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About the Law and Justice Foundation

Who we are

The Law and Justice Foundation is a statutory body with a 34-year history of improving access to justice for the people of NSW.

The Foundation's staff and Board come from a range of different backgrounds such as law, research, education and the social sciences. This enables us to consider issues of access to justice from different perspectives.

The Foundation is incorporated in New South Wales by the *Law and Justice Foundation Act 2000 (NSW)*.

Our Purpose

The Foundation's Mission is to advance the fairness and equity of the justice system, and to improve access to justice, especially for socially and economically disadvantaged people.

What we believe

The Law and Justice Foundation believes that:

- a fair and equitable justice system is essential for a democratic, civil society
- reform should, where possible, be based on sound research
- people need accurate, understandable information to have equitable access to justice
- community support agencies and NGOs play a critical role in improving access to justice for disadvantaged people

What we do

Strategies for 2001-2004

Identify legal and access to justice needs, particularly of the socially and economically disadvantaged people.

The Foundation's priority is, through wide consultation and an audit of reports, research and other activity, to develop a statement of the particular access to justice needs of socially and economically disadvantaged people.

Conduct rigorous research to inform policy development

The Foundation's objective research provides persuasive argument for policy development that improves access to justice.

Contribute to the availability of understandable legal information

The Foundation supports the production and dissemination of many plain language legal information resources.

Support projects and organisations that improve access to justice

The Foundation's Grants Program provides financial and other support to projects designed to overcome barriers to justice, particularly those projects initiated at the community level.

what we do

The Board of Governors

The Board consists of seven members who are appointed for a term of three years. The Board determines policies for the implementation of the Objects of the Foundation.



The Hon G.E. (Tony) Fitzgerald AC, QC is Chair of the Board. His first judicial appointment was to the Federal Court. He was the inaugural President of the Queensland Court of Appeal and moved to the NSW Court of Appeal in 1998, retiring in April 2001. From 1987-89 he conducted the Queensland Corruption Inquiry. In 1990-91 he conducted an inquiry into the conservation, management and use of Fraser Island and the Great Sandy Region. In November 2001 he completed a study into *Community Justice issues in Cape York Indigenous Communities*. He is a mediator, arbitrator & dispute resolution consultant.

The Director conducts and manages the affairs of the Foundation in accordance with the directions of the Board.



Geoff Mulherin CSC has been Director of the Foundation since November 2000. He is an Associate of the Research Institute for Asia and the Pacific at the University of Sydney, and is a former Army Officer. His experience includes cease-fire dispute resolution in the Middle East for the United Nations and leadership of humanitarian relief operations in remote areas of Indonesia.



Annette O'Neill is a senior member of the Consumer Trader and Tenancy Tribunal, a member of the Administrative Decisions Tribunal, a consultant social worker, and until September 2002 was chair of Centennial Park and Moore Park Trust. She is deputy chair of the Public Interest Advocacy Centre, a member of the Board of Studies in Social Work at Sydney University and was formerly a Senior Member of the Social Appeals Tribunal.



The Hon Kevin Rozzoli, MP has been the Member for Hawkesbury since 1973. Between 1988 to 1995 he was the Speaker of the Legislative Assembly. He is Chairman of The Haymarket Foundation Ltd. and Chairman of the National Drug and Alcohol Research Centre. Mr Rozzoli was admitted to the NSW Bar in 1985.



The Hon Janelle Saffin, MLC is a member of the NSW Legislative Council. She is Deputy Chair of the Joint Parliamentary Review Committee and is on the Law and Justice Review Committee. She is a lawyer/educator with experience in advocacy, community development and education. She is active in many legal organisations and advocates for rural and regional people.



Bret Walker SC is a Senior Counsel at the NSW Bar and is the current President of the Bar Association of NSW and Chairman of the National Criminal Law Liaison Committee of the Law Council of Australia. He was President of the Law Council of Australia 1997 - 1998. He has been a member of the Board of Governors since 1993.



Pauline Wright is a solicitor with the law firm PJ Donnellan & Co. She has a special interest in civil liberties. Ms Wright is currently Vice President of the NSW Council for Civil Liberties and a Councillor of the Law Society of New South Wales.

Alternate Governor

Deborah Mills



Chairman's Message

The Foundation has had a busy and productive year that ended the period of transition which followed the amendment of its Act.

The Foundation's operations include research, a significant Grants Program and the provision of legal information for use by non-lawyers. In addition, consistent with its statutory mandate, the Foundation is directly conducting a major project aimed at improving access to justice in New South Wales for socially and economically disadvantaged people. Although a comprehensive analysis in a constantly changing legal environment of the special legal and access to justice problems experienced by disadvantaged people is making heavy demands on the Foundation's limited resources and will continue to do so over an extended period, the Board considers that those problems must be accurately identified before priorities can be set and solutions developed. As it proceeds, the project will provide the government and community with independent, evidence-based reports that will be regularly reviewed and updated.

Like all social theories, democratic concepts such as freedom of opinion and expression and the rule of law operate imperfectly in practice. Political and economic power influence the content of the law and those with power sometimes disregard those who are disadvantaged, who can find it difficult to communicate their legitimate claims to the wider community.

Independent, apolitical bodies that conduct, fund and publish evidence-based research are needed to inform public opinion on social justice issues. The Foundation has, for a considerable period, made a significant contribution to the development of a fair and equitable justice system that serves the needs of the community in this State. Because it is important that the Foundation can be confident of the funding that it needs to perform its work and research-based information is sometimes politically inconvenient, it is desirable that the Foundation's funding be secured by legislation. While there is currently no legislative guarantee that the Foundation will have adequate funding for its activities, it is hoped that that will soon be corrected.

I thank the members of the Board of Governors and the staff of the Foundation and the many people from the Attorney-General's Department, the legal profession and the wider community who have assisted the Foundation during the year.

Tony Fitzgerald
Chairman, Board of Governors

November 2002

2001-2002 has been the beginning of a new era for the Foundation, directed towards new statutory objects by the *Law and Justice Foundation Act of December 2000*. This was the first full year under these objects and was also the first full year for both the new Board and myself. Armed with a new strategic direction from the Board, the staff of the Foundation set about the task of continuing to produce high quality output to meet the needs of the community, while realigning day-to-day operations to ensure we are focused on the new direction.

Identification of Needs

While the Foundation has always grounded its work in areas of identified need, the challenge of our new objects has driven us to more systematically identify the legal and access to justice needs of the community, and of economically and socially disadvantaged people in particular. There are a number of important mechanisms we have begun to implement to achieve this, combining analysis of internal data sources, research directed at specific issues, and the collection and analysis of information on legal need from front-line government and non-government agencies.

However, most significantly the Foundation has begun a major research project to identify the particular legal and access to justice needs of disadvantaged people. Much effort in the first half of the reporting year was devoted to preliminary project development and design. A wide review of related research, both in Australia and overseas, combined with consultation across the justice sector was undertaken to develop a sound and sustainable methodology for what is a ground breaking project. The methods we are employing are summarized later in the Report, and will combine extensive analysis of literature and data available from many justice sector agencies, original quantitative and qualitative research looking at particular disadvantaged groups, and original survey analysis from a regional perspective.

In March the Foundation recruited Louis Schetzer, formerly the Director of the National Children's and Youth Law Centre, to manage the project, which will involve a strong commitment of resources from within the Foundation, as well as - we hope - the support of many outside. I am very pleased to report that significant progress beyond the preliminary work was quickly made, setting a sound platform for work in 2002-3 and 2003-4.

Research

While much effort was directed toward the development of the Needs Project, the Foundation continued to produce high quality, independent empirical research that informs policy debate and development. Completed projects included important long-term studies into case management reform in the Federal Court, the challenge of the increasing numbers of unrepresented litigants in the Family Court, and a study into how non-profit agencies assist clients with legal problems.

Work continued on several other important projects, looking at key issues as varied as civil process reform in the District Court, family law mediation processes and the changed processes of dealing with human rights complaints.

Legal Information

In this reporting year the Foundation made important contributions to the availability of plain language legal information for the community of NSW.

Key contributions included:

- a planning guide to assist organizations to deliver free legal advice via email
- legal internet training for not-for-profit agencies in regional NSW
- information about plain language legal information and community legal education promoted through on-line newsletters, and
- valuable legal resources for the community published online as a companion to the Foundation-supported ABC Television documentary series *Do it Yourself Law*.

Current research reinforces the need for access to plain language legal information to enable the community to truly participate in our democratic society. The Foundation will continue to work collaboratively and innovatively to achieve this, particularly through encouraging and building the capacity of front-line service providers in the area of plain language legal information.

Grants

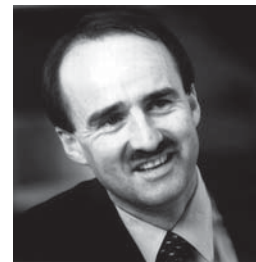
The Foundation recognizes it fulfils an important facilitative role with its Grants program. Through a rigorous, considered and independent process, the Foundation is able to support projects aimed at improving access to justice, particularly those initiated at the community level. While broad priorities for the program are, like our other work, informed by our needs identification process, scope is always left to consider innovative ideas that have a real opportunity to make a difference. All proposals are tested and externally reviewed, with particular attention being paid to the potential for making a sustainable impact.

This year saw considerable effort committed to re-invigorating the Grants Program after the period of transition to our new objects. The approvals and outputs from the Grants Program are detailed later in this Report, however it is pleasing to see that the Foundation was able to support important projects that met identified legal needs of indigenous people, young people, women and people with an intellectual disability among others, and built capacity in organizations that delivered services to them.

2001-2 has been a demanding year for the staff of the Foundation. Through commitment to our tasks of contributing to the public good and providing increased efficiency and value for money, I believe we have made a strong beginning to the unique and innovative work we need to undertake to fulfill our objects. I would like to thank the staff of the Foundation for their tireless effort throughout the year.



Geoff Mulherin
Director
November 2002



Director's Message

Strategic Direction

The *Law and Justice Foundation Act 2000* (December) gave the Foundation new Objects. The new strategic direction for the Foundation has been articulated in its Strategic Plan 2001-2004. Given the long-term nature of many of the Foundation's projects, a progression towards the full implementation of the new strategic direction is a necessary component of the Plan.

The 2001-2002 Business Plan focused on the strategic goals and objectives and geared our actions towards continually increasing the value of the Foundation to the community of New South Wales.

Law and Justice Foundation Act 2000

Objects of the Foundation

- "The Objects of the Foundation are to contribute to the development of a fair and equitable justice system which addresses the legal needs of the community and to improve access to justice by the community (in particular, by economically and socially disadvantaged people).
- **conduct and sponsor research** (including inter-disciplinary research) into the law, the justice system, alternative dispute resolution and the legal profession;
 - **conduct and sponsor projects** aimed at facilitating access to justice and access to information about the justice system;
 - collect, assess and disseminate **information about** the justice system;
 - promote **education about** the justice system."
- In attaining its Objects the Foundation may do any one or more of the following:

Law and Justice Foundation Strategic Plan 2001-2004

Mission

To advance the fairness and equity of the justice system and to improve access to justice, particularly for socially and economically disadvantaged people.

To achieve its Mission the Foundation will:

GOAL 1 Identify Issues & Needs

Identify the legal and access to justice needs of the community, particularly of socially and economically disadvantaged people

OBJECTIVES

- 1.1 Establish and maintain ongoing processes to accurately and independently assess legal and access to justice needs
- 1.2 Communicate results
- 1.3 Determine priorities for LJF action

GOAL 2 Act to Address Issues & Needs

Conduct programs to address identified legal and access to justice needs, particularly for socially and economically disadvantaged people

OBJECTIVES

- 2.1 Conduct, sponsor and collaborate in rigorous, **objective research** that advances knowledge of issues related to a fair, equitable and accessible justice system, and informs policy debate
- 2.2 Contribute to the development of and access to high quality, **understandable, legal information** that enhances access to justice and meets the needs of the community
- 2.3 Identify, facilitate and **sponsor appropriate projects** that contribute to advancing the development of a fair, equitable and accessible justice system

GOAL 3 Use Best Practice Management

Optimise the use of resources through the highest standards of management

OBJECTIVES

- 3.1 Develop the information management capability to support the Mission of the LJF
- 3.2 Implement best practice management systems, which enable the effective use of resources and build a cooperative and productive work environment

Business Plan 2001-2002

The annual business plan ensures the day to day activities, priorities and resource allocation are directly contributing to the achievement of the Foundation's strategic goals and objectives.

