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**VICTORIAN BAR COUNCIL  
OWEN DIXON CHAMBERS  
205 WILLIAM STREET,  
MELBOURNE 3000**

VICTORIAN BAR COUNCIL

# ANNUAL REPORT

1ST SEPTEMBER 1986 — 31ST AUGUST 1987

**ANNUAL REPORT OF THE  
VICTORIAN BAR COUNCIL  
1986/1987**

To be presented to the Annual General Meeting of the Victorian Bar to be held on Monday, 28th September, 1987 at 5.15 p.m.

**BAR COUNCIL**

Elections: In the Annual Election held in September 1986 the following persons were elected:

**Counsel of not less than 12 years' standing —**

Messrs. P.A. Liddell Q.C., A.W. McDonald Q.C., D. Graham Q.C., P.D. Cummins Q.C., M.J.L. Dowling Q.C., E.W. Gillard Q.C., B.R. Dove Q.C., D.M. Byrne Q.C., R.J. Stanley Q.C., B.D. Bongiorno Q.C. and D.L. Harper Q.C.

**Counsel of not less than 6 nor more than 15 years' standing —**

Messrs. D.L. Habersberger, M.G. McInerney, M.B. Kellam and J.E. Middleton

**Counsel of not more than 6 years' standing —**

Messrs. A.L. Cavanough, C.J. Ryan and J.J. Isles

Ex Officio Members: The Honourable L.F. Bowen M.P. (Federal Attorney-General)  
The Honourable J.H. Kennan, M.L.C. (Victorian Attorney-General)

**Officers of the Bar Council**

Chairman — Mr. P.D. Cummins Q.C.

Vice-Chairmen — Mr. E.W. Gillard Q.C.

— Mr. D. Graham Q.C.

Honorary Treasurer — Mr. D.L. Harper Q.C.

Assistant Honorary Treasurer — Mr. M.B. Kellam

Honorary Secretary — Mr. R.A. Brett

Assistant Honorary Secretary — Mr. P.J. Cosgrave (from November 1986)

Executive Director — Mr. E.T. Fieldhouse

Executive Officer — Mrs. J.A. Smith

**YOUNG BARRISTERS' COMMITTEE**

Messrs. M.J.L. Dowling Q.C. (Chairman) and C.J. Ryan are the Bar Council Nominees.

Following the Annual Election in August 1987 the following Counsel are now members of the Young Barristers' Committee:  
Messrs. J.E. Goetz, P.A. D'Arcy, C.B. Thomson, Ms. M. Sexton, Ms. M.M. Williams, S.R. McCredie, R.H. Smith, A.J. McIntosh,  
D.A. Trapnell and J. Tsalanidis

**BAR COUNCIL ADMINISTRATIVE COMMITTEES**  
**EXECUTIVE COMMITTEE**

Messrs. Cummins Q.C. (Chairman), Gillard Q.C. and Graham Q.C. (Vice-Chairmen), Liddell Q.C., McDonald Q.C., Harper Q.C., Habersberger and R.A. Brett (Honorary Secretary).

**Area of Responsibility:**

(a) **Joint Standing Committees**

**Joint Standing Committee of the Bar and Law Institute**

Messrs. Cummins Q.C. and Gillard Q.C. (Alternate).

**Joint Standing Committee of the Bar and Law Institute on Remand Conditions**

Messrs. Redlich Q.C., Dunn and Dane.

**Joint Standing Committee of the Bar and Law Institute on Town Planning**

Messrs. Buckner Q.C. and H.McM. Wright Q.C.

**Joint Standing Committee of the Bar, Law Institute and A.M.A.**

Messrs. Hulme Q.C. and Stanley Q.C.

**Joint Standing Committee on Legal Professional Privilege**

Messrs. Chernov Q.C., Cummins Q.C. and Pagone.

**Joint Standing Committee of the Bar and Law Institute on Legal Aid**

Messrs. Kirkham Q.C., Redlich Q.C., Bongiorno Q.C., Tovey and M.R.B. Watt.

**Joint Standing Committee of the Bar and Law Institute on Accident Compensation**

Messrs. Dove Q.C. (Chairman), Stanley Q.C. (Vice-Chairman), Kendall Q.C., A.W. McDonald Q.C., Shannon Q.C., M.J.G. Gorton, Kellam and Beach.

(b) **Standing Committees**

**Proposals Committee**

Messrs. Gillard Q.C. (Chairman), Mandie Q.C., Harper Q.C. and Jessup (Secretary).

**Police/Lawyers Liaison Committee**

Messrs. Morrish Q.C., Rozenes Q.C., Dunn and Ray, Miss Betty King and Mrs. Hampel.

**Victorian Bar News — Editorial Board**

Messrs. Heerey Q.C., and Paul D. Elliott (Editors). Messrs. Coldrey Q.C., Nash and G.P. Thompson (Editorial Committee).

**Bar Clerking Committee**

Messrs. Dowling Q.C. (Chairman) and McArdle (Secretary and Convenor) and the Chairman for the time being of each List Committee).

**Fee Collection Committee**

Messrs. Uren Q.C.(Chairman), M.A. Adams, Champion, C.J. Ryan and Shavin.

**Bar Clerking Fund — Trustees**

Messrs. Harper Q.C. (Chairman), A.J. Myers Q.C. and Kellam.

**Bar Fees Committee**

Messrs. D. Graham Q.C. (Chairman), Dalton Q.C. (Vice-Chairman), Balfe Q.C., Shannon Q.C., Shwartz, Jessup, Kellam and Mushin.

**Bar Library Committee**

Messrs. Phillips Q.C. (Chairman and Bar Librarian), Habersberger, M.A. Adams, Burnside, Derham, T.P. Murphy, R.L. Brear, Pannan, C.F. McMillan, Lynch, D.B.X. Smith and Miss E.M.T. Murphy.

**First Aid Committee**

Miss E.M.T. Murphy (S.R.N.) (Chairman).

**Academic Committee**

Messrs. Byrne Q.C. (Chairman), Fajgenbaum Q.C., Harper Q.C., Nash, Habersberger, Jessup, J.G. Santamaria, Cavanough and Marantelli.

**Company Law Committee**

Messrs. Charles Q.C. (Chairman), Chernov Q.C., Finkelstein Q.C., Hayes and N.J. Young.

**Readers' Practice Course Committee**

Mr. Black Q.C. (Chairman), Mr. Justice Hampel, Messrs. Cummins Q.C., Habersberger, P.F. McDermott and R.A. Brett.

**Portraits Committee**

Mr. Justice Hampel, Messrs. Shaw Q.C., Guest Q.C., and M.A. Adams.

**Bar Staff Committee**

Messrs. Hulme Q.C. (Chairman), Cummins Q.C., Harper Q.C., A.J. Myers Q.C. and M.A. Adams. (Messrs. Hulme and A.J. Myers Q.C. represent Barristers' Chambers Limited).

**Computer Committee**

Messrs. Meagher Q.C. (Chairman), Emmerson Q.C., McLennan, Willee, Burnside and Levin.

