

## Property Law track program

8 March 2024 | 5 hours | 5 CPD points

60 min

### State of Play: Property Law updates



Join us for a year in review for Property Law in Queensland. This session will examine recent key developments in property case law and legislation.

Presenter:

**Simon LaBlack**, Legal Practitioner Director, LaBlack Lawyers Pty Ltd; Accredited Specialist (Property Law) – Qld

Chair:

**Rukshana Sashankan**, General Manager – Practitioners, Property Exchange Australia Ltd (PEXA)

Chaired by Major Partner PEXA



52 min

### Leasing and implications of the new Property Law Act



Get up to date with the latest in leasing including consequences of the unfair contract terms regime and the new Property Law Act 2023 (Qld).

Presenter:

**Marianne Lloyd-Morgan**, Partner, McCullough Robertson

Chair:

**Adam Rodwell**, Client Renewal Manager, LEAP Legal Software

Chaired by Track Partner LEAP



60 min

### Drafting off-the-plan contracts in today's market



In a time of revised unfair contract terms provisions of the ACL, fundamental changes to Sunset Dates and an unpredictable property market, learn tips and tricks on how to properly advise developer clients and draft accurate off-the-plan contracts.

Presenters:

**Ian Hazzard**, Partner, McCullough Robertson



# SYMPOSIUM

**Despina Priala**, Director and Legal Practitioner, Priala Legal; Member, Queensland Law Society Property and Development Law Committee

Chair:

**Adam Rodwell**, Client Renewal Manager, LEAP Legal Software

**Chaired by Track Partner First Title**



60 min

## Practical tax tips for property transactions and contracts



Explore some practical tax issues (and tips for managing those issue) that arise during the course of property transactions. You will gain insights that will enhance your ability to navigate tax issues that impact property transactions and contracts with confidence and better advise your clients.

Topics include:

- contingency payment and earnouts in real property transaction avoiding double duty
- landholder duty and trust acquisition/surrender duty
- trust to beneficiary duty exemptions
- GST basics
- taxing matters for foreigners

Presenters:

**Taryn Hartley**, Principal, McInnes Wilson Lawyers; Member, Queensland Law Society Revenue Law Committee

**Tom Walrut**, Senior Associate, Cooper Grace Ward; Member, Queensland Law Society Revenue Law Committee

Chair:

**Colin Lee**, Founder & CEO, Inspire Realty

**Chaired by Track Partner Inspire Realty**



57 min

## Taking agriculture seriously: Why every lawyer must understand the crucial role agribusiness & food plays in all practice areas



Are you a property lawyer looking to be better equipped to serve clients with rural land holdings and agricultural interests?

Join our agribusiness experts and learn to effectively navigate the complexities of rural property transactions and disputes and how this industry affects the future of all Australians.

Presenters:

**Brian Healey**, Global Agribusiness Co-Lead, K&L Gates; Chair, Queensland Law Society Water and Agribusiness Law Committee

**Caitlin McConnel**, Senior Associate, Clayton Utz; Member, Queensland Law Society Water and Agribusiness Law Committee



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Moderator:

**Wendy Evans**, Partner, Clayton Utz

Chair:

**Stuart Giles**, Head of Strategic Partnerships – APAC, TorFX

**Chaired by Track Partner TorFX**



## Commercial Law track program

8 March 2024 | 5 hours | 5 CPD points

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### Unfair Contract Terms for small businesses – practical drafting implications for lawyers

While commercial practitioners will be familiar with the new laws for Unfair Contract Terms (UCTs) for small businesses, many will still be grappling with the practical implications for lawyers.

Our presenters will delve into UCTs in a practical drafting context, including what lawyers need to update when drafting their own precedents (standard lease terms, conditions and terms of credit application, standard form contract, etc), costs agreements as well as in advising and preparing documents for clients.