Overview of Achievements

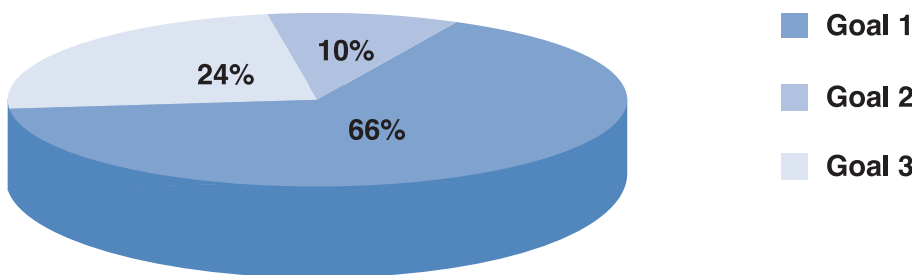
This report period covers the first year of the implementation of the three-year Strategic Plan. We continued open and intensive dialogue with our stakeholders, drawing on the know-how of front line practitioners and seeking constantly to identify ways we can further improve access to justice and meet the legal needs of the people of New South Wales.

In 2001-2002 our priorities were:

- planning and commencing a project to identify the **access to justice and legal needs** of socially and economically disadvantaged people
- continuing current **research** commitments
- ensuring the availability of **high quality, understandable legal information**
- operating a pro-active **Grants Program**
- contributing to building capacity in the community
- developing the LJF **information management** capability
- developing our staff

Resources were appropriately allocated to enable us to achieve our priorities:

Resource allocation 2001-2002



We have made an important impact on creating new knowledge through our research program, supporting well-targeted initiatives and enhancing capacity through our Grants Program, and promoting access to justice through the availability of relevant and timely legal information.

Outputs consistent with our strategic goals were delivered across all priorities.

Access to Justice and Legal Needs Project

The project design was completed and endorsed for implementation. The design was substantially informed by the analysis of research and from consultation with frontline practitioners.

Continuation of our Research Program

Four major reports were completed and published:

- *Case Management Reform: A Study of the Federal Court's Individual Docket System*
- *Gender Issues in Promoting Settlement*
- *Gateways to the Law*
- *Immigration Advice and Rights Centre: Website Evaluation and Needs Analysis*

Information Management

Open exchange of information with our stakeholders and the wider community through making information about the Foundation and its activities fully searchable over the internet.

High Quality, Understandable Legal Information

The emphasis this year was on standards and supporting plain language legal information. Outputs include:

- *E-mail law: a Planning Guide*
- *Legal Internet training for intermediaries*
- *Plain Language Law newsletter*
- *Legalinfo-online newsletter about access to justice information*
- *Establishment of the Online Legal Information Network (OLIN)*

Grants Program

Grants to the value of \$202,456 were provided to diverse organisations supporting programs and resources to improve access to justice for groups with special need such as:

- Youth
- Indigenous Australians
- Women
- People with a disability

Goal 1 Identify Issues and Needs

Identify the legal and access to justice needs of socially and economically disadvantaged people

Objectives

- 1.1 Establish and maintain ongoing processes to accurately and independently assess legal and access to justice needs
- 1.2 Communicate results
- 1.3 Determine priorities for LJF action

To achieve its Objects, the Law and Justice Foundation must be able to identify and prioritise the legal and access to justice needs of the community. To do this we will establish a comprehensive needs identification system that obtains and analyses information and data from diverse sources including the Foundation's own knowledge systems, targeted research, and a comprehensive range of external agencies.

Objective 1.1

In 2001-2002 we began development of a sustainable process which would enable us to identify current access to justice and legal need and provide a foundation for building a system to monitor for future developments and needs. This process involved:

- analysing internal data and information
- undertaking research to identify legal and access to justice needs particularly of economically and socially disadvantaged people
- analysing information from external consultation and information sources.

Analysing internal data and information

We have worked to better analyse information available from our own research and accumulated data. Our focus has been on:

- the development of an internal comprehensive, searchable database of current and past research and Grants relating to access to justice and legal need
- the analysis of the findings of *Gateways to the Law* which identified a range of issues and strategies affecting delivery of services to clients with legal problems. These include: a common understanding of service types, the flexible delivery of services, development of clear role definitions, the appropriate use of technology, the provision of adequate training and support, and the development of effective relationships between agencies. Key issues include client characteristics, legal referral, networks and worker knowledge
- the analysis of information from our database of all Grant applications and inquiries to identify trends and to support projects which will address recurring needs and issues, avoid duplication and forge collaboration.

Undertaking research to identify legal and access to justice needs particularly for socially and economically disadvantaged people

To ensure our activities continue to meet the needs of the community, we use our formal research expertise to examine in detail, specific issues and questions in relation to legal and access to justice need.

From our strategic planning and consultation processes we identified the need to develop a comprehensive statement of the current access to justice and legal needs in the community. To this end we undertook to plan and implement a major two-year program of research culminating in such a statement, and providing along the way, interim reports of our findings, namely:

The 'access to justice and legal needs project'

The project design has been completed and implementation commenced. It was informed by a preliminary study which incorporated:

- an initial analysis of previous studies undertaken on Access to Justice/ Legal Needs
- definitions of socially and economically disadvantaged people, how their disadvantage reduces their access to justice and what areas of law are most likely to impact upon them
- the findings from preliminary consultations with experts in social research, the legal system, service delivery and advocacy groups
- a review of recent research which was used to inform the scope and design of the project.

Analysing information from external consultation and information sources

Throughout the year the staff has maintained interactive relationships with frontline practitioners from government and non-government organisations, community workers and local communities. This enabled us to:

- increase our understanding of factors influencing equitable access to justice for the people of NSW
- share information
- develop working relationships with others.

These consultations have had a significant influence on the design and scope of the Access to Justice and Legal Needs Project.

During 2001-2002 the Foundation worked, either generally or in relation to specific issues, with representatives from more than 100 organisations including:

Government Departments and Organisations

Australian Law Reform Commission	NSW Department of Education & Training
Chief Magistrate	NSW Department of Fair Trading
Commonwealth Attorney General's Department	NSW Department of Housing
District Court of New South Wales	NSW Law Reform Commission
Federal Court	NSW Police Department
Judicial Commission	NSW Premier's Department
LawAccess NSW	NSW Department for Women
Legal Aid Commission of New South Wales	Nowra Court
Legal Information Access Centre (LIAC)	Wollongong Court
NSW Attorney General's Department	

Legal Firms

Allens Arthur Robinson	Freemills
Blake Dawson Waldron	Gilbert & Tobin
Clayton Utz	

Non-government Organisations

Armidale Community Legal Centre	National Children's & Youth Law Centre
Blue Mountains Community Legal Centre	Public Interest Advocacy Centre (PIAC)
Combined Community Legal Centres Group NSW	Public Interest Law Clearing House (PILCH)
Council of Social Services NSW	Redfern Legal Centre Publishing
Fitzroy Legal Service, Publishing	Shoalhaven-Illawarra Community Legal Centre
Immigration Advice & Rights Centre (IARC)	Victoria Law Foundation
Intellectual Disability Rights Service	Victoria Law Reform Commission
Kingsford Legal Centre	Welfare Rights Centre
Marrickville Community Legal Centre	Women's Legal Resource Centre
National Association of Community Legal Centres	

Professional Organisations

Australian Institute of Judicial Administration	National Policy Research Network
Illawarra Regional Law Society	NSW Young Lawyers
Law Society of New South Wales	

Australian Universities

Griffith University	University of Newcastle
La Trobe University	University of New South Wales
Macquarie University	University of Sydney
Monash University	University of Technology
University of Melbourne	University of Wollongong

Representation

Formal representation of Foundation staff on committees and working parties provides information which can be utilised directly in determining access to justice and legal need. In 2001-2002 the Foundation was formally represented on the following committees:

ALJA Legal Subject Headings Committee	NSW Internet Guide Steering Committee
Law Society Online Services Committee	Pro Bono Disbursement Fund Trustees
LIAC Board	Weblaw Steering Committee (Chair)

Objective 1.2 Communicate Results

The Foundation recognises that two-way exchange of information is mutually beneficial and to that end we have established ways we can keep others informed of our progress and findings. For details of ways we have communicated results of our work to others and how we have kept people informed this year see Goal 3 Objective 3.3.

Objective 1.3 Determine Law and Justice Foundation priorities for action

The Foundation's focus has been to identify a process which would facilitate determining our priorities, ensuring they meet our Objects and contribute to improving access to justice for the NSW community.

Our achievement in 2001-2002 has been the development of a process as outlined in Objective 1.1. This process will be further developed in the year ahead. This information, placed in the context of our Objects, will facilitate the determination of our future priorities.

As a result of the work undertaken in Objective 1.1, the Foundation has identified particular areas of need which may be the subject of future research, legal information and project work.

Goal 2 Act to Address Issues and Needs

Determine and conduct programs to address identified legal and access to justice needs, particularly for socially and economically disadvantaged people

Objectives

- 2.1 Conduct, sponsor and collaborate in rigorous, objective research that advances knowledge of issues related to a fair, equitable and accessible justice system, and informs policy debate
- 2.2 Contribute to the development of and access to high quality, understandable legal information that enhances access to justice and meets the needs of the community
- 2.3 Identify, facilitate and sponsor appropriate projects designed to overcome barriers to justice, particularly those projects initiated at community level

The Foundation has continued to make major contributions to improving access to justice for the people of New South Wales through its Research, Legal Information and Grants programs. Our effectiveness is enhanced through collaboration with others.

It is important to acknowledge the longer-term nature of many of our projects which do not fit neatly into one reporting year. Research and Grants outputs may be the result of a project or program begun some years before the reporting period.

Objective 2.1 Research

In 2001-2002 our Research Program continued to provide a unique contribution to improving access to justice through generating important knowledge relevant to improving systems, improving our understanding of factors inhibiting access to justice and identifying areas for further research.

In addition to in-house research the Foundation research staff also provided in-kind assistance for external researchers. This included advice on methodology for various research projects and assistance with analysis of results:

- quantitative analysis for research on *Young People's Experience of the Young Offenders Act* by the Youth Justice Coalition
- a study on *Sexual Harassment in the Hospitality Industry* in Dubbo by the Community Legal Service for Western New South Wales, and
- the qualitative analysis of submissions to the Independent Review of Centrelink Breaches.

This collaborative effort helps us to improve our understanding of the access to justice environment and the particular needs of communities, as well as strengthening the research capacity of grass roots organisations.

Completed Projects

Gender issues in promoting settlement

This project addressed the issues surrounding the impact on women of pressures to settle. It was funded by the NSW Department for Women and the NSW Attorney General's Department and resulted in a discussion paper which was submitted to the funders.

Case Management Reform: A Study of the Federal Court's Individual Docket System

The aim of the study was to assess how successfully the Individual Docket System has been implemented, and is operating, in the Federal Court of Australia. The system is the most significant experiment in Australia to date that uses individual docketing, that is, assigning cases to individual judges who are responsible for managing them from commencement to finalisation. The report considers these reforms in the context of wider, contemporary debate about civil process reform and court administration, and provides an account of the Federal Court's experience with this reform, noting its perceived advantages, difficulties and modifications made during the first few years of the reform. It was funded by the Foundation together with a contribution from the Federal Court.

The report contains information which will be of interest to other courts contemplating case management reform.

Immigration Advice and Rights Centre website evaluation

This study evaluated the Immigration Advice and Rights Centre website in relation to the needs of potential and current users of the site in anticipation of the re-design of the website. The study was funded by the Foundation. A report is available from the Foundation's website.