**Legal Aid Committee**

Messrs. Bongiorno Q.C. (Chairman), Byrne Q.C., Kirkham Q.C., Redlich Q.C., Willee, Garde, M.R.B. Watt and Isles.

**Committee on Tenancy Matters**

Messrs. D. Graham Q.C. (Chairman), McDonald Q.C. (Vice-Chairman), Forsyth Q.C., Mattei, Zichy-Woinarski, Garde and T. Wood.

**(c) Bar Appointees****Law Council of Australia**

Mr. Chernov Q.C. (Member of the Executive Nominated by the four independent Bars). Mr. Gillard Q.C. (Alternate).

**Australian Bar Association**

Mr. Chernov Q.C. (Vice-President). Mr. Cummins Q.C. and Mr. Harper Q.C. (Treasurer).

**Victorian Council of Professions**

Mr. Dalton Q.C. and Mr. Francis Q.C.

**Chief Justice's Committee for Religious Observances**

Mr. Hansen Q.C.

**Legal Aid Commission of Victoria**

Mr. Kirkham Q.C. (to February 1987). Mr. Dove Q.C. (from February 1987). Mr. Bongiorno Q.C. (alternate) (from February 1987).

**Legal Aid Committee No. 1**

Mr. Shannon Q.C. (to April 1987). Mr. Hansen Q.C. (from April 1987). Mr. R.H. Gillies Q.C. (alternate) (from April 1987).

**Legal Aid Committee No. 2**

Mr. Dove Q.C. (Chairman to November 1986). Mr. Stott Q.C. (from November 1986).

**Panel of Reserve Members of Legal Aid Review Committees**

Mr. Hansen Q.C.

**Appeal Costs Board**

Mr. Hooper Q.C. (to 30.9.88).

**Law Faculty — University of Melbourne**

Mr. Hedigan Q.C. and Mr. Cummins Q.C.

**Monash University Law Faculty Board**

Mr. Williamson Q.C. and Mr. Willee.

**LaTrobe University Proctorial Board**

Mr. Lloyd Q.C. (Chairman).

**Council of Legal Education**

Mr. Harper Q.C. and Mr. Nash.

**Australian Legal Education Council**

Mr. Goldberg Q.C. (nominee of Law Council).

**Academic Course Appraisal Committee**

Mr. Fajgenbaum Q.C.

**Victoria Law Foundation**

Mr. Cummins Q.C. Mr. Dowling Q.C. (alternate).

**Chief Justice's Civil Listing Committee**

Mr. Stanley Q.C.

**Leo Cussen Institute for Continuing Legal Education**

His Honour Judge Ogden (to December 1986).

Mr. Justice Hampel (Chairman) (from January 1987)— and Mr. Black Q.C.

**Board of Examiners**

Mr. Hedigan Q.C. (Chairman) (to 31.12.1988), Deputy — Mr. Costigan Q.C.

Mr. Dowling Q.C. (to 31.12.1988), Deputy — Mr. Black Q.C.

Mr. Bongiorno Q.C.. (to 31.12.1987), Deputy — Mr. Croyle.

**Chief Justice's Supreme Court Library Committee**

Messrs. Phillips Q.C., Phipps and Nettle.

**Superannuation Fund for Supreme Court Librarian — Bar Nominee on Board of Trustees**

His Honour Judge Hogg.

**Council of Law Reporting**

Mr. Merralls Q.C. and Mr. Gunst (both to November 1987).

**Attorney-General's Advisory Committee on Computerised Legal Information Retrieval**

Mr. Levin.

**Law Council of Australia — Legal Aid Advisory Committee**

Mr. Gillard Q.C. and Mr. Redlich Q.C. (alternate).

**Leo Cussen Institute Consultants Committee**

Mr. Liddell Q.C. and Mr. Merralls Q.C. Mr. Hayes (alternate).

**Commercial Causes Users Committee**

Messrs. McDonald Q.C., Hayes and B.J. Doyle.

**Courts Computerisation Programme****(i) Executive**

Mr. Meagher Q.C.

**(ii) Project Committees**

Civil Project Committee — Mr. Burnside.

Criminal Project Committee — Mr. Willee.

**(iii) Bar Delegates Computer Committee**

Mr. Meagher Q.C. (Chairman).

Mr. Willee.

Mr. Burnside.

Mr. Levin.

**(d) Other****Barristers Benevolent Fund — Committee of Management**

Mr. Cummins Q.C. and Mr. Harper Q.C.

**Victorian Bar Superannuation Fund Trustees**

Dr. Spry Q.C. (Chairman), Messrs. Hayne Q.C., Harper Q.C. and R.McK. Robson.

**Directors of Barristers' Nominee Pty. Ltd.**

Messrs. Hansen Q.C., Hayne Q.C., A.J. Myers Q.C. and J.A. Magee.

**Applications Review Committee**

Messrs. Gillard Q.C. (Chairman), Shannon Q.C., Hansen Q.C., R.A. Brett, J.E. Middleton and P.J. Cosgrave (from November 1986).

**ETHICS COMMITTEE**

Messrs. Barnard Q.C. (Chairman to February 1987), Liddell Q.C. (Chairman from February 1987), Hedigan Q.C., Uren Q.C., Hansen Q.C., Bongirone Q.C., Rozenes Q.C., Mrs. B.M. Hooper. Messrs. C.J. Ryan and Colbran (Secretary).

**LAW REFORM COMMITTEE**

Messrs. McDonald Q.C. (Chairman), Smith Q.C., Heerey Q.C., P. Murdoch, Miss R. Lewitan, Messrs. Hockly (Secretary), Mushin, Colbran and Ms. M.L. Warren.

**(a) Law Reform Committee Panel**

Larkins Q.C.	(Supreme Court Practice)
Wheeler	(County Court Practice)
Liversidge	(Magistrates' Courts Practice)
Castan Q.C.	(High Court)
Chernov Q.C.	(Federal Court)
Walker Q.C.	(Crime Practice)
Francis Q.C.	(Juries Practice)
Hansen Q.C.	(Causes Practice)
Merralls Q.C.	(Constitutional Law)
Fajgenbaum Q.C.	(Administrative Law)
Guest Q.C.	(Family Law)
Jessup	(Industrial Law)
Wright Q.C.	(Town Planning Local Government)
Bourke, B.J.	(Liquor Control)
Ellis	(Workers' Compensation)
Williamson Q.C.	(Trade Practices)
Castan Q.C.	(Taxation)
Paterson Q.C.	(Companies)
Francis Q.C.	(Military Law)

**(b) Bar Appointments****Chief Justice's Law Reform Committee**

Messrs. Monester Q.C., Dwyer Q.C. and Kennon.

**Chief Justice's Rules Committee**

Mr. Batt Q.C. (to June 1987). Mr. Phillips Q.C. (from June 1987).

**County Court Rules Committee**

Mr. Wheeler and Mrs. Crennan.

**Courts Advisory Committee**

Mr. Gillies Q.C.

