

A TEN POINT ONE-DAY ONLINE MASTERCLASS
DELIVERED OVER 2 HALF DAYS – AND YOU EARN 10 CPD UNITS

NSW Criminal Law 10 Point Masterclass

Part 1: Saturday 12 September 2020 – Online: 2pm to 5.15pm

Part 2: Saturday 19 September 2020 – Online: 2pm to 5.15pm

- The Extent of Police Powers in Criminal Matters
- Domestic Violence: Key Legal Imperatives
- Navigating the Changing Landscape of Sexual Assault Laws
- Mental Health and the New Statutory Defences
- Making an Effective Bail Application
- Conducting a Criminal Appeal in District Court

Earn 10 CPD units including the compulsory subjects – attend this 10 Point Masterclass and we'll supply 3 free recorded video webinars covering each of the compulsory subjects to view at your leisure after the event



Leaders in Online CPD for Lawyers and Accountants

Saturday 12 September 2020

Part 1: Key Developments in Criminal Law

2.00 to 2.05pm	Introduction and welcome CHAIR: Isha Caulfield, Principal, Caulfield Solicitors, Sydney
2.05 to 2.55pm	Session 1: The Extent of Police Powers in Criminal Matters Understanding the extent of police powers is a key part of a practitioner's armoury in defending a client. This up-to-the-minute update looks at the key issues including: <ul style="list-style-type: none"> • Who can arrest me and why? • What the person arresting you should do • When can force be used to arrest someone? • What are the consequences of resisting arrest? • Does your client have to submit to a search if arrested? • Arrest at the police station – what to advise your client • Does the client have to answer questions if under arrest? • When does the client have to submit to being fingerprinted or photographed? • Does the client have to take part in an identification parade? • Powers to search people and their property • If the client is not under arrest can they be searched? <p><i>Speakers: Will Tuckey, Barrister, Garfield Barwick Chambers, Sydney; Alexandra Sarmed, Partner, Kingston Fox Lawyers, Sydney</i></p>
2.55 to 3.05pm	Questions and Discussion
3.05 to 3.55pm	Session 2: Domestic Violence: Key Legal Imperatives Recent changes to Apprehended Domestic Violence Orders and the new strangulation offence have seen the landscape change for criminal lawyers. This session examines these developments, along with best practice guidelines on how to best defend allegations of domestic violence, whilst balancing your own ethical and professional obligations. It covers: <ul style="list-style-type: none"> • Operation of the Crimes (Domestic and Personal Violence) Act 2007 • What is intimidation and stalking in a domestic relationship? • Update on changes to Apprehended Domestic Violence Orders (ADVO) • Powers of courts to make permanent orders in exceptional circumstances • Police powers to vary ADVOs between court appearances • Unpacking the new strangulation offence • Ethical considerations • Advising clients on getting help and personal support • Preparation and procedure – practical tips to defend allegations <p><i>Speaker: Arjun Chhabra, Barrister, Maurice Byers Chambers, Sydney</i></p>
3.55 to 4.05pm	Questions and Discussion
4.05 to 4.15pm	Short break

4.15 to 5.05pm	Session 3: Navigating the Changing Landscape of Sexual Assault Laws Reform to sexual assault Law in New South Wales have resulted in a number of recent decisions. This session looks at the recent developments, with a focus on reforms affecting tendency evidence, including: <ul style="list-style-type: none">• Consent - the central issue in sexual assault• Tendency evidence – unpacking the recent changes• Understanding the communicative model of sexual consent• Physical element and sexual autonomy and responsibility• Understanding the reasonable grounds for belief in consent requirement• Consensual sex between minors - has anything changed in this area?• Consent law reform: where to from here?• Case update, including Lazarus v R <i>Speaker: Manny Conditisis, Director, Conditisis Lawyers, Sydney</i>
5.05 to 5.15pm	Questions and Discussion
5.15pm	Part 1 Close