The changing face of litigation: unrepresented litigants in the Family Court of Australia

This project examined the impact of the increase in unrepresented litigants on the Family Court. It was funded by the Foundation together with a contribution from the Australian Law Council. The study findings were based on a survey of case files and an analysis of cases that went to appeal. About 50% of the cases at first instance and 30% at appeal involved an unrepresented litigant. Unrepresented litigants in appeal cases were not a homogeneous group, but exhibited a range of differing characteristics: some clearly overwhelmed by the appeal process, some who experienced procedural difficulties but imposed demands on and created their own difficulties for the court in this respect, while others were serial appellants who were locked into litigation based on often unrealistic expectations of how the court could and should respond to their claims. The court has been compelled to create a new strand of jurisprudence around the requirements of a fair hearing for unrepresented litigants.

Otherwise, the major impact of unrepresented litigants in appeal cases has been procedural. They have not hindered the development of the court's jurisprudence, but they have presented considerable challenges for judges and appeal registrars in handling the technical and procedural aspects of their appeals.

Continuing Projects

Norm Forms and related studies

This study is a comparison of the effect of fixed rules and discretionary principles on negotiation in legal disputes. It is based on an extensive literature review and the results of simulated experiments. The project is being conducted in collaboration with Monash University under a grant from the Australian Research Council's Strategic Partnership in Industry Research & Training (ARC SPIRT) scheme.

Community-based mediation in family law

This project examines community-based family and child mediation and the broader family law system in order to determine whether community-based mediation should be combined with reform to the legal framework within which mediation occurs. It is based on extensive fieldwork involving observation of mediation sessions. It is being conducted in collaboration with Monash University under an ARC SPIRT grant.

Models of Contract Law

Using experimental techniques, this project evaluates the utility of Contract Law codes in dispute resolution. It is being conducted in collaboration with the Universities of Melbourne and Newcastle under an ARC SPIRT grant.

Australian and German Civil Litigation - a comparative and empirical analysis

The purpose of this study is to compare processes in civil litigation in Germany and Australia and to identify factors contributing to the differences in cost and delay. It draws on data from the Supreme and District Courts of New South Wales and from the Regional Court of Stuttgart. It is being conducted in collaboration with the Universities of New South Wales and Newcastle under an ARC SPIRT grant.

Enforcing Human Rights in Australia

Using interviews with complainants, this project evaluates the effect of the transfer of disputes to the Federal Court on the ability of disadvantaged complainants to enforce their rights. It is a collaborative research project with Griffith and Monash Universities under an ARC SPIRT grant.

Civil Process Reform

This project evaluates the impact of the 1996 case management reforms of the NSW District Court and the Victorian County Court. The results are based on data from the Court databases, surveys of solicitors and litigants. It was funded by the Foundation with a major contribution from the County Court of Victoria.

New projects

New research projects contributed directly to the 'Access to Justice and Legal Needs Project', the Foundation's major research study which will be conducted over the next two years. This involved research staff in preliminary investigations and research reviews to support the development of the Project design.

As a result of our varied research projects we have identified particular areas of need which may be the subject of future research.

Objective 2.2 Legal Information

The Foundation continued to provide a diverse and extensive program of legal information initiatives directed particularly at improving access to accurate, understandable information. Major initiatives include research, further work on improving legal information standards and collaborative projects to support appropriate ways of delivering legal information to the diverse community. We also continued to support the production and dissemination of legal information through our Grants Program.

Completed Projects

Gateways to the Law

Gateways to the Law, launched by the NSW Attorney General, the Hon. Bob Debus in November 2001, is an in-depth exploration of how a range of non-profit agencies in New South Wales assist clients with legal problems, and what issues they face. These agencies have the potential to play a significant role in assisting socially and economically disadvantaged members of the community who have legal problems. The study outlines a range of issues and strategies in relation to improving the delivery of services to these clients. It also includes a thorough review of existing Australian and international research in this area.



*Launch of Gateways to the Law report
(sitting) NSW Attorney General, the Hon. Bob Debus MP; Caroline Sage, (now with the Justice Policy Research Centre, University of Newcastle) and Sue Scott, Law and Justice Foundation. (standing) Geoff Mulherin, Law and Justice Foundation and David Vaile, NSW Tenants Union.*

Legal Internet Training

As a result of an identified need for legal internet training in regional NSW, a series of workshops on using the internet to assist clients with legal problems was run in regional NSW. Participants came from community legal centres, Legal Aid, law firms, chamber magistrates and government departments. This project was a joint initiative of the Law and Justice Foundation, the Law Society of NSW and the College of Law.

E-mail law: a Planning Guide

The Law and Justice Foundation, with assistance from a number of justice organisations, produced E-mail Law: a Planning Guide for the Delivery of Legal Assistance via E-mail. The aim of this guide is to assist community and government organisations considering incorporating e-mail into their delivery of free legal assistance. It covers issues relevant to the delivery of legal assistance via e-mail, including the needs of clients, benefits and limitations of e-mail, policy and procedural issues, and the legal and regulatory environment. In addition to extensive distribution around Australia, a licence agreement has been developed with the United Kingdom Legal Services Commission for distribution of the guide in the United Kingdom.



*Launch of Email Law
(l-r) John Corker, Oz NetLaw; Suzanne Crowle, NSW Awards On-line Department of Industrial Relations and Sue Scott, Law and Justice Foundation*

Continuing Projects

Legalinfo-online

Our free electronic newsletter, *Legalinfo-online*, continues to provide a valuable source of information about access to justice information available via the Internet. There are now over 1800 subscribers from government, community organisations, courts, universities and law firms.

Legal XML

For the past three years, the Law and Justice Foundation has been actively involved in promoting the use of common data standards for legal information through the Legal Information Standards Council and Legal XML Australia. This year saw the completion of the Foundation's work in this area so that we could focus on other priorities. We are pleased that other justice sector agencies are continuing work in this area. The Council of Chief Justices, for example, has expanded the reference of the National Electronic Appeals Working Party to include the adoption of common standards.

Draft Justice Sector Metadata Standard (JSMS)

The Foundation is a collaborative partner in the NSW Attorney General's Department's initiative to develop a draft Justice Sector Metadata Standard. The aim of this standard is to increase access to web-based legal information by describing resources using a common terminology. The standards are compatible with national and international standards, with the addition of specific elements to suit legal information, including a set of legal subject headings developed by the Legal Information Access Centre. The Foundation has developed a tool to assist organisations create metadata to add to their web pages. The first operational implementation of JSMS is LawAccess Online, <<http://www.lawaccess.nsw.gov.au>>, a gateway to high quality legal information and services for people in NSW.

WebLaw

WebLaw is a co-operative web gateway which aims to increase access to quality legal resources for researchers, students, and legal practitioners. As a result of gaining funding from the Australian Research Council, Weblaw is now available on the internet as a fully searchable database. The Foundation contributes records in the area of Family Law and also chairs the Weblaw steering committee.

Collaboration in Legal Information

To actively pursue collaborative arrangements with key legal service providers and ensure we do not duplicate legal information resources and programs, we consulted with groups and organisations such as: Community Legal Education Workers, the Legal Aid Commission, NSW Attorney General's Department, NSW Parliament, Centre for Popular Education, Young Lawyers, LawAccess NSW, Premiers Department and the Federal Court, exploring ways we can work together to improve our understanding of the legal information needs of socially and economically disadvantaged people and the best ways we can meet those needs.

Ensuring understandable legal information is available to the NSW community, includes ensuring that information is available throughout the state, in readily accessible localities. In 1990 the Foundation established the Legal Information Centre (LIAC) as a joint initiative with State Library of NSW. The Foundation and LIAC continually work to ensure that the best use is made of LIAC's capacity to enhance the availability of understandable legal information.

Under our Memorandum of Understanding with the Victoria Law Foundation, we have worked closely with their Publishing Unit to share expertise about plain language legal information publishing.

Best Practice Guidelines for Australian Legal Websites

The *Best Practice Guidelines* developed by the Foundation in conjunction with a range of justice sector agencies in NSW in 1999 continue to be used as a guide for organisations aiming to improve the quality of web-based legal information. The Elawyering Task Force of the American Bar Association recently used them as the basis for a draft set of *Legal Websites Best Practice Guidelines*. The Guidelines are also promoted through the NSW government *Information and Services Internet Guideline*.

New Projects

Plain Language Law newsletter

<http://www.lawfoundation.net.au/information/pll/index.html>.

As a result of identifying a need for up-to-date information about new developments in plain language legal information and education, the Foundation has started publishing a free electronic newsletter, *Plain Language Law*. This newsletter includes information about new and forthcoming plain language resources about the law, community legal education programs, research and conferences. There are over 300 subscribers from community groups, government, courts, universities and private practitioners.

Online Legal Information Network (OLIN)

<http://www.lawfoundation.net.au/information/olin/index.html>.

The Foundation has joined with a range of NSW based non-profit providers of legal information and services to establish a new online legal information network. The aim of this network is to improve the quality of online legal information and services by providing a forum for building knowledge, exchanging information and discussing issues related to online service delivery. OLIN has over 80 participants, including community legal centres, government agencies, courts, Legal Aid Commission, Legal Information Access Centre, Law Society and AustLII. A successful meeting on user needs analysis was held in May. Future topics include plain language law and content management systems. The Foundation provides secretariat support for OLIN.

Do-It-Yourself Law (DIY Law) Web pages

[The Foundation provided a grant to assist in the production of this four-part documentary series that screened on ABC Television in early 2002. See details under Grants]

To correspond with the screening of the DIY Law series, the Foundation prepared resource sheets of useful sources of legal information and advice for people with legal problems in the areas of tenancy law, family law, immigration law and local courts. This information is available on the Foundation's web site and has also been used by community organisations for legal education.

Objective 2.3 Grants

The Law and Justice Foundation's Grants Program plays an important role in achieving its objects by providing financial and other support to projects designed to overcome barriers to justice, particularly those projects initiated at the community level.

The Foundation recognises a special obligation to invest in longer term outcomes by supporting projects which build capacity at the local level and directly address local needs.

Our Grants Program is rigorous in its focus on projects directed at priority need areas which will produce realistic, effective and sustainable outcomes. We ensure all relevant parties are involved in the projects we support and that the organisations undertaking the project have the capacity to achieve the outcomes.

The Foundation uses the expertise and experience of independent practitioners to advise on the quality and relevance of grant applications.

Grants approved in 2001/2002

In 2001/2002 the Foundation approved grants totalling \$202,456. These Grants were in line with the Foundation's priorities and addressed specific groups as well as issues affecting equity of access to justice.

Capacity Building

Community Legal Education Case Studies—a resource for community legal education workers

Centre for Popular Education, University of Technology

\$3,000

The project aimed to improve the effectiveness of community education. The Foundation provided funding to print a collection of CLE case studies, and provided advice to the Centre on the corresponding forum on community education and the law.

Outcome

This first time collection of community legal education case studies was launched at the July 2002 forum for community workers and made available for community education workers. It provides valuable lessons in how to improve the effectiveness of community legal education.

Working the System (Second edition)

Public Interest Advocacy Centre

Due for completion 2003

\$15,000

The project aims to produce an updated edition of the publication *Working the System – a guide for citizens, consumers and communities*. The Foundation is funding the production of the publication and will work with the Public Interest Advocacy Centre on effective distribution strategies to ensure this useful resource is widely available to communities.

Outcome

The publication will be a plain language 'how to' advocacy guide to assist citizens, consumers and communities work with parts of government.

Community Legal Sector Management Training

Combined Community Legal Centres Group NSW

Due for completion 2003

\$3,000

The aim is to develop a sustainable model for ongoing management training for the community legal sector. The Foundation will provide support for identifying sustainable models.

Outcome

Sustainable improvement in management within the community legal sector.

Legal Issues Training for Community Housing Providers

NSW Federation of Housing Associations

Due for completion 2003

\$15,730

The project aims to increase the understanding of community housing providers of legal issues relevant to them and their clients, including guardianship issues, AVOs, family law, credit and debt.

The Foundation's grant to the NSW Federation of Housing Associations will support the development of a comprehensive training program on legal issues for community housing providers.