**Attorney-General's Criminal Advisory Council**

Mr. Redlich Q.C.

(c) **Criminal Bar Association:**

<b>Executive:</b>	Messrs. Richter Q.C. (Chairman), Weinberg Q.C. (Vice-Chairman), Tovey (Treasurer) and Lasry (Secretary).
<b>General Committee:</b>	Messrs. Rozenes Q.C., Faris Q.C., Barnett, Dee, Kayser, Shwartz, Kent, Miss Lieder, Messrs. Papas and Dounias.
<b>Ex-officio:</b>	The Honourable J.H. Kennan M.L.C., Attorney-General.

**BARRISTERS' CHAMBERS LIMITED**

**Directors of Barristers' Chambers Limited;**

Messrs. Hulme Q.C. (Chairman), O'Callaghan Q.C., Shaw Q.C. (to May 1987), Gillard Q.C., Chernov Q.C., Beaumont Q.C., Harper Q.C., A.J. Myers Q.C. and E.T. Fieldhouse.

**OWEN DIXON CHAMBERS WEST  
DEVELOPMENT SUB-COMMITTEE**

Messrs. O'Callaghan Q.C. (Chairman), Liddell Q.C., Byrne Q.C., Harper Q.C., Zichy-Woinarski, Phipps and Liversidge.

**ACCOMMODATION COMMITTEE**

Messrs. Hansen Q.C. (Chairman), Harper Q.C., McArdle, McNerney and Isles.

## COUNCIL MEETINGS

There have been 24 ordinary meetings and 4 special meetings of the Bar Council from the first meeting of the new Bar Council on 30th September, 1986 to 31 August, 1987. Attendances have been as follows:-

P.D. Cummins Q.C. (Chairman) .....	28	R.J. Stanley Q.C. ....	(4) 16
E.W. Gillard Q.C. (Vice-Chairman) .....	(2) 26	B.D. Bongiorno Q.C. ....	(2) 26
D. Graham Q.C. (Vice-Chairman) .....	(4) 23	D.J. Habersberger .....	(2) 24
D.L. Harper Q.C. (Treasurer) .....	26	M.G. McInerney .....	(2) 16
P.A. Liddell Q.C. ....	(3) 19	M.B. Kellam .....	(1) 24
A.W. McDonald Q.C. ....	(4) 22	J.E. Middleton .....	22
M.J.L. Dowling Q.C. ....	25	A.L. Cavanough .....	25
B.R. Dove Q.C. ....	25	C.J. Ryan .....	24
D.M. Byrne .....	(1) 23	J.J. Isles .....	24

(Leave of absence for stated number of meetings is indicated in brackets).

R.A. Brett (Honorary Secretary) .....	26
P.J. Cosgrave (Assistant Honorary Secretary) (from November 1986) .....	14

## COMMITTEE MEETINGS

During the period 1st September, 1986 to 31st August, 1987 the following number of Committee meetings were held:—

Executive Committee .....	27
Ethics Committee .....	20
Law Reform Committee .....	10

## SUBSCRIPTIONS

Under Rule 39, the Council fixed the following annual subscription for members of the Bar for the period 1st September, 1986 to 31st August, 1987:—

Queen's Counsel .....	\$520.00
Over 10 years' standing .....	345.00
Over 3 but under 10 years' standing .....	230.00
Over 1 but under 3 years' standing .....	145.00
Under 1 year's standing .....	85.00
Interstate Queen's Counsel .....	70.00
Interstate Juniors .....	50.00
Solicitors-General, Attorneys-General, Directors of Public Prosecutions and all other Official Appointments .....	75.00
Crown Counsel, Crown Prosecutors and Parliamentary Counsel .....	80.00
Retired Counsel .....	15.00

## PERSONALIA

**Obituary:** The Council records with deep regret the deaths since the last report, of the following members:—

- The Honourable Sir Alistair Adam on 20th September, 1986.
- The Honourable Mr. Justice Lionel Murphy on 20th October, 1986.
- The Honourable Sir George Pape on 15th June, 1987.
- The Right Honourable Sir Billy Mackie Snedden, K.C.M.G., Q.C. on 27th June, 1987.

**Judicial Appointments:** In October 1986 the Honourable Mr. Justice Ryan was appointed to the Bench of the Federal Court of Australia. In June 1987 the Honourable Mr. Justice Graham was appointed to the Bench of the Family Court of Australia.

**Other Appointments:** In May 1987 Mr. B.D. Lawrence was appointed a Deputy President, Victorian Industrial Relations Commission. In August 1987 Mr. R.W. Franich was appointed a Victorian Stipendiary Magistrate.

**Queen's Counsel:** The following members of the Bar were appointed Queen's Counsel in November 1986:—  
Messrs. L.C. Ross, G.P. Faris, R.H. Gillies, H.McM. Wright, D.L. Harper, M. Rozenes, R.A. Finkelstein, A.J. Myers and M.S. Weinberg.



**Welcomes:** On 9th October, 1986 the Honourable Mr. Justice Ryan was welcomed to the Bench of the Federal Court of Australia by the Chairman, Mr. P.D. Cummins Q.C. On 4th May, 1987 Mr. B.D. Lawrence was welcomed as Deputy President, Victorian Industrial Relations Commission by the Chairman, Mr. P.D. Cummins Q.C. On 15th June, 1987 the Honourable Mr. Justice Graham was welcomed to the Bench of the Family Court of Australia by the Chairman, Mr. P.D. Cummins Q.C.

**Farewells:** On 24th September, 1986 representatives of the Bar and Solicitors met to pay tribute to the Honourable Sir Reginald Smithers on the occasion of his retirement from the Bench of the Federal Court of Australia. The then Chairman, Mr. A. Chernov Q.C. spoke on behalf of the Bar.

### ROLL OF COUNSEL

Between 1st September, 1986 and 31st August, 1987 the following 94 persons, 23 of whom are Interstate Counsel, signed the Roll of Counsel:—