Presenters:

**Peter Mills**, Special Counsel, LawSolve

**Kathryn Finlayson**, Partner, Minter Ellison

Chair:

**Dr Paul O'Shea**, Principal, O'Shea Lawyers; Adjunct Professor, TC Beirne School of Law; Member, Queensland Law Society Banking and Financial Services Law Committee; Member, Queensland Law Society Competition and Consumer Law Committee

61 min



### State of Play: A year of work health and safety cases under the spotlight

The session will focus on recent cases related to psychosocial hazards at work. The presenters will consider these cases in light of the Code of Practice: Managing psychosocial hazards at work and discuss exemplary management of psychosocial health and safety risks in the workplace.

Presenters:

**Harold Downes**, Partner, Mills Oakley

**Adrianna Loveday**, Executive Lead Psychosocial Safety and Transformation, Sentis

Chair:

**Elise Humpherys**, Legal Professional Development Executive, Queensland Law Society

60 min



### Where is the line of advice?

In this session, our experts will discuss how to guide a client in today's complex and risk averse commercial environment.

Our panel will work through a practical scenario applying solicitors' obligations and best practice tips to demonstrate how practitioners can safely ensure they are fulfilling their role as lawyers, leaders and the expectation of 'commercial' in commercial law.

Panellists:

**David Bowles**, Special Counsel, QLS Ethics and Practice Centre, Queensland Law Society

**Suzanne Brown**, Director and Principal Solicitor, McKays Solicitors; Accredited Specialist (Business Law) – Qld



# SYMPOSIUM

**Lee Xue Ding**, Managing Partner, Lee and Associates Accountants

Chair:

**Colin Lee**, Founder & CEO, Inspire Realty

**Chaired by Track Partner Inspire Realty**



57 min



## Corporate restructuring – taxation and duty considerations with available exemptions

In recent years, there has been a trend towards operating businesses through companies, causing many to look at ways to cost effectively restructure.

Our panel will take you through real-life examples of restructuring where exemptions have been successfully applied.

This session, valuable to even the most senior of practitioners, will consider:

- benefits and taxation implications of restructuring
- stamp duty implications and exemptions
- transfer of business assets and rollover options
- tips for rollover agreements

Panellists:

**Lloyd Stanger**, Director, McKays Solicitors

**Elizabeth Allen**, Special Counsel, Macpherson Kelley

Chair:

**Matthew Hudson**, Associate Director, SV Partners

61 min



## Dispute resolution revised

Commercial lawyers begin with the 'end in mind' when drafting documents, often catering for dispute resolution processes. Practitioners also find themselves involved at the start of a dispute, having to dabble in advising on matters, making 'formal' offers and reaching settlements.

This session will cover considerations when drafting dispute resolution clauses, including:

- mediation vs arbitration vs expert determination
- how to proceed if the parties cannot agree on the appointment of the independent person
- formal offers
- key principles and considerations for drafting Deeds of Settlement in commercial disputes

Presenters:

**Matthew Williams**, Barrister, Queensland Bar

**Suzanne Brown**, Director and Principal Solicitor, McKays Solicitors; Accredited Specialist (Business Law) – Qld

Chair:

**Natasha Milne**, Managing Director, Forensic & Litigation Consulting, FTI Consulting



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Chaired by Track Partner FTI Consulting



## Criminal Law track program

8 March 2024 | 5 hours | 5 CPD points

54 min

### Protected counselling developments



This session provides insights into the latest procedural developments related to Protected Counselling Communications (PCC) in Queensland.

Participants will gain an understanding of the existing sexual assault and counselling framework, including an exploration of the definitions and motivations underpinning current restrictions on accessing PCC material in criminal cases.

Presenter:

**Brittany White**, Principal, Fuller & White Solicitors; Member, Queensland Law Society Criminal Law Committee

Chair:

**Bridget Cook**, Senior Policy Solicitor, Queensland Law Society

62 min

### Immigration law for criminal lawyers



Immigration issues for criminal lawyers involve navigating the complex intersection of criminal and immigration law.