Outcome

The training will increase current community housing providers' knowledge of legal issues affecting them. Benefits will also flow on to tenants.

People with Special Needs

Young people

Young People and Mobile Phones

National Children's and Youth Law Centre

\$5,598

The project aimed to inform young people and intermediaries of legal rights and responsibilities in relation to mobile phone use. The Foundation provided funding to print a series of information sheets.

Outcome

The mobile phone information kit was part of an information forum convened by the NCYLC and the Commission for Children and Young People, and has been widely distributed and used by youth intermediaries.

Video on Youth Rights and Responsibilities

Due for completion - 2003

Northern Rivers Community Legal Centre

\$19,998

The project aims to inform young people about their rights and responsibilities in relation to public space, and their dealings with police. The Foundation has encouraged the community legal centre and filmmakers to produce the video in consultation with young people, the NSW Police Service and Legal Aid representatives in the Northern Rivers region. The Foundation has provided funding to Northern Rivers CLC to produce a video with young people in northern NSW and will advise on promotion and distribution of the video when it is completed.

Outcome

A thirty-minute video informing young people of their rights and responsibilities in relation to public space will be available for use by youth workers, community groups, police and community legal centres.

Legal Education for School Leavers

Due for completion - 2003

Illawarra Legal Centre/Illawarra Youth Justice Network

\$19,745

The project aims to educate school leavers about their rights and responsibilities in relation to such issues as tenancy, consumer issues, employment and social security. The Foundation is working with the grant recipient to develop a program that can be used as a model in other areas of NSW.

Outcome

An education model that has been tested and evaluated in the Illawarra region and can be reproduced by other regions.

Prisoners

Debt and Legal Information for Families

Civil Rehabilitation Committee (CRC) Justice Support

\$10,440

The project aims to break the avoidable association of incarceration and debt for many imprisoned people and their families. The Foundation provided funding to produce 5000 wallet-sized cards and information brochures promoting a free confidential 1800 telephone legal and financial counselling service.

Outcome

CRC Justice Support will distribute the resource through regular prisoner family support programs and through Department of Corrective Services welfare offices, and will monitor usage of the 1800 telephone legal and financial counselling service.

Indigenous communities

Don't be shame, let's yarn booklets

Due for completion end 2002

Wirringa Baiya Aboriginal Women's Legal Service

\$6,000

The project aims to inform Aboriginal women about family violence, sexual assault and racial discrimination and encourage women to report such incidents. The Foundation is funding the production of wallet-sized 'Don't be shame, let's yarn' cards that will be distributed by Wirringa Baiya Aboriginal Women's Legal Service.

Outcome

Resources informing Aboriginal women about family violence, sexual assault and racial discrimination will be distributed by Wirringa Baiya, and reporting of such incidents by Aboriginal women will be monitored.

Indigenous Cadetship Model

Due for completion 2003

Marrickville Legal Centre

\$3,000

The project aims to increase the use of the community legal centres by indigenous communities. It will develop an appropriate and sustainable model for an Indigenous legal cadetship scheme to attract Indigenous legal practitioners to the community and not-for-profit legal sector. The Foundation is funding Marrickville and other inner-city community legal centres to work with universities, legal service providers and Indigenous organisations and develop a best-practice model for future cadetships.

Outcome

Increase in the numbers of indigenous people accessing services at community legal centres

Indigenous communities

Documentary of an Aboriginal Land Settlement *Due for completion 2003*
Nambucca Heads Local Aboriginal Council \$8,000

The project aims to document settlement negotiations between the Gumbaynggir Aboriginal Community and the NSW Government in relation to Aboriginal ownership and leaseback of Forresters Beach Peninsula and the bed of Warrall Creek. The Foundation's grant will be used by the Nambucca Heads Local Aboriginal Council to research and develop film documentation of the settlement negotiations to a point where they can submit to secure funding from film financing organisations.

Outcome

The project will serve both as a record for the local Aboriginal community and to illustrate issues around land settlement for both Indigenous and non-Indigenous people.

Women

Women and Family Law (7th edition)
Women's Legal Resources Centre \$2,056

The project aimed to make the 7th edition of *Women and Family Law* widely available through NSW public libraries. The Foundation purchased copies of *Women and Family Law* and distributed them through the Legal Information Access Centre network.

Outcome

Women and Family Law, a popular plain language guide to family law is available in all NSW public libraries.

Training Program on Domestic Violence against Older Women *Due for completion in 2003*
Blue Mountains Community Legal Centre \$17,674

The project aims to develop a training package for community workers on the issue of domestic violence against older women. The Foundation is funding the production and delivery of the training package and will work with Blue Mountains Community Legal Centre to make the training available to other areas in NSW.

Outcome

A training package focusing on the issue of domestic violence against older women will be widely available to women's health centres, community organisations and community legal centres.

Intellectual disability

Seminar on Intellectual Disability and Criminal Offenders \$4,000
Council on Intellectual Disability

The project aimed to engage government agencies, policy makers and other stakeholders in, and promote the findings and recommendations of, the Framework Report, a study of appropriate community services for offenders and potential offenders with intellectual disability. The Foundation funded the convening of a one-day forum by the Council on Intellectual Disability.

Outcome

Key stakeholders attended the forum to discuss initiatives that address the Framework Report's recommendations and map out a way forward for addressing the needs of offenders and potential offenders with intellectual disability.

Refugees

Coordination of Legal Advice Service for Temporary Protection Visa Holders *Due for completion 2003*
Refugee Advice and Casework Service \$23,459

In the next year, current temporary protection visa (TPV) holders' status will be re-examined by the Department of Immigration. The project is a pilot model to coordinate an extensive *pro bono* legal advice service to TPV holders. The Foundation's grant will enable a model that coordinates extensive *pro bono* legal services by private solicitors to be developed. The Foundation will work with the grant recipient to evaluate the program, which can then be used as a model for other initiatives.

Outcome

As well as providing legal advice to temporary protection visa holders, the project will provide a model of *pro bono* service provision that can be adapted for other initiatives.

Issues affecting Access to Justice

Discrimination

Regional Disability Discrimination Training \$2,119
Disability Discrimination Legal Centre

The project aimed to provide community legal education on disability discrimination in NSW's Far West. The Foundation funded the travel expenses of the Disability Discrimination Legal Centre to travel to Broken Hill to conduct the training, since travel expenses are the biggest barrier to specialist legal agencies being able to conduct community legal education in regional and rural NSW.

Outcome

Solicitors, community workers, council employees and people with disabilities attending the training, develop a better understanding of legal issues concerning disability discrimination.

Discrimination Training in Broken Hill

Kingsford Legal Centre

\$1,949

The project aimed to increase understanding of sex and race discrimination in employment in Broken Hill. The Foundation's grant enabled Kingsford Legal Centre, with its expertise in employment discrimination, to send two solicitors to Broken Hill to conduct community legal education on sex and race discrimination.

Outcome

Solicitors, community workers, council employees and employers attending the training sessions, increase their knowledge of employment discrimination.

Research into Sexual Harassment

Community Legal Service for Western NSW

In-kind support

The project aimed to investigate sexual harassment in the hospitality industry in NSW's Central West and to highlight ways in which organisations and individuals can effectively address the problem. The Foundation provided an in-kind grant in the form of research assistance (statistical analysis and data management).

Outcome

The report has added to literature around the issue of sexual harassment in the hospitality industry, and has informed the Community Legal Service for Western NSW's casework.

Research into Gay Parenting Issues

Gay and Lesbian Rights Lobby

Due for completion 2003

\$13,000

The project aims to highlight discrimination and other issues associated with gay parenting in NSW and will inform law reform processes such as the current NSW Law Reform Commission's review into the *Property (Relationships) Act 1984*. The Foundation's grant will enable the Gay and Lesbian Rights Lobby to widely consult with gay and lesbian parents throughout NSW to identify discriminatory practices against these parents.

Outcome

The report will provide a comprehensive insight into discrimination against gay and lesbian parents.

Other

National Institute for Governance - Australian Public Policy Research Network

\$1,100

The Network's focus complements the work of the Law and Justice Foundation in promoting policy reform based on sound empirically - based research and analysis. Through its membership the Foundation will be able to participate in the Network - such participation will feed into the Foundation's work, especially the Access to Justice and Legal Needs project.

National Association of Community Legal Centres (NACLC)

\$1,133

The Foundation provided a small grant to support interpreters for the first-ever East Timorese legal delegation to the 2001 NACLC conference.

Grants products launched in 2001/2002

Several resources and materials launched in 2001/2002 were funded by the Law and Justice Foundation's Grants Program in previous years.

SELF REPRESENTATION AND FAMILY LAW

Hilton Cordell Productions - Do-It-Yourself (DIY) Law television documentary

A four-part documentary series that screened on ABC Television in early 2002, *DIY Law* depicts four real life courtroom dramas, following unrepresented litigants through the Family Court, the Migration Review Tribunal, the Residential Tribunal and the Local Court. The project aimed to highlight the issue of self-represented litigants - the experiences of those people and the impact they have on the justice system.

The Law and Justice Foundation supported the development of the series in a variety of ways, including a small grant to producers Hilton Cordell to scope the project, research assistance, and financial support to cover the costs of filming requirements in the Family Court. The Foundation also produced a series of information resources to correspond with the series.

Outcome

The series raised public awareness about self-representing litigants and has been used as a training and education tool by courts, tribunals and practitioners.

**DO-IT-YOURSELF
LAW**



Justice Robbie Frohm, Family Court of Australia who features in DIY Law



Seminar on self-representation in family law matters (l-r) Lucinda Newell; Unifam Penrith; Debra Nikitin, Legal Aid Commission; Sara Blazey, Hawkesbury Nepean Community Legal Centre; Joe Harman, Solicitor; Justice Jennifer Boland, Family Court of Australia; Federal

Seminar on Self-Representation in Family Law Matters Hawkesbury Nepean Community Legal Centre

The seminar aimed to inform individuals involved in family law matters, legal practitioners and community workers in the Penrith area about issues associated with self-representation. The Foundation provided a small grant to cover seminar costs, and compiled a series of information resources. Held in Penrith in 2002, the seminar attracted fifty people and speakers including Justice Jennifer Boland (Family Court), Federal Magistrate Judy Ryan and Elizabeth McKibbin from the Legal Information Access Centre.

Outcome

The 50 people who attended the forum are better informed about issues associated with self-representation.

IMMIGRATION



Democrats Senator Andrew Bartlett, Dr Mary Crock and Law and Justice Foundation Director Geoff Mulherin at the launch of Future Seekers, April 2002

Future Seekers: Refugees and the Law in Australia Dr Mary Crock, Sydney University

Written by Dr Mary Crock and Ben Saul, *Future Seekers* attempts to outline the legal, administrative and political procedures governing refugee claims made inside Australia. The Law and Justice Foundation provided a small grant to assist Mary Crock and Ben Saul research current procedures.

Outcome

Covering the latest legislative changes to Australia's immigration and refugee policies *Future Seekers* is an accessible addition to the current literature about Australian refugee policy. It is being used as a recommended university text and has been sold through book shops.

ACCESS TO LEGAL INFORMATION

Evaluation of Immigration Advice and Rights Centre Website Immigration Advice and Rights Centre (IARC)

The project aimed to conduct an analysis of the needs of users and potential users of IARC's website and provide the basis for reassessing the content and structure of the website to ensure it meets user needs. The Foundation's research team evaluated the website.

Outcome

The evaluation is an important contribution to the literature of website suitability and is a useful reference for organisations seeking to develop websites, especially organisations that provide legal information and advice.

Surviving Rape NSW Rape Crisis Centre

The aim of the project was to produce the fourth edition of *Surviving Rape* as an up-to-date resource for those who have suffered rape and for those who give support to victims of rape. The Foundation provided a grant, matched by the Department of Corrective Services' Victims of Crime grants program, to rewrite and print the publication.

Outcome

This comprehensive publication integrates legal, medical and psychosexual information about sexual violence.