Mr. A. Robertson (NSW)	Mr. J.J.G. Haydon (QLD)	Mr. M. Challinger
Mr. C. Baker	Mr. P.D.M. Condell (re-signed)	Mr. K.R. Clancy
Mr. P.R. Garling (NSW)	Mr. G. Howard	Mr. J.T. Thwaites
Mr. J.M. Stowe (NSW)	Mr. D.R. Pape (NSW)	Mr. M.S. Roche
Mr. T.J. Higgins (ACT)	Mr. B.G.K. Ross (re-signed)	Mr. G.P. Parncutt
Mr. R.G. Craigie (NSW)	Mr. R.B. O'Hair (QLD)	Mr. P.K. Walton
Mr. J. Tsalanidis	Mr. P.C.B. Semmler (NSW)	Mr. A.J. Kelly
Mr. J. O'Bryan	Mr. J.J. Steele (NSW)	Mr. R.G.A. Deckker
Miss A.V.K. Daly	Mr. M.J. Cranitch (NSW)	Mr. P.E. Anastassiou
Mr. P.M. Moran	Mr. S.L.C. Flett (NSW)	Mr. K.G. McGowan
Ms. P.M. Hogan	Mr. P.J. Deaking (NSW)	Mr. D.C. Pullins
Mr. W.V. Stougiannos	Mr. A. Barrie (NSW)	Mr. G.R. Martin
Mr. B.R. Keating	Mr. T.F. Bathurst (NSW)	Mr. V. Ruta
Mr. P.T.G. Sullivan	Mr. G.R. Craigie (NSW)	Ms. M. Sloss
Mr. D.A. Brown	Miss D. Hann	Ms. L.C. Steiner
Mr. B.L. James	Mr. J.D. Wilson	Mr. P.R. Slade
Mr. M.G. Klemens	Mr. P.G. Cawthorn	Mr. S.C. Smith
Dr. J.A. Scutt	Mr. I.C. Dallas	Mr. R.G. Mitchell
Mr. M.A. Hird	Mr. G.B. Roberts	Mr. J.E. Willis
Mr. S.J. Jones	Mr. K.T. Armstrong	Ms. F.E. O'Brien
Ms. L.M. Simons	Mr. S.P. Gebhardt	Ms. J.A. Perlman
Ms. A.C. Thacker	Mr. B.M. Dennis	Mr. P. McLoughlin
Mr. G.D. Holley	Mr. P.T. Billings	Mr. J.A. Sullivan
Mr. B.J.F. Mueller	Ms. S.E. Pullen	Mr. J.C. Myers
Mr. C.A. Spence	Mr. A.E. Monichino	Mr. H. Borenstein
Mr. K.H. Billing	Mr. R. Frazzetto	Mr. S.D. Robb (NSW)
Mr. D.P. O'Dwyer	Mrs. J.A. Bruce	Mr. L.S. Katz (NSW)
Mr. B.R. Fitzgerald	Mr. T.P. Vinga	Mr. P.W. Eriksen (SA)
Mr. M.D. Cosgrave	Mr. E.J. Power	Mr. T.S. Harris (NSW)
Mr. S.J. Howells	Mr. S.C. McLaughlin	Mr. G.A. Flick (NSW)
Mr. G.A. Hardy	Mr. P.J. Marzella	Mr. S. Rares (NSW)
		Mr. G.R. Barr (NSW)

#### Members whose names have been transferred to Division A, Part I — Victorian Practising Counsel:

Mr. D.W. McLeod  
Mr. S.R. Morris  
Mr. J.A. Dee

#### Member whose name has been transferred to Division B Part II — Judges:

The Honourable Mr. Justice Hinchcliffe (Papua New Guinea)

#### Member whose name has been transferred to Division B, Part V — Masters:

Mr. J.B. Gaffney

**Members whose names have been transferred to Division B, Part VI —  
Magistrates and Full Time Members of Statutory Tribunals:**

Mr. B.D. Lawrence  
Mr. C.J. Bannon Q.C.  
Mr. R.W. Franich

**Member whose name has been transferred to Division B, Part VII —  
Crown Counsel and Parliamentary Counsel:**

Mr. D.G. Saw

**Members whose names have been transferred to Division C, Part III — Retired Counsel:**

Mr. B.W. Nettlefold Q.C.  
Mr. P.E. McGavin  
Mrs. J. McIntosh  
Mrs. E.F. Stuart

**Names removed at request of Counsel:**

Messrs. L.A. Harris, P.H. Kearney, T.P. Murphy, A. Shaw, J.R.V. Williams, M. Rush, G. Borchers, K. O'Connor, J. Davis, J. Davies, P.M. Thomasz, J.W. Galbally Q.C., M. Monester, E.J. Trahair, M. Pryles, J. Cranston, J.J. Goodman, G.A.V. Singer, N.M. Turner, F.M. Robinson (WA), P.A. Tribe and K.A.D. Norman.

## THE ROLL

Division A		
Part I	Victorian Practising Counsel .....	1002
Division A		
Part II	Prosecutors for the Queen .....	13
Division A		
Part III	Interstate and Overseas Practising Counsel .....	139
Division B		
Part I	Governors .....	1
Division B		
Part II	Judges .....	109
Division B		
Part III	Ministers of the Crown .....	1
Division B		
Part IV	Solicitors-General and Directors of Public Prosecutions .....	5
Division B		
Part V	Masters .....	6
Division B		
Part VI	Magistrates and Full-Time Members of Statutory Tribunals .....	29
Division B		
Part VII	Crown Counsel and Parliamentary Counsel .....	19
Division B		
Part VIII	Other Official Appointments, e.g. Registrar of Titles, Commissioner for Corporate Affairs, Public Trustee and the like .....	2
Division C		
Part I	Retired Judges .....	28
Division C		
Part II	Retired Holders of Public Office other than Judicial Office .....	9
Division C		
Part III	Retired Counsel .....	21

## FUNCTIONS

**Opening of the Legal Year**

Services to mark the opening of the Legal Year were held on 2nd February, 1987 at St. Paul's Cathedral, St. Patrick's Cathedral, Temple Beth Israel and St. Eustathios' Cathedral.

At St. Paul's Cathedral the Sermon was preached by The Right Reverend James Grant, Dean of Melbourne. The lessons and meditation were read by the Governor of Victoria, The Reverend Dr. John Davis McCaughey, the Senior Puisne Judge of the Supreme Court, Mr. Justice Crockett and the Chairman of the Bar Council, Mr. P.D. Cummins Q.C.

At St. Patrick's Cathedral the Red Mass was celebrated by His Grace the Archbishop of Melbourne, The Most Reverend Sir Frank Little D.D. who also preached the occasional Sermon.

At the Temple Beth Israel the address was given by Rabbi S.D. Phillips.

At St. Eustathios' Cathedral the Service was conducted by His Grace Bishop Ezekiel.

### **Bar Entertainment**

On the 30th October, 1986 the Chairman and members of the Bar held a dinner in honour of the Past Chairman, Mr. A. Chernov Q.C. and retiring members of the Bar Council.

On 7th November, 1986 the Chairman and members of the Bar Council held a dinner in honour of The Right Honourable Sir Harry Gibbs, G.C.M.G., K.B.E., upon the occasion of the last day on which Sir Harry Gibbs sat on the Bench of the High Court of Australia in Melbourne.

On 20th November, 1986 the Chairman and Executive Members of the Bar Council entertained at a luncheon in the Essoign Club, Mr. Justice Director Flaherty of the Supreme Court of Pennsylvania together with the Director of the United States Information Service. Amongst others present were Mr. Justice McGarvie and Mr. Justice Beach.

On 12th December, 1986 the Annual Christmas Cocktail Party was held in the Essoign Club. The function was well attended by members of the Bench and Bar together with spouses and guests.