These cases often require an understanding of the potential immigration consequences of criminal charges, such as deportation, inadmissibility, or visa revocation, and require strategic legal defence to mitigate or avoid such consequences while addressing the criminal charges at hand.

Join our accredited specialists as they cover the essentials for practitioners in this space.

Presenter:

**Victoria Lenton**, Director and Principal Lawyer, Lenton Migration; Accredited Specialist (Immigration Law) – Qld; Deputy Chair, Queensland Law Society Migration Law Consulting Committee; Member, Queensland Law Society Access to Justice/Pro Bono Law Committee

Chair:

**Nick Dore**, Managing Principal, Fisher Dore Lawyers; Accredited Specialist (Criminal Law) – Qld; Member, Queensland Law Society Criminal Law Committee

55 min

### State of Play: Fresh from the court



Our practitioners will take you through some of the most significant authorities to come from the higher courts in 2023-2024.

Presenters:

**Renaë Kirk**, Barrister, Queensland Bar  
**Elise Sargent**, Barrister, Queensland Bar

Chair:



# SYMPOSIUM

Rémy Kurz, Barrister, Queensland Bar

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57 min

## DNA – We trust the "who" but the courts want to know "how"



With continued advancements in DNA, the justice system is increasingly asking science to determine "how" the DNA got there.

This session will walk you through a laboratory report to gain familiarity and discover areas for potential challenge. In addition, you will be introduced to new methodologies being implemented to address the question of "how".

Presenter:

**Helen Roebuck**, DNA Expert Witness, Roebuck Forensics

Chair:

**Bridget Cook**, Senior Policy Solicitor, Queensland Law Society

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63 min

## Critical updates: Legislative review



In this session we consider the changes brought about by the Criminal Law (Coercive Control and Affirmative Consent) and Other Legislation Amendment Bill 2023 (Qld) as well as other important legislative updates in your practice area.

Presenter:

**Caroline Marco**, Consultant Crown Prosecutor, Office of the Director of Public Prosecutions

Chair:

**Jesse Hill**, Senior Legal Professional Development Executive, Queensland Law Society

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## Personal Injuries Law track program

8 March 2024 | 5 hours | 5 CPD points

59 min



### Vicarious liability in the aftermath of Schokman – when can an employer be liable?

In 2023, the High Court handed down its judgment in *CCIG v Investments Pty Ltd v Schokman* [2023] HCA 21, an important decision dealing with the scope of vicarious liability in the employment context.

This session will provide a rundown on this often-misunderstood doctrine, with the presenters sharing their thoughts on what it looks like post-Schokman with reference to practical examples.

Presenters:

**Chris Murphy**, Special Counsel, Cooper Grace Ward; Accredited Specialist (Personal Injuries Law) – Qld; Member, Queensland Law Society Accident Compensation & Tort Law Committee

**Jess Byrne**, Senior Associate, Cooper Grace Ward

Chair:

**Cameron Seymour**, Partner, Mullins Lawyers; Accredited Specialist (Personal Injuries Law) – Qld; Member, Queensland Law Society Accident Compensation & Tort Law Committee

59 min



### State of Play: A case law year in review

A review of cases from the last twelve months capturing developments in legislation.

Presenters:

**Travis Schultz**, Managing Partner, Travis Schultz & Partners; Accredited Specialist (Personal Injuries Law) – Qld; Queensland Law Society Senior Counsellor

**Beth Rolton**, Partner, Travis Schultz & Partners; Accredited Specialist (Personal Injuries Law) – Qld

Chair:

**Belinda Hughes**, Director, Hughes and Lewis Legal; Member, Queensland Law Society Accident Compensation & Tort Law Committee

61 min



### Workers' Compensation offences

This session will explore the types of offences that can be committed against the Workers' Compensation and Rehabilitation Act 2003 (Qld) including fraud, engaging in a calling and the provision of false or misleading information.

The session will also cover an insurer's mandatory reporting obligations and an employer's obligations following a workplace injury.

Presenters will review recent important case law to provide guidance on key concepts.