LAW & SOCIAL SECURITY

Welfare Rights Centre - Breaching the safety net: the impact of social security penalties

The project aimed to prepare a report on the effect of social security penalties on disadvantaged Australians. The National Welfare Rights Network obtained data from the Department of Family and Community services under FOI to examine the key factors behind the rise of social security penalties, the appropriateness of the level of penalty that is applied for a breach of social security requirements, and the impact on people who are being penalised. A small grant from the Foundation enabled the National Welfare Rights Network, in partnership with ACOSS, to prepare the report on the effect of social security penalties on disadvantaged Australians.

Outcome

The report *Breaching the Safety Net* was released in August 2001 and corresponded with the announcement by the Minister for Community Services that Centrelink would investigate ways in which it could improve its guidelines and administrative processes relating to breaching. In addition, the report prompted a collaboration of agencies to sponsor an independent review into breaches and penalties in the social security system, headed by administrative law specialist Professor Dennis Pearce. The sponsoring agencies include ACOSS; the philanthropic Bokhara Foundation; Brotherhood of St Laurence; Community and Public Sector Union (CPSU); Jobs Australia; Job Futures; Mission Australia; National Welfare Rights Network; Salvation Army; and the Smith Family.

DISABILITY

NSW Council for Intellectual Disability and the Intellectual Disability Rights Service - Framework Report

The aim was to develop a legal, administrative and policy framework for the provision of appropriate community services to offenders, and those at risk of offending, with an intellectual disability. The target group is people with intellectual disabilities who are in contact with the criminal or juvenile justice system, or at risk of contact. The Foundation provided a grant for the project, which was matched by a \$30,000 grant from the Department of Ageing, Disability and Home Care to undertake the project.

Outcome

The comprehensive Framework Report was launched by the NSW Attorney General the Hon. Bob Debus in July 2001. Stakeholder agencies are currently reviewing their practices and cross-agency protocols in light of the Framework Report.

Guarded Participation - a report on alternative dispute resolution (ADR) and people with disabilities

Jim Simpson

Lawyer and disability advocate, Jim Simpson explored the role of alternative dispute resolution in disputes involving a person with a disability. The Foundation's grant enabled Jim Simpson to consult widely with individuals with a disability.

Outcome

Jim's consultation with individuals and agencies reveals the importance of safeguarding the interests of people with disabilities in ADR and how to decide whether ADR is appropriate in a particular case.

INDIGENOUS COMMUNITIES

I don't think it's an answer to the question: silencing Aboriginal witnesses in court

Dr Diane Eades

Dr Diana Eades (formerly of the University of New England, now Department of English as a Second Language at the University of Hawaii) investigated the experiences of indigenous witnesses in court. The Foundation provided a small grant to assist Dr Eades in her research.

Outcome

An article *I don't think it's an answer to the question: silencing Aboriginal witnesses in court* was published in the international journal *Language in Society*.

YOUNG PEOPLE

Juvenile crime, aggression and delinquency after sexual abuse: a longitudinal study

Professor Patrick Parkinson

Professor Patrick Parkinson of Sydney University investigated the long-term effects of child sexual abuse. The Law and Justice Foundation's grant assisted Professor Parkinson to undertake a longitudinal study into the relationship between child sexual abuse and juvenile crime and produce a series of papers.

Outcome

The last paper in the series, *Juvenile crime, aggression and delinquency after sexual abuse: a longitudinal study* has been accepted for publication by a leading criminology journal. Professor Parkinson's research is a major contribution to the national literature on child sexual abuse.

ELDER AUSTRALIANS

Older people as guarantors - submission to the NSW Law Reform Commission's review of law and third party guarantees

Centre for Elder Law, University of Western Sydney

Professor Carolyn Sappideen and Dr Juliet Cummins of the University of Western Sydney's Centre for Elder Law investigated the sufficiency of current legal protections for older Australians who provide lenders with guarantees for loans to third parties. The Foundation provided a small grant to assist Professor Sappideen and Dr Cummins with their research.

Outcome

The Centre for Elder Law has prepared a submission to the NSW Law Reform Commission's review of law and third party guarantees.

CAPACITY BUILDING

Web hosting grants

\$4,000

During 2001-2002 the Foundation continued to host websites on behalf of the following organisations. These grants provide a mechanism for members to share resources, ideas, and information:

Australian Lawyers for Human Rights
Combined Community Legal Centres Group (NSW)
Immigration Advice and Rights Centre
National Association of Community Legal Centres
National Women's Justice Coalition (including the Australian Virtual Centre for Women and the Law)
NSW Society for Computers and the Law
Welfare Rights Centre

OTHER

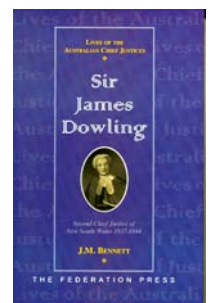
Lives of the Australian Chief Justices

Dr John Bennett

Dr Bennett aimed to use his combination of legal knowledge and historical scholarship to examine the lives of Australia's Chief Justices. The Foundation previously provided a grant to begin his planned examination of the lives of all Australian Chief Justices.

Outcome

In 2001 the first three volumes of the planned series was published by Federation Press: Sir William a'Beckett (who presided over the Eureka trial); Sir James Dowling and Sir Francis Forbes.



Goal 3 Use Best Practice Management

Optimise the use of resources through the highest standards of management

Objectives

- 3.1 Information Management
- 3.2 Management Systems
- 3.3 Communications Strategy

The Foundation continues to strive to improve productivity by refining administrative details and processes. This year further development of the intranet has taken place and additional electronic management systems have been implemented, resulting in valuable saving of staff time. Savings have also been achieved through reducing operating costs and being diligent in identifying the most cost efficient ways we can undertake our activities while still maintaining the integrity and quality of the output.

Resources have been shifted to priority areas identified through our planning process, highest priority given to activities in Goal 2. As the year progressed there was a slow shift towards the Access to Justice and Legal Needs project and resources were allocated accordingly. In 2003 we will shift resources to support Goal 1 as the main priority area.

Objective 3.1 Information Management

IT Systems and Management

Information systems continue to play an ever-increasing role in the Foundation's operations and in its communication with its stakeholders. The upgrade of the system this year ensures that the Foundation is well positioned and equipped to support current and future programs and operational needs.

This year we have:

- standardised the way we collect and organise our information in our databases to ensure easier access for internal users. These processes are also preparation for improved external access to the Foundation's information
- developed an office-wide keyword list, standardised the collection of references from research projects and configured them for the Foundation's research staff
- commenced investigations into the publication of a number of our internal databases, to be made available in the next few years as searchable databases on our website
- reviewed our involvement in online activities such as web hosting and court list hosting and decided to gradually phase out involvement in these activities over the next few years.

Website

The Foundation's website was updated over 2001/2002 to ensure currency of information and to reflect our new objects. Information on the corporate Intranet was also regularly updated to keep staff aware of new procedures and information relevant to their work.

Library

The Library collection was culled, reclassified and reorganised during this period. Processes for alerting staff to information resources were established and access to online commercial databases was arranged. Training in the use of these resources was delivered in-house. The Library joined a number of networks to increase access to other collections. Document delivery procedures were established.

On-line Publishing

Databases were developed for streamlining the publishing of our online newsletters such as *Plain Language Law* and *Legalinfo-online*.

Objective 3.2 Management Systems

Business Planning

This year we consolidated business planning as a key activity in our performance management system. Our 2001-2002 Business Plan operationalised the first year of the Strategic Plan 2001-2004. In light of a review of this year's performance the 2002-2003 plan has been completed. It continues progress towards achievement of the strategic goals.

Business Management

The Foundation maintained its sound financial management. The audit was completed without qualification. All service level agreements, contracts were reviewed and renewed as required. The culling of archived documents and the archiving of inactive documents was completed. The electronic filing system has been updated to align with current activities. Archiving Policy and Records (Privacy) Policies have been completed.

HR Management

The Intranet now provides a directory of all Foundation policies and procedures and is accessible to all staff. The Intranet is also used on a daily basis to keep staff up to date with organisational and professional issues.

A comprehensive Induction Program is in place. To date nine staff members have been through the program. The new Performance Management System has been completed to be implemented in conjunction with the 2002-2003 Business Plan. Regular monthly staff meetings provide a forum for consultation and discussion between all staff and management. Staff training and development has encompassed attendance at conferences and seminars, professional courses and training specifically relevant to the work of the Foundation, including Nvivo, E-learning, Knowledge Management, statistics. Courses are often led in-house by our own staff.

Objective 3.3 Communications Strategy

Communications play a strategic role in enabling the Foundation to learn what the issues are and to build closer links with all relevant groups. We focus on strong two-way communication processes facilitating the flow of information between individuals and organisations keeping people informed and up-to-date about our work. In this financial year it has been particularly important to convey our strategic direction and to improve awareness of, and understanding and support for the Foundation and its Mission.

We continued to use a variety of targeted communication channels, including communicating results of our work at conferences, on-line services, publications, and special events.

Priority in 2001-2002 was given to:

- raising awareness of the new direction of the Foundation through a range of avenues
- increasing access to information through major changes to technology infrastructure and the website and the development of on-line communication strategies, and
- transferring research outputs to a wide audience through publications, seminars, forums, networks, special events and presentations.

Communicate Results

Conference presentations and seminars

Foundation staff made presentations at the National Conference of Community Legal Centres, 19th Australian Institute of Judicial Administration Annual Conference, *Access to Justice*. Seminars were offered at the launch of our research reports dealing with issues such as unrepresented litigants, how people access legal information and civil process reform.

On-line communication

Law and Justice Foundation website <http://www.lawfoundation.net.au>

The Foundation's website provides comprehensive information about the Foundation's activities as well as being a gateway to a range of online legal information resources. The website is designed to ensure that information is accessible and understandable for all. This year we have commenced working towards ensuring all information on our website complies with the W3C Content Accessibility Guidelines and the Advisory Notes of the *Disability Discrimination Act*.

Law and Justice Foundation e-Bulletin

Produced monthly, with a subscription list of approximately 2000, the Law and Justice e-Bulletin provides via e-mail, regular up-to-date information on Foundation activities, as well as forthcoming events and Grants rounds.

Publications

WebLaw: a Subject Gateway to Australian Legal Resources, Cappa, C. and Scott, S. (Australian Law Librarian, Volume 9, No. 4, 2001, pp. 303-313)

E-mail Law: a planning guide for the delivery of free legal assistance via e-mail, Law Foundation of New South Wales (July 2001)

Gateways to the Law: an Exploratory Study of how non-profit agencies deliver legal assistance to the community, Sue Scott and Caroline Sage (Law and Justice Foundation of NSW, October 2001)

Legal Aid for Committals: an evaluation of the impact of the Centralised Committals Scheme, Ann Eyland, Natalina Nheu and Ted Wright (October 2001)

Case management: An evaluation of the Federal Court Individual Docket System, Caroline Sage and Ted Wright with Carolyn Morris (June 2002)

Law and Justice Foundation Bulletin

The quarterly Law and Justice Foundation Bulletin highlights the activities of the Foundation, including new grants products, research reports and legal information initiatives. It is available in printed form and distributed to more than 2000 people nationally. It is also published on the website.

Professional Recognition

In recognition of their professional standing the Foundation's staff is often invited to provide both formal and informal advice to diverse organisations.

Some of the ways we have provided this service include:

- Legal Aid NSW - advice on the web-delivery of legal information to socially and economically disadvantaged people
- Invitation to appear before the Public Accounts Committee Hearings for its inquiry into Court waiting times
- Amidale Community Legal Centre - advice on current initiatives and research into using videoconferencing for the delivery of legal information, advice and education
- Workcover - advice on research into best practice in forms design and plain language consultants in this area.
- Law Society of New South Wales - advice on W3C content accessibility guidelines for web sites
- Welfare Rights Centre - advice on research and evaluation methodology and analysis
- National Children's and Youth Law Centre and the Youth Justice Coalition informal advice on research and evaluation methodology and analysis.

2001 Justice Awards

The Justice Awards recognise and encourage the work of others who make a valuable contribution to improving access to justice for the people of New South Wales. In this, the third year of the Justice Awards, we acknowledged the contributions that individuals have made to improving access to justice in NSW, particularly for socially and economically disadvantaged people.