On 20th March, 1987 the Chairman and the two Vice-Chairmen entertained Mr. J.E. Barnard Q.C. at a luncheon in the Essoign Club upon the occasion of Mr. Barnard's retirement as Chairman of the Ethics Committee. Amongst others present were Past Bar Council Chairmen, Messrs. F.X. Costigan Q.C., H.C. Berkeley Q.C., S.G., B.J. Shaw Q.C. and A. Chernov Q.C.

On 1st May, 1987 following the official opening of Owen Dixon Chambers West by The Honourable Sir Anthony Mason, K.B.E., Chief Justice of the High Court of Australia, the Chairman and Members of the Bar Council held a dinner at the Essoign Club to mark the occasion of the opening of the Bar's new building. Honoured guests included The Honourable Sir Anthony Mason and Lady Mason, The Honourable Mr. J. Cain and Mrs. Cain, The Honourable Mr. J.H. Kennan and Mrs. Kennan, Dr. G. Griffith Q.C. and Mrs. Griffith, Mr. H.C. Berkeley Q.C., S.G. and Mrs. Berkeley, The Honourable Sir Daryl Dawson and Lady Dawson, The Honourable Mr. Justice Crockett and Mrs. Crockett, The Honourable Sir Murray McInerney and Lady McInerney, The Honourable Sir George Lush and Lady Lush, The Honourable Sir Reginald Smithers, The Honourable Mr. Justice Fogarty and Mrs. Fogarty, The Honourable Mr. Justice Sweeney and Mrs. Sweeney, The Honourable Mr. N. Brown Q.C. and Mrs. Brown, Mr. J.M. Duggan and Mrs. Duggan, Mr. I. Dunn and Mrs. Dunn and Mr. B. Teague and Mrs. Teague. Amongst other guests were the Directors of Barristers' Chambers Limited and members of the Building Panel together with spouses and guests.

On 30th May, 1987 the Annual Bar Dinner was held at the Leonda Function Centre. Members of the Bar and Bench and guests attended. Honoured guests were The Honourable Mr. Justice Crockett, A.O., The Honourable Mr. Justice Ryan, The Honourable Mr. Justice Kay and Deputy President Lawrence. Guests from overseas included The Right Honourable Lord Roskill and His Honour Judge Joseph Morris of the United States of America. Mr. Junior Silk, M.S. Weinberg Q.C. proposed the toast to the honoured guests and speeches in reply were made by The Honourable Mr. Justice Ryan and The Honourable Mr. Justice Kay. The toast to Bench, Bar and Solicitors of England was responded to by The Right Honourable Lord Roskill.

On 29th July, 1987 the Chairman and members of the Bar Council at a function in the Essoign Club entertained a number of Melbourne and Metropolitan Stipendiary Magistrates.

Readers' Dinners were held in November 1986 and May 1987. The Honourable Sir Reginald Smithers was the guest speaker at the November dinner and in May last, Mr. H.C. Berkeley Q.C., S.G., was the guest speaker.

Readers were welcomed to the Bar at functions held in September 1986 and March 1987 by the Chairman, Mr. P.D. Cummins Q.C. and members of the Bar Council.

### **Sporting Events**

On 23rd October, 1986 the Bar Hockey team played R.M.I.T. and the game ended in a six-all draw.

On 7th November, 1986 the team played the Solicitors and this game resulted in a win to the Solicitors by six goals to four goals. The Solicitors retained the Scales of Justice Cup.

On 28th November, 1986 the Annual Golf Match between the Bench and Bar and Combined Services was held at the Kew Golf Club and the Bar retained the MacFarlan Cup.

During December 1986 the Bar's 1st XI and 2nd XI cricket teams were winners over the Law Institute teams. The Bar's 1st XI scored 4/185 off 40 overs and the Solicitors managed 4/183 from the same number of overs. The 2nd XI game ended when the Bar's team passed the Solicitor's score of a total of 148 from 40 overs.

During December 1986 the Annual Tennis Match between the Bench and the Bar and the Solicitors was played at the Albert Ground and the Solicitors regained the O'Driscoll Tennis Cup.

On 30th January, 1987 the Bar and Bench unsuccessfully defended the Sir Edmund Herring Trophy at the Annual Golf Match against the Law Institute at the Victoria Golf Club.

During March 1987 the Bar's 1st XI cricket team visited Sydney to play the N.S.W. Bar 1st XI. The match was played at Queen's Park, Waverley and was won by the Victorian Bar who scored 8/164 after 40 overs. The N.S.W. Bar were all out for 138.

## **OPENING OF OWEN DIXON CHAMBERS WEST**

On Friday, 1st May, 1987 Owen Dixon Chambers West was formally opened by The Honourable Sir Anthony Mason, Chief Justice of the High Court of Australia.

The Bar was honoured to have as its guests on the occasion of the opening, The Honourable Sir Anthony Mason, The Honourable Sir John Young, Chief Justice of Victoria, The Honourable John Cain, Premier of Victoria, and a number of other distinguished persons.

Speakers at the opening were The Honourable Sir Anthony Mason, The Honourable Sir John Young, the Chairman of the Bar Council, Mr. P.D. Cummins Q.C. and Mr. S.E.K. Hulme Q.C., Chairman of the Board of Barristers' Chambers Limited.

## **BARRISTERS' CLERKS**

The Victorian Bar Council extends its congratulations to Mr. Jack Hyland upon the occasion of his completing 25 years as a Barristers' Clerk.

## **EXECUTIVE OFFICER**

The Victorian Bar Council wishes to acknowledge the most valuable service of Mrs. Joan Smith, Executive Officer, Victorian Bar Council, during her term of employment with the Bar Council. Mrs. Smith relinquished her position on 31st August, 1987 when she returned to Queensland for family reasons.

## **REPORT OF THE LAW COUNCIL OF AUSTRALIA FAMILY LAW SECTION**

Issues critical to the future of Family Law have arisen or been dealt with in the past year including the future of the Family Court, the cross-vesting legislation and the government's proposal to fix maintenance payments as a proportion of the payer's income and to use the Australian Taxation Office as a collection agency. These matters and many others have been the subject of detailed submissions, and are the subject of continuing deliberation.

The Section's continuing legal education programme for the past year included seminars held, in conjunction with meetings of the executive, at Townsville, Canberra and Mildura. The Section's next biennial national family law conference will be the Bicentenary Family Law Conference to be held in Melbourne from 16-20 March 1988 at the Regent Hotel. Further details can be obtained from Watt, who chairs the Conference Organising Committee.

## **RICHARD GRIFFITH LIBRARY ANNUAL REPORT 1987**

With the move to the new building, it has become possible for many more barristers to establish libraries of some size for shared use. Probably, "floor libraries" will develop. The need for the Bar to maintain a library for general use, and the purpose to be fulfilled by such a library, fall to be re-examined in the light of this development.

This has added point because of the lack of space now apparent in the library premises on the 13th floor of Owen Dixon Chambers. The Essoign Club desires to expand and for some time there has been a need for the library to be relocated, if it is to provide ancillary services, such as photocopying and CLIRS.

