

16. **Stay roster 2014 and 2015**

Noted.

17. **Other matters**

Discussion ensued in relation to a proposal by Thomas J to have a review of QCAT which would have the effect that appeals in minor matters would be confined to QCAT. That proposal had not succeeded, however it was proposed that there be a concerted approach to try and reduce the minor matters emanating from QCAT. Research on that question is to be conducted by the research officer.

Gotterson JA referred to the desirability of completing the AIJA survey.

Discussion ensued about the televising of court processes, and the consensus was that a whole of court approach is appropriate.

18. **Next meeting 4 February 2015.**

CONFIDENTIAL TO THE JUDGES

MINUTES

MEETING OF THE JUDGES OF BOTH DIVISIONS
OF THE COURT

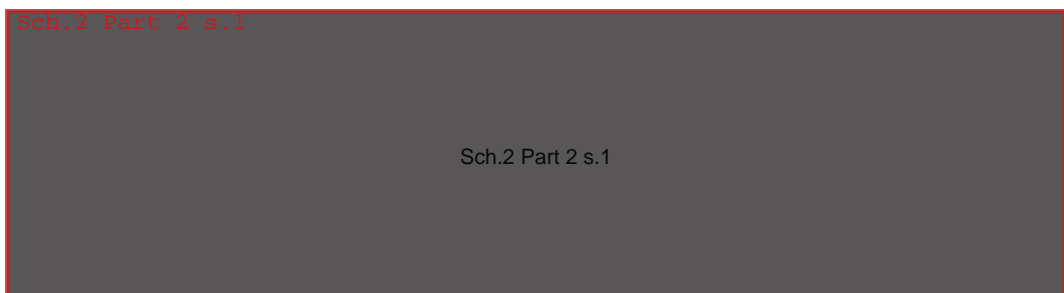
Common Room, 10 February 2015, 9.00 am

Chairs McMurdo P and Byrne SJA

Attendees Fraser JA
 Holmes JA
 Gotterson JA
 Philippides JA
 Atkinson J
 Mullins J
 P McMurdo J
 Douglas J
 A Lyons J
 Daubney J
 Martin J
 McMeekin J (by telephone)
 P Lyons J
 Boddice J
 Dalton J
 Henry J (by AV link)
 Jackson J
 Thomas J
 Flanagan J
 Burns J

Apology North J

1. Court of Disputed Returns



Sch.2 Part 2 s.1

Sch.2 Part 2 s.1

2. **Auscript**

Auscript might be informed of transcription errors.

3. **Associates**

The notified "cut-off" date for applications for appointment as an associate in 2016 is 27 February. The cut-off date should in future years be brought forward to mid-February.

4. **IT**

The changes to the Judicial IT Environment as a result of the BIEP program were discussed. Good work by the Court's IT staff in attending to problems associated with the transition was noted.

The idea that the Court should have its own network deserves consideration.

5. **General Business**

The agenda and minutes of the joint meetings will be given to the Chief Justice, who, if he wishes, may attend the meetings.

McMURDO P

BYRNE SJA

CONFIDENTIAL TO THE JUDGES

MINUTES

TRIAL DIVISION JUDGES' MEETING

JUDGES' MEETING ROOM

19 February 2015

Chair Atkinson J

Attendees Byrne SJA
 Mullins J
 P McMurdo J
 Douglas J
 A Lyons J
 Daubney J
 Martin J
 Applegarth J
 P Lyons J
 Wilson J
 Boddice J
 Dalton J
 North J (by AV link)
 Henry J (by AV link)
 Jackson J
 Thomas J (by telephone)
 Flanagan J
 Burns J

Apologies McMeekin J

Atkinson J opened the meeting at 1:15 pm.

Jackson J proposed four resolutions, the terms of which had been notified to the Chief Justice and the Judges of the Trial Division by email on the previous morning.

Boddice J indicated that he abstain from voting on Resolution 2 given its terms and Byrne SJA indicated that he would leave the meeting when Resolution 3 and Resolution 4 were being considered and decided.

Resolution 1

Jackson J spoke to the following proposed resolution, and discussion ensued.

Notice to the Chief Justice and President

All present agreed that a copy of the resolutions passed at this meeting be provided to the Chief Justice and the President, and Atkinson J and Jackson J were authorised to do so.

As there was no further business, the meeting was closed at 2:30 pm,

Atkinson J