As well as recognising and celebrating the outstanding achievements of those involved in improving access to justice for people in New South Wales, the Awards play an important role in increasing public awareness of the extent and diversity of services available to assist people with legal problems, and in motivating others to become more innovative in meeting the community's access to justice and legal needs.

Almost two hundred people attended the 2001 Awards dinner hosted by the Hon. Tony Fitzgerald AC, Chair of the Foundation's Board of Governors.

The 2001 Awards featured seven categories. The assessment process involved a panel of independent experts for each award who judged the entries against a predetermined set of criteria.

To mark the 2001 Justice Awards, the Chief Justice of NSW, the Hon. J. J. Spigelman AC delivered the inaugural Law and Justice Address. The Chief Justice provided the audience with a fascinating insight into the Chinese judicial system, as well as generating valuable discussion about the importance of judicial independence and judicial ethics in Australia.

Sponsors of the 2001 Justice Awards were the NSW Advisory Committee for the International Year for Volunteers, the NSW Centenary of Federation, the Law Society Journal and the Legal Information Access Centre.

2001 Awards Winners

Justice Medal



**2001 Justice Medal Winner
Mr Jim Simpson**

The Justice Medal was presented by the Attorney General, the Hon. Bob Debus, MP to Jim Simpson. A founding member of the Intellectual Disability Rights Service whilst at Redfern Legal Centre, Jim has been a consistent and vocal advocate for improvement to services for people with intellectual disability for more than twenty years.

There were sixteen nominations for the 2001 Justice Medal, which is presented to an individual who has demonstrated outstanding achievement in improving access to justice in NSW, particularly for socially and economically disadvantaged people.

Special commendations

Janet Loughman, Marrickville Legal Centre

Julia Haraksin, Attorney General's Department

Katherine Biber, Redfern Legal Centre

Law and Justice Volunteer of the Year Award

2001 Law and Justice Volunteer

Jennifer Nielsen

The Award was presented by Sandy Hollway, Chairman of the NSW Advisory Committee for the International Year for Volunteers to Jennifer Nielsen of Southern Cross University. Nominated by Associate Professor Brian Fitzgerald of SCU, Jennifer has demonstrated a long-term voluntary commitment to improving access to justice in the Northern Rivers Region.

The Award was initiated to mark 2001 as the International Year for Volunteers, and was presented to an individual who, in a voluntary capacity, has demonstrated outstanding achievement in improving access to justice in NSW.

Special commendations

Katherine Biber for her volunteer work at Redfern Legal Centre

Graeme Ulbrick who has been a volunteer solicitor at Macquarie Legal Centre for nineteen years



(l-r) Sandy Hollway, NSW Advisory Committee for the International Year of Volunteers; Katherine Biber, Redfern Legal Centre volunteer; Graeme Ulbrick, Macquarie Legal Centre volunteer; Jennifer Nielsen, 2001 Law and Justice Volunteer of the Year

Justice Research Fellowship

2001 Research Fellow

Simon Bronitt

The Fellowship, which comprises a three-month research period with the Law and Justice Foundation and a stipend of \$15,000, was awarded to Simon Bronitt of the Australian National University (ANU). Simon's proposed research will investigate 'move on' powers in NSW under the *Summary Offences Act 1986 (NSW)*.



LIAC Centre of Excellence Awards

The Awards recognise innovative and creative achievement in the provision of legal information by Legal Information Access Centres in NSW. The Awards were made to **Parramatta City Library** and **Wollongong City Library**.

The awards were presented by Mr Mark Richardson, Law Society of NSW and LIAC Board Member.

Justice Essay Prize (Tertiary)

Winner: **Ellen Knoblanche, Macquarie University**, for her essay *Over-representation of Aboriginal peoples at all stages of the criminal justice system*. Presented by Mr Bob Campbell from the Law Society Journal

Special commendations

Sophie Redmond, UNSW for *Summary justice? A consideration of the ex parte scheme in South West Sydney*

Alan Kent, Deakin University for *Police and intellectually disabled victims of crime: discretion or discrimination?*

Katherine Gascoigne, ANU for *The governance of Indigenous Australians: from protectionism to criminalisation*

Justice Essay Prize (Secondary)

Metropolitan Winner: Daniel Ficyk, Blue Mountains Grammar School for his essay *Imagination not required*

Metropolitan Special Commendation: Lit Hau Tan, James Ruse Agricultural High, for his essay *A place less complex*

Regional Winner: Zoë McCormick, St Francis De Sales Regional College Leeton for her essay *Imagine a democracy*

Regional Special Commendation: Kate Crosbie, Koorringal High School for her essay *Not a democracy*



(l-r) Daniel Ficyk, Secondary Justice Essay Prize Winner (Metropolitan); Dr Helen Irving, Centenary of Federation and Zoe McCormick, Secondary Justice Essay Prize Winner (Regional)

Overview

In 2002-2003 the Foundation will continue to work towards the achievement of its strategic goals. Highest priority will be given to Goal 1 and the full implementation of the '**Access to Justice and Legal Needs Project**', an important, but ambitious project. At the same time we will continue our commitments in our core programs of research, legal information and grants.

The Access to Justice and Legal Needs Project

This project will:

- inquire into the particular access to justice and legal needs of socially and economically disadvantaged people in New South Wales; and
- develop a statement of these particular needs, which will be useful for policymakers, and others in government, non-government and other interested agencies working to improve access to justice for disadvantaged people in NSW.

Objectives

The objectives of the project are to examine the ability of disadvantaged people to:

- **obtain legal assistance**
(including legal information, basic legal advice, initial legal assistance and legal representation)
- **participate effectively in the legal system**
(including access to courts, tribunals, and formal Alternative Dispute Resolution mechanisms)
- **obtain assistance from non-legal advocacy and support**
(including non-legal early intervention and preventative mechanisms, non-legal forms of redress, and community based justice)
- **participate effectively in law reform processes.**

In achieving these objectives the project will involve both **qualitative** and **quantitative investigations** into:

- **legal problems encountered by disadvantaged people**
- **services and processes to deal with these problems**
- **the barriers that obstruct access**
- **services and processes not provided by the legal system.**

The **conduct** of the project is to be rigorous and thorough, yet accessible to all sectors of society, and especially to disadvantaged people. Each component within the project will include:

- **a literature review and consultation process**
- **submissions from interested agencies and organisations**
- **the conducting of a series of focus groups and consultations with people from the various groups, as well as service providers and intermediaries.**

The Project will be undertaken in four Stages:

Stage One

Completion

March 2003

Overall picture of the legal and access to justice needs of the community to inform the research initiatives to follow

We will:

- undertake a literature review and consultation process
- call for submissions from interested agencies and individuals
- undertake a comprehensive review of data collected from various legal assistance and complaint handling organisations and agencies.

Stage Two

Completion

June 2004

Extensive quantitative and qualitative research into particular disadvantaged groups within the population

We will:

- undertake a series of in depth studies of the particular needs for specific disadvantaged groups
- undertake legal needs assessment surveys in a number of disadvantaged Local Government Areas across NSW
- publish interim reports detailing the legal and access to justice needs of different disadvantaged regions and groups of people, based on the assessments undertaken

Stage Three

Completion

June 2004

Feasibility Study (if required)

We will:

- undertake an assessment of the feasibility and resource implications of undertaking a statewide general population survey of legal needs, similar to those undertaken for the Paths to Justice studies in the UK.

Stage Four - Project Outputs

A statement on the particular legal and access to justice needs of socially and economically disadvantaged people in NSW.
Statements on each disadvantaged group and each region studied.

A Database identifying information resources, studies and literature relating to issues of access to justice and legal needs for disadvantaged people. This will be accessible to the wider community, and a valuable resource for researchers, policy advisers, and community organisations wishing to research particular legal needs and access to justice related issues.

A model of local needs assessment which will provide a basis for ongoing analysis of access to justice and legal needs of disadvantaged communities in the future which can be used by a range of government and non-government organisations.

Acknowledgments

The Law and Justice Foundation would like to acknowledge with gratitude the support provided by the following people and organisations. Their support was either by way of commenting on grant applications, membership of committees, reviewing publications, or providing advice.

Professor Larissa Behrendt
Jumbunna Indigenous House of Learning,
University of Technology, Sydney

Mark Burdack
Director, LawAccess NSW

Jennifer Burn
Coordinator
Immigration Advice and Rights Centre

Linda Burney
Director General
NSW Department of Aboriginal Affairs

Andrew Cappie-Wood
Director General
NSW Department of Housing

Jane Cipants
Solicitor
Illawarra Legal Centre

Ian Collie
Producer
Hilton Cordell Productions

John Corker
Formerly Manager & Principal Solicitor,
Oznet Law
Communications Law Centre

Richard Coverdale
Publishing Director
Victoria Law Foundation

Suzanne Crowle
Education Manager, Electronic and
Communications Services
NSW Department of Industrial Relations

Una Doyle
Deputy Director, Continuing Professional
Education
NSW College of Law

Kate Eastman
Barrister
Australian Lawyers for Human Rights

Simon Eyland
Director of Research
NSW Department of Corrective Services

Elaine Fishwick
Policy Officer
NSW Community Legal Centre
State Office

Jane Floyd
Corporate Communications Unit
NSW Attorney General's Department

Laurie Glanfield AM
Director General
NSW Attorney General's Department

Bill Grant
Chief Executive Officer
Legal Aid Commission of NSW

Ann Groth
Manager
Community Relations Commission

Jenny Hardy
Executive Officer
National Legal Aid

Terri Janke
Terri Janke & Co.

Michelle Jones
Non Profit Governance and Management
Centre

Steven Karas
Principal Member
Refugee Review Tribunal

Sally Kay
Information Technology Advisor
Law Society NSW

Alan Kirkland
Director
NCOSS

Janet Loughman
Principal Solicitor
Marrickville Legal Centre

Lorna McKenzie
e-business Coordinator
NSW Department of Industrial Relations

Elizabeth McKibbin
Manager
Legal Information Access Centre

Cathy Miller
Director
Boathouse Productions

Christina Mimocchi
Streetwize Communications

David O'Connor
Director General
NSW Department of Fair Trading

Jill O'Meara
Acting Education Manager, Electronic and
Communication Services
NSW Department of Industrial Relations

Sev Ozdowski
Human Rights Commissioner
Human Rights and Equal Opportunity
Commission

Mary Perkins
Executive Officer
Shelter NSW

Margaret Piper
Executive Director
Refugee Council

Jane Pritchard
Information Manager
LawAccess NSW

Christopher Roper
College of Law Alliance
NSW College of Law

Commissioner Peter Ryan
NSW Police Service

Kim Schmalz
Legal Officer
NSW Department of Education and Training

Robyn Sedger
Aged Abuse Monitoring Project

Leisa Simons
Aged Care Rights Centre

Brownyn Somerville
Director, Violence Against Women
Specialist Unit
NSW Attorney General's Department

Ruth Spisbah
Registrar of Aboriginal Corporations

Julie Stubbs
Deputy Director
NSW Institute of Criminology

Brendan Thomas
Executive Officer
Aboriginal Justice Advisory Council

Annette Wade
Coordinator
Tenants Union of NSW

Sue Walden
Coordinator LIAC Network
Legal Information Access Centre

Anne Wallace
Deputy Executive Director
Australian Institute of Judicial Administra-
tion

Bill Wheeler
Regional Coordinator (South NSW)
Wollongong Local Court

Professor George Williams
Gilbert & Tobin Centre for Public Law
University of NSW

RG Woodham
Acting Commissioner
NSW Department of Corrective Services

Governors' Report

The Governors of the Law and Justice Foundation of New South Wales submit herewith the annual financial report for the financial year ended 30 June 2002. In order to comply with the provisions of the Law and Justice Foundation Act 2000, the Governors report as follows:

The names of the Governors of the Foundation during or since the end of the financial year are:

G E Fitzgerald	(Appointed 26 February 2001)
K Rozzoli	(Appointed 26 February 2001)
A O'Neill	(Appointed 26 February 2001)
D Mills	(Appointed Alternate Member 20 March 2001)
B Walker	(Appointed 26 February 2001)
J Saffin	(Appointed 26 February 2001)
P Wright	(Appointed 26 February 2001)
J Behrendt	(Appointed 19 July 2002)
G Mulherin	(Appointed 22 December 2000)

PRINCIPAL ACTIVITIES

The Law and Justice Foundation of New South Wales was established under the Law and Justice Foundation Act 2000 ("Act") as a reconstitution of the Law Foundation of New South Wales.