Unfortunately, no progress has yet been made on relocating the library and the opportunity to find it new premises in the general upheaval consequent upon the shift to the new building was lost. It is hoped that a decision on the future of the library will be made in the next twelve months. Meanwhile, as an interim measure only, an extra room has been secured on the 12th floor of Owen Dixon Chambers for such publications as can be conveniently housed there.

## **YOUNG BARRISTERS' COMMITTEE VICTORIAN BAR COUNCIL REPORT**

Accommodation continues to be the concern of the Young Barristers' Committee. In conjunction with the allocation of rooms in Owen Dixon Chambers West, the Bar Council resolved that in Four Courts rooms be allocated to counsel under 7 years' call and as between them on the basis of juniority. During the year representations were made by the Young Barristers' Committee to the Bar Council to vary the juniority rule in Four Courts Chambers so as not to apply to applicants who are existing tenants, and seeking cancellation of allocations of prospective vacant rooms so that they might be readvertised.

As the allocation of vacant rooms had been finalised, the Bar Council resolved not to accede to these representations, and preferred to keep the inexpensive chambers for young barristers.

Representations through the Young Barristers' Committee were also made by Readers applying for chambers and the Bar Council resolved that Readers may apply to reserve a room 2 months or less before the conclusion of their reading period on the basis that they commence paying rental upon allocation to them of the room, if such room is vacant.

Representations were made by the Chairman of the Bar Council to the Attorney-General on behalf of the Young Barristers' Committee regarding the malfunction of public telephones at regional Courts. The Attorney-General has advised that Court Area Managers have been instructed to ensure that public phone cash drawers are cleared regularly and malfunctions promptly reported to Telecom. He also advised that subject to availability of funds and a demonstration of a high volume use, public phones will be installed in those Court which are not presently serviced by public phones.

Several aspects of the changes to the jurisdiction, practice and procedure of the Magistrates' Courts have been examined and reported upon including recommendations of the Hill Committee and alterations to the Magistrates' Court Rules.

## EXECUTIVE COMMITTEE

The Executive Committee meets fortnightly and sometimes more frequently when necessary.

It is responsible for overseeing the implementation of the decisions of the Bar Council and dealing with urgent matters which do not require the making of final policy determinations. Some matters not considered of sufficient importance to merit the attentions of the Bar Council are also dealt with; but otherwise all matters, and particularly those which raise questions of policy, are dealt with by the Bar Council.

All members of the Executive Committee are, of course, members of the Bar Council.

The following are some of the matters which have occupied the Executive Committee in the past year.

1. Fees in all jurisdictions.
2. The government's 'Motorcare' proposals.
3. Membership of the Law Council of Australia.
4. Matters related to persons coming to or leaving the Bar.
5. Opening of Owen Dixon Chambers West.
6. Financial matters.
7. Courts Administration.

## ETHICS COMMITTEE ANNUAL REPORT

Since the last annual report the committee has held seven summary hearings pursuant to Section 14E of the Legal Profession Practice Act. In two cases it was held that no disciplinary offence had been committed by the barrister.

The results of the hearings in which complaints were upheld are as follows:-

1. Failure to be in Court ready to represent a client when holding a brief to do so (in circumstances where there was confusion concerning an adjournment) — Reprimand.
2. Failure to be in Court ready to represent a client when holding a brief to do so — Reprimand.
3. Failure to be in Court ready to represent a client when holding a brief to do so (Counsel holding two briefs) — Fine \$200.
4. Failure to respond to correspondence from the Ethics Committee when requested to do so - Fine \$100.
5. Failure to return paper work briefs when requested to do so (having held same for more than one year) — Fine \$500.

Summary hearings are pending in relation to charges of touting, of holding more than one brief to appear at the same time to the detriment of the lay client and of failing to respond to correspondence from the Ethics Committee.

The following table gives statistics of complaints received, their source and the manner of their disposal during the years covered by this report and for the previous two years.

	1984-85	1985-86	1986-87
No. of complaints received	37	43	42
No. of complaints under consideration at commencement of reporting period	16	21	26
No. of complaints under consideration at date of report	21	26	20
No. of investigations concluded during the reporting period	32	38	48
Complaints not upheld after preliminary investigation	26	33	40
Summary Hearings during reporting period	7	4	7
Complaints upheld after hearing	4	3	5
Complaints dismissed after hearing	3	1	2
Complaints resulting in charges laid before the Barristers' Disciplinary Tribunal during the reporting period	--	1	1

Source of Complaint	1984-85	1985-86	1986-87
Clients	19	23	22
Solicitors	10	12	9
Judicial	1	2	3
Counsel	2	2	2
Police	5	3	—
Other	—	1	6

Within the above table, two of the complaints listed as “other” in fact concern investigations undertaken by the Committee in relation to apparent touting by members of Counsel.

### REPORT OF TRUSTEES OF BAR CLERKING FUND

With the release, on 3rd June 1987, of the Bar as guarantor of the account of Mr. P.J. Roberts the principal purpose of the Bar Clerking Fund came to an end. The Bar Council accordingly resolved, on 20th August 1987, to deposit the balance of the Fund in the general fund of the Bar. Following this resolution, the savings investment account held in the name of the Fund with the Commonwealth Bank of Australia was closed on 21st August 1987, and the balance in that account (\$60,223.27) was transferred into the Bar's trading account. The proceeds of an amount of \$15,200.00 held in Australian Savings Bonds Series 11 will similarly be transferred when the bonds mature on 27th August 1987: with interest, the total will be approximately \$16,400.00. At the same time, the Fund's trading account, which has a balance of approximately \$1,300.00, will be closed. There will then remain in the Fund only an amount of \$5,000.00 held in Australian Savings Bonds Series 25 at 12.5%, which matures on 1st February 1991.

### REPORT OF THE ACCOMMODATION COMMITTEE

The role of the Accommodation Committee in allocating rooms in Owen Dixon Chambers West concluded in February 1987, at which time 378 (or about 92 per cent) of the 412 rooms available for barristers had been let.

Accommodation is now available in all Chambers other than Aickin Chambers and Seabrook Chambers. About 112 rooms are available. It is interesting to note that in percentage terms the Chambers in which the least number of rooms is available is Owen Dixon Chambers West and that the Chambers in which the greater number of rooms are available are Four Courts chambers and Equity Chambers, being the lower rental chambers. These figures confirm the success of Owen Dixon Chambers West as a building for barristers and the acceptance by the Bar of the building.

### REPORT ON THE READERS' COURSE

Two readers' courses, each of approximately twelve weeks duration, have been conducted since the last Annual Report. A total of 68 readers attended the two courses, 12 more than in the corresponding period in the previous year.

The Bar has continued to benefit from the generous contributions of time and effort to the Readers' Course by its practising members, members of the judiciary, and by many others also. A total of 132 people assisted with the last course, a figure that is typical of the level of assistance over the past few years. The bald statistic, however, gives little idea of the individual contributions made; many people assisted on numerous occasions and for lengthy periods.