Saturday 19 September 2020

Part 2: Procedural Challenges in Criminal Law

2.00 to 2.05pm	Introduction and welcome CHAIR: Robyn Richardson, Principal, Robyn Richardson Law, Sydney
2.05 to 2.55pm	Session 1: Mental Health and the New Regime <p>Criminal proceedings involving clients with a mental health and/or cognitive impairment can be one of the more challenging elements of criminal law, particularly when dealing with serious offences. This session unpacks the difficulties a practitioner is likely to face, with a focus on the new Mental Health and Cognitive Impairment Forensic Provisions Act 2020, including:</p> <ul style="list-style-type: none"> • Unpacking the new Mental Health and Cognitive Impairment Forensic Provisions Act 2020 • Recognising when a client is eligible • Mental illness and the interplay between substance and alcohol abuse • Satisfying the jurisdictional requirements • What evidence should be provided? • When will a client be involuntarily detained? • Lessons from recent cases <p><i>Speaker: Carol Younes, Partner, Younes Espiner Lawyers, Sydney</i></p>
2.55 to 3.05pm	Questions and Discussion
3.05 to 3.55pm	Session 2: Making an Effective Bail Application <p>Understanding the tests and procedures a court applies in determining a bail application is the subject of this session. It takes a practical look at what practitioners must cover to achieve a successful bail application, including:</p> <ul style="list-style-type: none"> • Understanding factors relevant to a bail application – NSW Bail Act • Key differences between bail applications for Local, District and Supreme Courts • Making submissions on clients' behalf – the essential do's and don'ts • Impact of COVID-19 on bail applications • Assessing the four 'bail concerns' and the use of bail conditions • Difficult bail cases – showing exceptional circumstances exist • What documents can be tendered on clients' behalf • Making multiple applications – when and how this can be done • Applying to vary bail conditions in local courts <p><i>Speaker: Andrew Tiedt, Director of Criminal Law, Armstrong Legal, Sydney</i></p>
3.55 to 4.05pm	Questions and Discussion



4.05 to 4.15pm	Short break
4.15 to 5.05pm	<p>Session 3: Conducting a Criminal Appeal in District Court</p> <p>This practical session looks at essential tips and traps when conducting a criminal appeal in the District Court of New South Wales. It includes:</p> <ul style="list-style-type: none"> • Operation of Part Three the Crimes (Appeal and Review) Act 2001 • Essential tips and traps when preparing the appeal • Timeframes for appeals and other procedural matters • Appeals against sentence – rehearing of evidence • Appeals against conviction – rehearing on transcripts of evidence • Can you lead new evidence? • Ensuring DPP documentation is correct • When can you get adjournments for appeal matters? <p><i>Speaker: Michal Mantaj, Director, Conditis Lawyers, Sydney</i></p>
5.05 to 5.15pm	Questions and Discussion
5.15pm	Part 2 Close

10 CPD units

Delegates attending both parts 1 and 2 of this 10 Point Masterclass will receive their 10 CPD units for this CPD year.

6 units (substantive law) will be earned from attending this event **PLUS** we will provide you with **4 free recorded video webinars covering each of the compulsory subjects (Ethics, Practice Management & Business Skills and Professional Skills) plus 1 additional substantive law unit for you to view at your leisure prior to 31 March 2021.** The recorded webinars will be supplied after the event has been held.



GENERAL INFORMATION

Masterclass Registration Fee

The registration fee includes online attendance at the masterclass and online access to the conference papers. This one-day masterclass will be delivered in 2 parts over 2 half days. The 2 half days can be booked separately.

Masterclass Papers

Access to the masterclass materials (papers and Powerpoints) will be available online to all delegates in the lead-up to the masterclass (as the materials become available), during the masterclass and for 30 days after the masterclass. The materials will be available in .pdf format for easy download to your local computer or portable device.

Masterclass Recorded Sessions

In addition to attending the live online event, all delegates will automatically receive recordings of each of the sessions delivered after the event has been held.