Pursuant to Section 5 (1) of the Act, the objects of the Foundation are to contribute to the development of a fair and equitable justice system which addresses the legal needs of the community and to improve access to justice by the community (in particular, by economically and socially disadvantaged people).

Pursuant to Section 5 (2) of the Act, the Foundation may do any one or more of the following:

- (a) conduct and sponsor research (including inter-disciplinary research) into the law, the justice system, alternative dispute resolution and the legal profession,
- (b) collect, assess and disseminate information about the justice system,
- (c) conduct and sponsor projects aimed at facilitating access to justice and access to information about the justice system,
- (d) promote education about the justice system.

The Law and Justice Foundation of New South Wales operates predominantly in the geographical area of New South Wales.

REVIEW OF OPERATIONS

The 2002 operating net deficit was \$243,403. The 2001 operating net surplus was \$126,591.

CHANGE IN STATE OF AFFAIRS

During the financial year there was no other significant change in the state of affairs of the Law and Justice Foundation of New South Wales other than any referred to in the financial statements or notes thereto.

SUBSEQUENT EVENTS


There has not been any matter or circumstance, other than that referred to in the financial report or notes thereto, that has arisen since the end of the financial year, that has significantly affected or may significantly affect, the operation of the Law and Justice Foundation of New South Wales, the results of those operations, or the state of affairs of the Law and Justice Foundation of New South Wales in future financial years.

INDEMNIFICATION OF OFFICERS AND AUDITORS

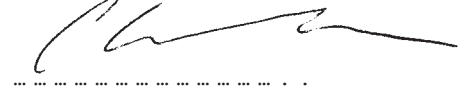
During the financial year, the Law and Justice Foundation of New South Wales paid a premium in respect of a contract insuring the Governors of the Foundation (as named above) and all officers of the Law and Justice Foundation of New South Wales and of any related body corporate against a liability incurred as such by a governor or an officer to the extent permitted by the Law and Justice Foundation Act 2000. The contract of insurance prohibits the disclosure of the nature of the liability and the amount of the premium.

The Law and Justice Foundation of New South Wales has not otherwise, during or since the financial year, indemnified or agreed to indemnify a governor, officer or auditor of the Law and Justice Foundation of New South Wales or any related body corporate against any liability incurred as such by a governor, officer or auditor.

On behalf of the Board of Governors


.....
GOVERNOR

Sydney, 18.11.02


.....
GOVERNOR

Sydney, 18. Nov. 02

Auditor's Report

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**Deloitte
Touche
Tohmatsu**

INDEPENDENT AUDIT REPORT TO THE GOVERNORS

OF LAW AND JUSTICE FOUNDATION OF NEW SOUTH WALES

Scope

We have audited the attached financial report, being a special purpose financial report, of Law and Justice Foundation of New South Wales for the financial year ended 30 June 2002 as set out on pages 6 to 23. The Board of Governors are responsible for the financial report and have determined that the accounting policies used and described in Note 1 to the financial statements which form part of the financial report are appropriate to meet the requirements of the Law and Justice Foundations Act 2000 and are appropriate to meet the needs of the Governors. We have conducted an independent audit of the financial report in order to express an opinion on it to the Governors of Law and Justice Foundation of New South Wales. No opinion is expressed as to whether the accounting policies used, and described in Note 1, are appropriate to the needs of the Governors.

The financial report has been prepared for distribution for the purpose of fulfilling the Governors' financial reporting requirements under the Law and Justice Foundation Act 2000. We disclaim any assumption of responsibility for any reliance on this audit report or on the financial report to which it relates to any person other than the Governors, or for any purpose other than that for which it was prepared.


Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies described in Note 1, so as to present a view which is consistent with our understanding of the Foundation's financial position, and performance as represented by the results of its operations and its cash flows. These policies do not require the application of all Accounting Standards and other mandatory professional reporting requirements.


The audit opinion expressed in this report has been formed on the above basis.

Audit Opinion

In our opinion, the financial report of Law and Justice Foundation of New South Wales is in accordance with:

- (a) the Law and Justice Foundation Act 2000 including:
 - i.) giving a true and fair view of the company's financial position as at 30 June 2002 and of its performance for the year ended on that date in accordance with the accounting policies described in Note 1; and
 - ii.) complying with Accounting Standards to the extent described in Note 1.
- (b) other mandatory professional reporting requirements to the extent described in Note 1.


DELOITTE TOUCHE TOHMATSU


G M Sanford
Partner
Chartered Accountants

Statement by the Board of Governors

As detailed in Note 1 to the financial statements, the Law and Justice Foundation of New South Wales is not a reporting entity because in the opinion of the Board of Governors there are unlikely to exist users of the financial report who are unable to command the preparation of the reports tailored so as to satisfy specifically all of their information needs. Accordingly, this 'Special Purpose Financial Report' has been prepared to satisfy the Board of Governors' reporting requirements under the Law and Justice Foundation Act 2000.

The Board of Governors declares that:

- a) the attached financial statements and notes thereto comply with accounting standards to the extent described in Note 1 to the financial statements;
- b) the attached financial statements and notes thereto give a true and fair view of the financial position and performance of the Law and Justice Foundation of New South Wales;
- c) in the Governors' opinion, the attached financial statement and notes thereto are in accordance with the Law and Justice Foundation Act 2000; and
- d) in the Governors' opinion, there are reasonable grounds to believe that the Law and Justice Foundation of New South Wales will be able to pay its debts as and when they become due and payable.


The Law and Justice Foundation of New South Wales is dependent on allocations from the Public Purpose Fund. It is expected that these allocations will continue in the short term, but may cease at the end of the current three-year agreement in June 2003.

On behalf of the Board of Governors



.....
GOVERNOR

Sydney, 18.11.02



.....
GOVERNOR

Sydney, 18 Nov 02

Statement of Financial Performance

For the financial year ended 30 June 2002

	Note	2002	2001
		\$	\$
Revenue from ordinary activities		2,036,721	3,109,066
Employee benefits expense		(1,147,167)	(1,292,522)
Depreciation expense		(44,025)	(61,661)
Other expenses from ordinary activities		(1,088,932)	(1,628,292)
Surplus/(Deficit) from ordinary activities before income	2	<u>(243,403)</u>	<u>126,591</u>
Income tax expense relating to ordinary activities	1(e)	-	-
Net surplus/(deficit)		<u>(243,403)</u>	<u>126,591</u>

Notes to the financial statements are included on pages 33 to 39

Statement of Financial Position

For the financial year ended 30 June 2002

	Note	2002 \$	2001 \$
CURRENT ASSETS			
Cash assets		1,436,810	1,401,525
Other financial assets	6	3,561,402	3,624,176
Receivables	4	65,838	222,571
Other current assets	5	18,952	27,007
TOTAL CURRENT ASSETS		<u>5,083,002</u>	<u>5,275,279</u>
NON-CURRENT ASSETS			
Property, Plant and Equipment	7	519,709	534,843
TOTAL NON-CURRENT ASSETS		<u>519,709</u>	<u>534,843</u>
TOTAL ASSETS		<u>5,602,711</u>	<u>5,810,122</u>
CURRENT LIABILITIES			
Payables		81,672	93,675
Provisions	8	60,666	66,671
Grants and external projects allocated- not drawn		500,332	451,938
TOTAL CURRENT LIABILITIES		<u>642,670</u>	<u>612,284</u>
NON-CURRENT LIABILITIES			
Provisions	8	18,103	12,497
TOTAL NON-CURRENT LIABILITIES		<u>18,103</u>	<u>12,497</u>
TOTAL LIABILITIES		<u>660,773</u>	<u>624,781</u>
NET ASSETS		<u>4,941,938</u>	<u>5,185,340</u>
EQUITY			
Accumulated surplus	9	4,941,938	5,185,340
TOTAL EQUITY		<u>4,941,938</u>	<u>5,185,340</u>

Notes to the financial statements are included on pages 33 to 39

Statement of Cashflows

For the financial year ended 30 June 2002

	Note	2002	2001
		\$	\$
<i>Cashflows from Operating Activities</i>			
Receipts from customers and grants		1,838,112	2,048,175
Interest received		135,604	362,799
Payments to suppliers, employees and grants & projects		(1,787,409)	(2,752,176)
Dividends received		63,942	58,905
		<hr/>	<hr/>
Net Cash Provided by/(Used in) Operating Activities	10(b)	<u>250,249</u>	<u>(282,297)</u>
<i>Cashflows from Investing Activities</i>			
Proceeds on sale of investment securities		3,836,432	6,435,511
Payment for investment securities		(4,022,326)	(5,686,237)
Payment for fixed assets		(29,070)	(30,976)
Proceeds on sale of fixed assets			9,224
		<hr/>	<hr/>
Net Cash Provided by/(Used in) Investing Activities		<u>(214,964)</u>	<u>727,522</u>
NET INCREASE IN CASH HELD		35,285	445,225
CASH AT BEGINNING OF FINANCIAL YEAR		1,401,525	956,300
		<hr/>	<hr/>
CASH AT END OF FINANCIAL YEAR	10(a)	<u><u>1,436,810</u></u>	<u><u>1,401,525</u></u>

Notes to the financial statements are included on pages 33 to 39

Notes to the Financial Statements for the Financial Year Ended 30 June 2002

1. SUMMARY OF ACCOUNTING POLICIES

Financial Reporting Framework

The Law and Justice Foundation of New South Wales is not a reporting entity because in the opinion of the Board of Governors, there are unlikely to exist users of the financial report who are unable to command the preparation of reports tailored so as to satisfy specifically all of their information needs. Accordingly, this "Special Purpose Financial Report" has been prepared to satisfy the Governors' reporting requirements under the Law and Justice Foundation Act 2000.

The financial report has been prepared on the basis of historical cost and except where stated, does not take into account changing money values or current valuations of non-current assets. Cost is based on the fair values of consideration given in exchange for assets.

The financial report has been prepared in accordance with the Law and Justice Foundation Act 2000 and the basis of accounting and disclosure requirements specified by all applicable Accounting Standards and IUS Consensus Views, except the disclosure requirements of:

AAS22 – "Related Party Disclosures"

Significant Accounting Policies

Accounting policies are selected and applied in a manner which ensures that the resulting financial information satisfies the concepts of relevance and reliability, thereby ensuring that the substance of the underlying transactions or other events is reported.

The following significant accounting policies have been adopted in the preparation and presentation of the financial report:

a) *Grant and Project Expenditure*

Grant expenditure in excess of \$3,000 (reduced from \$5,000 from 3 December 2001) requires the approval of, and is at the discretion of, the Board of Governors. Grants less than \$3,000 can be approved by the Director. Those approved in the current financial year are reported as expenses in the statement of financial performance, to the extent drawn.

Grant and project allocations not drawn at the expiry of the project are, after systematic review by recipients and management, written back to the statement of financial performance.

In a minor number of instances, grants are advanced by way of loan. Repayment of the loans is usually considered remote. Notwithstanding the advance of the funds as loans they are nevertheless treated as grants, as described above. If the loans or a portion thereof are repaid, the amounts are brought to account as income in the period in which they are repaid.

b) *Income Allocation*

Public Purpose Fund income is brought to account at a monthly accrual of \$125,000. This represents 1/12th of the annual allocation for Law and Justice Foundation of New South Wales core activities which, in 2001/2002 totaled \$1.5 million.

The Law and Justice Foundation of New South Wales also approves and administers a number of specific purpose grants for which the Trustees of the Public Purpose Fund allocate to the Law and Justice Foundation additional monies. These are accounted for separately from the Law and Justice Foundation's core income.