The administrative requirements of the course, as it has now developed, are demanding and these have been most ably attended to for the past seven courses by Mrs. Anna Whitney, the Co-Ordinator. Mrs. Whitney has resigned to take up her appointment as the Bar's Executive Officer. She will be greatly missed by members of the Committee, who have relied very much upon her abilities and her capacity to get things done. Her work, most appropriately, has also been recognized by successive groups of readers at the conclusion of their courses. The new Co-Ordinator is Mrs. Barbara Buckner, formerly Associate to his Honour Judge Fricke and, before that, a secretary to barristers for many years. The Committee wishes Mrs. Buckner well in her important role.

### THE ESSOIGN CLUB LIMITED

The last year has been an eventful one for the Essoign Club.

After Two Mikes Catering did not renew its catering contract and the Club took over the running of the food division of the Club many decisions had to be made about the future provision of services to members.

John Wilson took over as Catering Manager and did a splendid job in organising a new staff. He left the Club at the end of July to take over the lease of the Kilkenny Inn. The Committee is grateful to him for his splendid assistance in a very trying period.

Peter Leonard was appointed assistant manager to Pat Gilbert in the wine division, but unfortunately had to resign in March because of an injury to his knee. Howard Duncan has been appointed in his place and presently is managing the Club in the absence of Pat Gilbert, who is on leave after an operation on his knee.

Late in 1986 the Committee decided to replace the refrigeration equipment in the kitchen and kiosk. This was necessary as the fridges were the original ones installed when Owen Dixon Chambers were built. The replacement of this equipment meant that substantial renovations would have to be made to the kiosk which has now been done. At the same time it was decided to upgrade the style of food service in the coffee lounge and for that purpose instal new equipment.

The Committee is satisfied that the alterations and new equipment made at a cost of \$36,000 are a great improvement to the Club's facilities. Further work has to be done to meet Health Department requirements and this will be done in the coming months.

Over the year the usual functions were conducted by the Club. The second Melbourne Cup Calcutta was held on Cup Eve and was a great success. The Committee is grateful to John Lee and Patrick Gilbert for their splendid job in organising this function.

Adams has continued to conduct art exhibitions which continue to be successful.

At the annual general meeting in April Shaw, Q.C., in compliance with the Club Rules, retired as Chairman and was replaced by Chernov, Q.C. the immediate past Chairman of the Bar Council. The members of the Committee elected are:

Messrs. Chernov, Q.C. (Chairman), Michael Adams (Vice-Chairman), Harper, Q.C. (Hon. Treasurer), Michael McNerney (Secretary), Berkeley, Q.C., S.G., Shaw, Q.C. and John Lee.

For the financial year ended 31st December 1986 the Club recorded a net profit of \$25,450 compared with \$19,017 for the previous year.

It is pleasing to note that notwithstanding a sizeable increase in operating expenses the Club, through the sales policy of Patrick Gilbert, has been able to increase its profit largely due to take-away wine sales.

The successful and profitable running of the Club since the last report has been largely due to the untiring efforts of Patrick Gilbert who, notwithstanding increasing disability and pain from his injured knee, devoted himself to his duties until he could go on no longer. The Committee records its appreciation to him and his staff.

The work of the Committee could not be done without the assistance given to it by Mr. Ed Fieldhouse, the Assistant Honorary Treasurer, and Mrs. Anna Whitney, the Assistant Honorary Secretary, who have made the work of the Committee less arduous by their professional approach to the Club's needs.

The Committee hopes that the Club will continue to improve and wishes to encourage all members to make full use of its facilities.

## REPORT ON THE LAW REFORM COMMITTEE

The Chairman, Mr. A. McDonald Q.C. and Committee have had an active year responding to Law Reform Proposals.

The Committee was pleased to have the Attorney-General, the Honourable J.H. Kennan, M.L.C. as a guest at one of its meetings. The Chairman of the Victorian Bar Council, Mr. P.D. Cummins Q.C. attended the meeting with the Attorney-General. The Attorney-General discussed with the Bar ways in which the Law Reform Committee and the Bar in general could respond in a more positive way to Law Reform Proposals. At the conclusion of the meeting the Chairman Mr. A. McDonald Q.C. stated that all members present regarded the meeting as a success and that further such meetings would occur.

Some of the matters that have occupied the Committee's time during the year include:—

### **Victorian Law Reform Commission**

The Committee received copies of the Discussion Paper on Rape and Allied Offences. The Committee referred the Paper to the Criminal Bar Association (CBA) for comment and report. A detailed report was received from the CBA and forwarded to the Commissioner in charge of that reference.

### **House Builder's Liability**

A Sub-Committee consisting of Golvan, Phipps and Henshall produced a detailed report on proposals to reform the House Builder's Liability Legislation formally found in the **Local Government Act 1958**. The views of the Sub-Committee were instrumental in assisting the formulation of proposals that lead to the introduction of the **House Contracts Guarantee Act 1987**.

At a later stage in the year the Secretary, Department of Consumer affairs contacted the Secretary to enquire whether the members of the Sub-Committee objected to their views being discovered on FOI application. The view of the Sub-Committee was that no objection to the FOI application should be made. This view was supported by the Law Reform Committee and by the Victorian Bar Council.

### **Supreme Court Act**

The Committee acknowledged the work of Mr. D. Graham Q.C. for his work on a Committee in regard to barristers' fees.

### **Crime Forfeiture of Assets**

A member of the Law Reform Committee Mr. B. Kayser informed the Committee that a Sub-Committee of the CBA under the chairmanship of Mr. M. Weinberg Q.C. was looking at implications at the above proposal. The Sub-Committee forwarded a report to the appropriate authorities.

### **Crimes Grand Juries**

The Committee was informed that the CBA had no objections to the proposal to abolish the Grand Jury procedure in Victoria.

### **Prostitution Regulation**

A member for the Law Reform Committee, Ms. M. Warren provided detailed comments on proposals contained in the Prostitution Regulation Bill. The Chairman, Mr. A. McDonald Q.C., wrote a letter to the Attorney-General in regard to the proposals to reform the law in regard to the Prostitution.

### **Domestic Violence Legislation**

The Committee formed a Sub-Committee to investigate the proposal to introduce legislation in regard to Domestic Violence. The CBA representative and member of the Committee Mr. B. Kayser objected to the broad brush approach in regard to Civil Liberties contained in the opening sections of the proposed legislation. A matter of particular concern was the section relating to the ability to obtain an Order in regard to harassment. Notwithstanding some objections to the drafting of the proposed legislation the Sub-Committee was in favour of legislation in the area of Domestic Violence. The views of the Sub-Committee were communicated to the appropriate Officer in the Law Department in charge of this legislation.

### **De Facto Relationships Bill**

A member of the Committee, Mr. Mushin spoke strongly at several meetings of the Committee in favour of legislation to regulate De Facto Relationships. The Committee was in agreement that the existing form for regulating De Facto Relationships and particularly property disputes arising upon the termination of De Facto Relationships by means of resulting or constructive trusts notwithstanding the inadequacies which were well known.