Presenters:

**Scott Falvey**, Principal, McInnes Wilson Lawyers



# SYMPOSIUM

**Louise Robinson**, Director, Workers' Compensation Prosecutions Unit, Workers' Compensation Regulatory Services, Office of Industrial Relations

Chair:

**Trent Johnson**, Partner, Travis Schultz & Partners; Accredited Specialist (Personal Injuries Law) – Qld; Member, Queensland Law Society Accident Compensation & Tort Law Committee

60 min

## Navigating NIISQ and NDIA claims



A practical guide for undertaking steps in the claim process. In this functional session, our panellists will explore:

- Preliminary statistics
- The interaction between NDIS and NIISQ
- NDIS refunds and compensation reduction amount (CRA)
- NDIS funding of NIISQ TCS needs
- Tricky issue – care claims

Panellists:

**Ross McConaghy**, Partner, Jensen McConaghy Lawyers, Accredited Specialist (Personal Injuries Law) – Qld; Member, Queensland Law Society Accident Compensation & Tort Law Committee

**Meghan Rothery**, Barrister, Queensland Bar

**Greg Spinda**, Special Counsel, Travis Schultz & Partners; Chair, Queensland Law Society Practice Management Course Committee

**Kassandra Squire**, Director, Legal Services and Claims, National Injury Insurance Agency, Queensland (NIISQ Agency)

Chair:

**Paul O'Neill**, Senior Business Development Manager, Equity Trustees (now incorporating Australian Executor Trustees)

**Chaired by Track Partner Equity Trustees**



60 min

## Permanent stays in sexual abuse claims rebutted



This session will discuss the landmark High Court decision of GLJ and how this decision will impact claims for abuse victims.

Presenters:

**The Honourable Justice Elizabeth Wilson**, Supreme Court of Queensland (Trial Division)

**David Cormack**, Barrister, Queensland Bar

Chair:

**Eduardo Cruz**, Director, Corney & Lind Lawyers Pty Ltd; Member, Queensland Law Society Accident Compensation & Tort Law Committee

## Family Law track program

8 March 2024 | 5 hours | 5 CPD points

60 min

### Objections to subpoena – fundamentals



We take the time to brush up on some of our essential skills. A session designed to build confidence, we will go through the subpoena and objection process to ensure that when you need to object, you're getting it right.

Presenters:

**Sarah-Jane MacDonald**, Legal Practitioner Director, MacDonald Law; Councillor, Queensland Law Society; Accredited Specialist (Family Law) – Qld

**Samantha Bolton**, Director, Pippa Colman & Associates; Councillor, Queensland Law Society; Member, Queensland Law Society Practice Management Course Committee

Chair:

**Jesse Hill**, Senior Legal Professional Development Executive, Queensland Law Society

45 min

### State of the Nation: The operation of the FCFCOA



The Deputy Chief Judge will provide an important, relevant and timely update as to the Court's operations across the country.

Presenter:

**The Honourable Deputy Chief Judge Patrizia Mercuri**, Federal Circuit and Family Court of Australia (Division 2)

Chair:

**Samantha Bolton**, Director, Pippa Colman & Associates; Councillor, Queensland Law Society; Member, Queensland Law Society Practice Management Course Committee

58 min

### How children are involved in technology-facilitated coercive control



Technology plays a growing role in our everyday lives and the dynamics of domestic violence. Parenting is an important context for this abuse.

Technology-facilitated abuse often escalates at separation as abusers lose other avenues of control. This talk presents findings from a world-first study of children's involvement in technology-facilitated coercive control to inform domestic and family violence practice.

Presenter:

**Associate Professor Molly Dragiewicz**, Criminology & Criminal Justice, Griffith University

Chair:

**Hayley Stubbings**, Senior Policy Solicitor, Queensland Law Society

56 min

### State of Play: Fresh from the court



Our practitioners will take you through some of the most significant authorities to come from the higher courts in 2023-2024.