CPD – Lawyers

10 Point Masterclass – 10 CPD units – 6 units from attending the 2 part Masterclass **PLUS** we will provide you with **4 free recorded video webinars** covering each of the compulsory subjects (Ethics, Practice Management & Business Skills and Professional Skills) plus 1 additional substantive law unit for you to view at your leisure prior to 31 March 2021. The recorded webinars will be provided after the event has been held.

Either half day masterclass: 3 CPD units

CPD Certificate

All delegates will receive a CPD certificate confirming registration and the CPD hours applicable

Online Delivery

The masterclass will be delivered online. Delegates will receive a link to login and attend this online event. This online masterclass will be delivered in a style similar to a live conference. There are Chairs for each part to introduce speakers and facilitate question time and the online portal allows delegates to pose questions to the speakers via the chat facility.

Cancellation Policy

Cancellations must be received in writing at least 10 days prior to the masterclass for a 85% refund. Substitute delegates accepted at any time.

If a registration was purchased as part of a group discount the cancellation of that registration may affect the discount level for other members of the group. The amount of the refund will be adjusted to recoup any adjustment required to the overall registration fees for that group.

Terms

Program subject to change without notice. The information and views presented in the masterclass are not necessarily those of TEN and participants rely on these at their own risk. TEN is not responsible for any financial or other losses incurred by delegates or for injury or damage to persons or property. TEN's maximum liability for cancellation or any other loss or liability is the refund of the registration fee paid.

TEN is not responsible for financial loss incurred by you as a result of the cancellation or postponement of the masterclass as a result of strikes, public health emergencies, natural disasters, and other Acts of God.



Registration 1 of 2

REGISTRATION IS SIMPLE: complete the form below and fax or post your registration to us or register online.

Television Education Network Pty Ltd (ABN 19 052 319 365)

Mail: GPO Box 61, Melbourne, Victoria 3001 **Fax** (03) 9670 0588 **Phone** (03) 8601 7700

Enquiries: contact our Event Coordinator, Hayley Williams-Cameron (hayley@tved.net.au) [direct phone: (03) 8601 7730]

Register online: www.tved.net.au – go to Masterclasses

Please register me for **NSW Criminal Law 10 Point Online Masterclass delivered in 2 Parts** to be held on **Saturday 12 & Saturday 19 September 2020** [conf code: SXCSEP20]

Early Bird Registration – for registrations paid on or before **31 August 2020** - **\$715** (\$650 + \$65 GST)

Full Price Registration – **\$825** (\$750 + \$75 GST)

Please register me for the **Part 1 – Key Developments in Criminal Law** to be held on Saturday 12 September 2020. [conf code: SXCSEP201]

Early Bird Registration – for registrations paid on or before **31 August 2020** - **\$495**(\$450 + \$45 GST)

Full Price Registration – **\$550** (\$500 + \$50 GST)

Please register me for the **Part 2 – Procedural Challenges in Criminal Law** to be held on Saturday 19 September 2020. [conf code: SXCSEP202]

Early Bird Registration – for registrations paid on or before **31 August 2020** - **\$495**(\$450 + \$45 GST)

Full Price Registration – **\$550** (\$500 + \$50 GST)

Can't Attend – Purchase the Masterclass Papers

The papers from this masterclass will be available in electronic form only approximately 1 week after the masterclass has been held. You can pre-order the papers now online via our website at www.tved.net.au [go to Conference Papers]. The papers are \$165 (\$150 + \$15 GST) [Code: PSXCSEP20].



Registration 2 of 2

NAME & ADDRESS DETAILS

Mr/Mrs/Miss/Ms (circle appropriate) Name:

Position in Company/Firm:

Company/Firm:

Postal Address:

..... State Postcode:

Telephone: [.....] Mobile: [.....]

Email:

PAYMENT DETAILS (Note: This form will be a Tax Invoice for GST when you make payment)

I enclose a cheque for \$..... payable to: **Television Education Network Pty Ltd** or

Please debit my: **Amex Mastercard Visa**

Expiry Date/.....

Name on Card: _____ Signature: _____