### **Family Law and Family Court Reform**

Considerable discussion occurred at various meetings throughout the year in regard to the ALRC Reference relating to Matrimonial Property Law Reform and to proposals to reform the Family Court. Members of the Bar are aware that little progress has occurred in both of these areas over the past year.

### **Jurisdiction of Courts (Cross-vesting) Bill**

The Committee was informed that the abovementioned Bill passed through the Commonwealth Parliament and that it passed the Senate on 11th May, 1987. The States have yet to pass complimentary legislation. The Queensland Law Society has raised some objections to the Bill. These proposals have been supported by a Committee of the Law Council of Australia.

The opposition to the Bill relates to the following matters:—

- (i) The Bill proposes that the appellant jurisdiction in tax matters resides solely with the Federal Court;
- (ii) Appeals in the Supreme Court in Intellectual Property Matters will be abolished and the Federal Court will be the sole Appellant Jurisdiction;
- (iii) That there should be a right of appeal in the legislation in regard to the remitting of a matter from one Supreme Court to another Supreme Court.

After considerable discussion the Committee agreed that no action should be taken to prevent or delay the legislation being implemented and so reported to the Bar Council.

### **Administrative Decisions (Judicial Review) Amendment Bill 1987**

The Committee has received a letter from the Australian Senate Standing Committee on Constitutional and Legal Affairs asking for comments on the above legislation. The legislation has been forwarded to several members of the Bar with expertise and experience in this area for comment and report.

The Committee would welcome the assistance of any members of the Bar interested in Law Reform matters and would ask them to contact the Secretary, Mr. John Hockley.

## **REPORT ON STANDING COMMITTEE ON TENANCY MATTERS**

This Committee was established this year by the Bar Council as one of its standing committees.

The functions assigned to the Committee are as follows:

- (a) to monitor the view or views of members of the Bar who are tenants of Barristers' Chambers Limited concerning any matters affecting their interests;
- (b) to inform the Bar Council and the Board of Barristers' Chambers Limited of such view or views and to make representations in respect thereof; and
- (c) to request the Bar Council or the Board of Barristers' Chambers Limited to seek expert advice in respect of matters affecting the interests of such members of the Bar.

The Committee has resolved to invite members of the Bar who may wish to express views concerning any matter falling within the Committee's functions to do so and a circular will be sent to members shortly.



**VICTORIAN BAR COUNCIL**  
**STATEMENT OF RECEIPTS AND PAYMENTS**  
**FOR YEAR ENDED 31ST AUGUST, 1987**

	\$	\$	\$
Cash Balance as at 1st September, 1986			36,178.82
<b>Add Receipts for Period:</b>			
Annual Subscriptions (prior periods)		3,275.00	
Annual Subscriptions (current period)		<u>271,830.00</u>	
Total Subscriptions Received			275,105.00
Interest Received:			
Short Term Deposits		7,439.79	
Commonwealth Bonds		45.00	
Savings Investment Account		531.59	
Savings Bank Deposit		4.58	
Loan to Barristers' Chambers Limited		<u>15,000.00</u>	
Total Interest Received			23,020.96
Bar Clerking Fund Transfer		76,723.27	
Sales of Publications		2,024.00	
Redemption of Commonwealth Bonds		2,000.00	
Repayment of List "C" Expenses		1,285.92	
Repayment of Barristers' Chambers Limited Loan		65,000.00	
Refund of Third World I.B.A. Donation		682.00	
Recovery of Costs		21,100.00	
Readers' Course Income		51,908.09	
Miscellaneous Income		32.50	
			<u>220,755.78</u>
<b>TOTAL FUNDS AVAILABLE</b>			<b>555,060.56</b>
<b>Less Payments for Period:</b>			
Accounting and Audit Fees	1,150.00		
Bar News	1,647.37		
Bank Charges/Deposit Duty	204.63		
Floral Tributes	398.00		
Insurance	1,783.17		
Printing/Copying	5,379.50		
Publications	<u>855.40</u>		
Total Administration Expenses		11,418.07	
Income Tax Payment		47,674.72	
Capitation and Affiliation Fees:			
Law Council of Australia (1987/1988)	48,424.50		
International Bar Association	154.77		
Australian Bar Association	9,480.00		
Lawasia	<u>300.00</u>		
		<u>58,359.27</u>	<u>117,452.06</u>
Excess of Receipts over Payments C/F			437,608.50

Balance B/F	\$	\$	\$
			437,608.50
<b>Less:</b>			
Melbourne University Law School Foundation Fund		25,000.00	
Refund of Subscriptions		2,086.50	
Legal Costs		21,722.27	
Corporate Affairs Commission		105.00	
Seldon Society		51.00	
Functions and Entertainment	53,386.37		
Less Members Payments	<u>(17,621.00)</u>	35,765.37	
Transcripts		2,914.95	
Readers' Course Expenses		59,738.09	
Travel Expenses		6,554.97	
Contribution to Salary of Lay Observer		6,880.67	
Photography Expenses		451.48	
Australian Bar Association Conference Costs		17,958.00	
Investments (at cost)		<u>194,807.88</u>	
			<u>374,036.18</u>
Balance as per Cash Book - - 31st August, 1987			<u><u>\$63,572.32</u></u>

**TRUST FUND**

Barristers' Benevolent Fund		
Amounts Received	18,125.00	
Amount Remitted	<u>18,125.00</u>	

**VICTORIAN BAR COUNCIL****ASSETS AS AT 31ST AUGUST 1987**

1.	Cash in Bank Accounts --- Savings Bank Account	\$	\$
	Trading Accounts	127.37	
	Savings Investment Account	57,977.11	
		5,467.84	63,572.32
2.	Investments at Cost:		
	(a) 8,150 Ordinary Shares at \$2 cost in Barristers' Chambers Limited	16,000.00	
	(b) Barristers' Chambers Limited - - Unsecured Loans	850,000.00	
	(c) Commercial Bills --- Westpac (at cost)	<u>194,807.88</u>	
			1,060,807.88
3.	Subscriptions in Arrears		11,360.00
4.	List "C" Expenses Prepaid		3,455.57
5.	Candelabra and other gifts		1,276.00
6.	Honour Board of Past Chairman of Victorian Bar Council		<u>256.00</u>
	<b>TOTAL ASSETS</b>		<u><u>\$1,140,727.77</u></u>

	\$	\$
<b>ACCUMULATED FUNDS</b>		
Accumulated Funds as at 1st September 1986		\$985,249.96
Net increase in Funds for year under review		<u>155,477.81</u>
Accumulated Funds as at 31st August 1987		<u><u>\$1,140,727.77</u></u>
 <b>NET INCREASE IN FUNDS</b>		
Represented by:—		
Increase in Investments at cost	126,933.23	
Increase in Cash at Bank	27,393.50	
Increase in Subscription Arrears	<u>2,437.00</u>	
	156,763.73	
Less decrease — “List C” Expense	<u>1,285.92</u>	
Net increase in Funds	<u><u>\$155,477.81</u></u>	