# SYMPOSIUM

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Presenters:

**Jeffrey Bunning**, Barrister, Queensland Bar

**Blake Hatchman**, Barrister, Queensland Bar

Chair:

**The Honourable Justice Paul Howard**, Federal Circuit and Family Court of Australia (Division 1)

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60 min

## **Under the microscope: Legislative review**



In this session we consider the latest changes to the Family Act 1975 (Cth). We will consider changes to the presumptions of shared care responsibility and other significant legislative updates for your practice area.

Presenter:

**Alexandra Moles**, Partner, Mills Oakley; Member, Queensland Law Society Family Law Committee

Chair:

**Hayley Stubbings**, Senior Policy Solicitor, Queensland Law Society

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## Succession Law track program

8 March 2024 | 5 hours | 5 CPD points

63 min

### State of Play: Succession Law updates



Dissect recent crucial decisions such as disentitling conduct and legislative updates, ensuring you stay well informed about the most current developments.

Presenter:

**Kirsty Gothard**, Barrister, Queensland Bar

**Jody Pezet**, Barrister, Queensland Bar

Chair:

**Scott Whitla**, Partner, McCullough Robertson

56 min

### Navigating current risks to avoid pitfalls in Succession Law practice



A practical and hands-on session designed to step delegates through recent risk scenarios and to highlight some trending issues to be wary of in practice.

Presenters:

**Leyton Cronk**, Senior Risk Solicitor, Lexon Insurance Pte Ltd

**Emma-Jane McNicol**, Senior Risk Solicitor, Lexon Insurance Pte Ltd

Chair:

**Scott Hay-Bartlem**, Partner, Cooper Grace Ward

59 min

### Death & Taxes – traps to avoid



Taxation of deceased estates is complex with potential repercussions leading to the executor becoming personally liable to the deceased's outstanding tax. Discover the traps and strategies to sidestep pitfalls when dealing with various aspects such as:

- navigating trust taxation
- managing the tax administration of deceased estates
- dealing with cross-border issues
- selling the deceased's principal place of residence
- planning for succession of businesses
- planning for superannuation payouts

Presenter:

**Joanne Casburn**, Special Counsel, Hamilton Locke

Chair:

**Sonia Smith**, Special Counsel, Legal Policy, Queensland Law Society



53 min

## Tips from the bar – preparing and presenting evidence in succession



In this practical session, receive tips and guidance on preparing and presenting evidence in Succession Law matters before the court.

Presenter:

**Karen Gaston**, Barrister, Queensland Bar; Member, Queensland Law Society Succession Law Committee

Chair:

**Sharon Sangha**, Professional Development Solicitor, Queensland Law Society

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58 min

## The bank of mum and dad



A session on loans covering:

- what constitutes a loan
- presumption of gift where money passes from parent to child
- loan repayable on demand – statute of limitations issues
- asset protection – against family law proceedings, against bankruptcy
- strategies to increase asset protection surrounding parent/child loans
- how to deal with loans in the estate plan
- different approaches to appropriate documenting of loans and gifts

Presenter:

**Patrick Ellwood**, Director, Clover Law Pty Ltd; Member, Queensland Law Society Succession Law Committee

Chair:

**Sharon Sangha**, Professional Development Solicitor, Queensland Law Society

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## Closing Plenary

8 March 2024 | 1 hours | 1 CPD point

55 min

### Justice in the age of artificial intelligence: The challenge and opportunity for lawyers



Artificial intelligence (AI) is transforming how governments and companies make decisions. The challenge for lawyers is to adapt to this revolutionary change. Lawyers also have a unique opportunity to ensure that AI is developed and used in ways that uphold human rights.

Presenter:

**Professor Ed Santow**, Industry Professor and Director, Policy and Governance, Human Technology Institute, University of Technology Sydney

Chair:

**Matt Dunn**, CEO, Queensland Law Society

5 min

### Closing remarks

Presenter:

**Matt Dunn**, CEO, Queensland Law Society