1. SUMMARY OF ACCOUNTING POLICIES (cont'd)

c) Depreciation

Depreciation is provided on leasehold improvements, furniture and fittings and office equipment. Depreciation is calculated on a straight-line basis so as to write off the net cost or other revalued amount of each asset over its expected useful life. Leasehold improvements are depreciated over the period of the lease or estimated useful life, whichever is shorter, using the straight-line method.

With regard to the Strata Title at Reid House, the Board of Governors has not been able to differentiate between the land and building content of the investment and accordingly attribute the whole amount to land. This amount is not depreciated.

The following estimated useful lives are used in the calculation of depreciation:

Leasehold improvements	4 years
Furniture and fittings	10 years
Office equipment	3 years

d) Recoverable amount of Non-Current assets

Non-current assets are written down to recoverable amount where the carrying value of any non-current assets exceeds recoverable amount. In determining the recoverable amount of non-current assets, the expected net cash flows have not been discounted to their present value.

e) Income Tax

The Law and Justice Foundation has been granted exemption from Income Tax under Section 50-55 of the Income Tax Assessment Act 1997.

f) Employee Entitlements

Provision is made for benefits accruing to employees in respect of wages and salaries, annual leave and long service leave when it is probable that settlement will be required and the amounts are capable of being measured reliably.

Provision made in respect of wages and salaries, annual leave and long service leave expected to be settled within 12 months are measured at their nominal values.

Provisions made in respect of long service leave which are not expected to be settled within 12 months are measured as the present value of the estimated future cash outflows to be made by the Law and Justice Foundation of New South Wales in respect of services provided by the employees up to the reporting date.

g) Accounts Payable

Trade payables and other accounts payable are recognised when the Foundation becomes obliged to make future payments resulting from the purchase of goods and services.

h) Acquisition of Assets

Assets acquired are recorded at the cost of acquisition, being the purchase consideration determined as at the date of acquisition plus costs incidental to the acquisition.

i) Capital Gains Tax

No provision has been made for capital gains tax which may arise in the event of revalued assets being sold as no decision has been made to sell any of these assets.

j) Comparative Figures

The Foundation adopted the presentation and disclosure requirements of Accounting Standards AAS1 "Statement of Financial Performance", AAS37 "Financial Report Presentation and Disclosure" and AAS36 "Statement of Financial Position" for the first time last year in the preparation of this financial report.

k) Goods and Services Tax

Revenues, expenses and assets are recognised net of the amount of goods and services tax (GST) except:

i. where the amount of GST incurred is not recoverable from the taxation authority, it is recognised as part of the cost of acquisition of an asset or as part of an item of expense; or

ii. for receivable and payables which are recognised inclusive of GST.

1. SUMMARY OF ACCOUNTING POLICIES (cont'd)

The net amount of GST recoverable from, or payable to, the taxation authority is included as part of receivables or payables.

l) Receivables

Trade receivables and other receivables are recorded at amounts due less any provision for doubtful debts.

m) Investments

s16 of the Law and Justice Foundation Act 2000 ('The Act') provides that 'the Foundation may invest money held by it in any investment in which a trustee may invest funds in accordance with the Trustee Act 1925 ...'. The Foundation's investment policy complies with the Act and, to at least the extent required, the Trustees Act.

Given the long-term nature of much of the Foundation's work (2-4 years), and the need from time to time to use more than the annual allocation from the Public Purpose Fund for major projects, the Foundation maintains some reserves. These reserves are invested in a range of investments across property, debentures and equities with the aims of ensuring the continuity of income for Foundation operations and to obtain some growth in the capital base over the medium to long term. The asset allocation of the proportion of equities matches that of an investor wishing to gain prudent growth at a return higher than term and bank deposits over the longer term. Investments in listed companies are valued at the quoted market value prevailing at the end of the financial year. All other investments are valued at cost. Interest revenue is recognised on an accrual basis. Dividend revenue is recognised on a receivable basis

n) Litigation Support Fund

The Law and Justice Foundation of New South Wales has run a scheme known as the Litigation Support Fund ('the Fund') which has funded the disbursements of litigants who have strong cases but who, without the support provided by the Fund, would not be able to pursue their cases. The Fund was set up on the basis that no monies are repayable for cases which fail. While only cases evaluated as low risk were supported, for prudential reasons, a general provision for doubtful debts, has been established.

The Law and Justice Foundation of New South Wales has discontinued the scheme, however, until all funded cases are completed, there will be loans outstanding.

o) Revenue Recognition

Sale of Goods and Disposal of Assets

Revenue from the sale of goods and disposal of other assets is recognised when the Foundation has passed control of the goods or other assets to the buyer.

Rendering of Services

Revenue from a contract to provide services is recognised by reference to the stage of completion of the contract.

Rental Revenue

Revenue from the rental of premises is recognised on an accrual basis.

p) Going Concern

The financial report for the year ended 30 June 2002 has been prepared on the basis that the Law and Justice Foundation of New South Wales is a going concern, which assumes continuity of normal business activities and the realisation of assets and the settlement of liabilities in the ordinary course of business. The appropriateness of adopting a going concern- basis of accounting, is largely dependent upon the continuation of allocations from the Public Purpose Fund.

q) Leased Assets

Operating lease payments are recognised as an expense on a basis which reflects the pattern in which economic benefits from the leased asset are consumed.

2. PROFIT/(LOSS) FROM ORDINARY ACTIVITIES

Profit/(Loss) from ordinary activities before income tax includes the following items of revenue and expense:

	2002 \$	2001 \$
Operating Revenue		
Public Purpose Fund	1,500,000	1,523,547
Sales revenue:		
Sale of goods	8,443	938
Rendering of services	<u>47,653</u>	<u>357,301</u>
	56,096	358,239
Rental revenue	91,667	88,000
Interest revenue:		
Litigation Support Fund	22,538	41,366
Other financial assets	<u>126,062</u>	<u>192,686</u>
	148,600	234,052
Royalties	207	241
Dividends	63,942	58,905
Write back of grants and projects	33,732	18,235
Other	<u>12,358</u>	<u>15,160</u>
	<u>1,906,602</u>	<u>2,296,379</u>
Non-operating Revenue		
Proceeds the sale of assets:		
Plant and Equipment	-	150
Proceeds from the sale of:		
Investments	130,119	794,782
Net increment arising from the revaluation of investments	<u>-</u>	<u>17,755</u>
	<u>130,119</u>	<u>812,687</u>
	<u>2,036,721</u>	<u>3,109,066</u>

2. PROFIT/(LOSS) FROM ORDINARY ACTIVITIES

	2002 \$	2001 \$
Expenses		
Employee Benefits Expenses	1,147,167	1,292,522
Premises Costs	187,851	194,292
Depreciation of plant and equipment	44,025	61,661
Grants and projects	202,456	257,145
Other costs	319,838	390,720
Loss on sale of investments	217,199	786,135
Net decrement arising from the revaluation of non-current assets:		
Investments	<u>161,588</u>	<u>-</u>
	<u>2,280,124</u>	<u>2,982,475</u>

3. SALES OF ASSETS

Sales of assets in the ordinary course of business have given rise to the following profits and losses:

Net Profits		
Investments	-	8,647
Property, plant and equipment	<u>-</u>	<u>150</u>
	-	8,797
Net Losses		
Investments	87,080	-
Property, plant and equipment	<u>179</u>	<u>-</u>
	<u>87,259</u>	<u>-</u>

4. RECEIVABLES

Trade Debtors		19,701	181,322
Interest Receivable		46,137	33,140
Litigation Support Fund	1(n)	3,324	18,314
Litigation Support Fund Provision For Doubtful Debts		<u>(3,324)</u>	<u>(10,205)</u>
		<u>65,838</u>	<u>222,571</u>

5. OTHER CURRENT ASSETS

	2002 \$	2001 \$
Prepayments	16,384	18,939
Other	<u>2,568</u>	<u>8,068</u>
	<u>18,952</u>	<u>27,007</u>

6. OTHER FINANCIAL ASSETS

Shares-at market value	1,618,720	1,820,650
Debentures - at cost	<u>1,942,682</u>	<u>1,803,526</u>
	<u>3,561,402</u>	<u>3,624,176</u>

7. PROPERTY, PLANT AND EQUIPMENT

	Buildings	Leasehold Improvements & Fittings	Office Furniture	Office Equipment	Total
Gross Carrying Value					
Balance at 30 June 2001	442,010	170,918	74,487	272,126	959,541
Additions	-	2,991	780	25,299	29,070
Disposals	-	-	-	(11,296)	(11,296)
Balance at 30 June 2002	<u>442,010</u>	<u>173,909</u>	<u>75,267</u>	<u>286,129</u>	<u>977,315</u>
Accumulated Depreciation					
Balance at 30 June 2001	-	(161,043)	(46,513)	(217,142)	424,698
Depreciation expense	-	(5,260)	(6,992)	(31,773)	(44,025)
Disposals	-	-	-	11,117	11,117
Balance at 30 June 2002	<u>-</u>	<u>(166,303)</u>	<u>(53,505)</u>	<u>(237,798)</u>	<u>(457,606)</u>
Net Book Value					
As at 30 June 2001	<u>442,010</u>	<u>9,875</u>	<u>27,974</u>	<u>54,984</u>	<u>534,843</u>
As at 30 June 2002	<u>442,010</u>	<u>7,606</u>	<u>21,762</u>	<u>48,331</u>	<u>519,709</u>

The Reid House property was independently valued on 16 August 2002 by G. Paton FAPI, FREI, AIAMA, AFAIM. The valuation of \$1,050,000 was based upon a current market direct comparison basis. The valuation was not made in accordance with a regular policy of revaluations and has not been brought to account in the financial statements.

7. PROPERTY, PLANT AND EQUIPMENT (cont'd)

	2002	2001
	\$	\$
Aggregate depreciation allocated, whether recognised as an expense or capitalised as part of the carrying amount of other assets during the year:		
Buildings	-	-
Leasehold improvements	5,260	4,939
Office furniture & fittings	6,992	9,361
Office equipment	<u>31,773</u>	<u>47,361</u>
	<u>44,025</u>	<u>61,661</u>

8. EMPLOYEE ENTITLEMENTS

Current:		
Provision for annual leave	60,666	66,671
Non-Current:		
Provision for long service leave	<u>18,103</u>	<u>12,497</u>
	<u>78,769</u>	<u>79,168</u>

9. ACCUMULATED SURPLUS

Balance at beginning of financial year	5,185,341	5,058,750
Net Profit/(Loss)	<u>(243,403)</u>	<u>126,591</u>
Balance at end of financial year	<u>4,941,938</u>	<u>5,185,341</u>

10. NOTES TO STATEMENT OF CASHFLOWS

	2002	2001
	\$	\$
(a) Reconciliation of Cash		
For the purposes of the statement of cash flows, Cash includes cash on hand and in banks. Cash at the end of the financial year as shown in the statement of cash flows is reconciled to the related items in the balance sheet as follows:		
Cash	<u>1,436,810</u>	<u>1,401,525</u>
(b) Reconciliation of Operating Surplus from Operating Activities to Net Cash Flows from Operating Activities		
<i>Operating Surplus/(Deficit)</i>	(243,403)	126,591
(Profit)/Loss on sale of other current assets	87,080	(8,647)
(Profit)/Loss on sale of fixed assets	179	(150)
Depreciation of non-current assets	44,025	61,661
Net (increment)/decrement arising from the revaluation of investments	161,588	(17,755)
(Increase)/Decrease in assets		
Receivables	156,733	2,084
Other current assets	8,055	171,899
(Decrease)/Increase in liabilities		
Payables	(12,003)	(67,476)
Provisions	(399)	5,639
Grant and Projects allocated - not drawn	<u>48,394</u>	<u>(591,653)</u>
<i>Operating Surplus/(Deficit)</i>	<u>250,249</u>	<u>(282,297)</u>
Net Cash from Operating Activities		
(c) Non-Cash Financing and Investing Activities		
The net decrement for the revaluation of investments from cost to market value was \$161,588.		

11. FINANCIAL INSTRUMENTS

(a) Significant Accounting Policies

Details of the significant accounting policies and methods adopted, including the criteria for recognition, the basis of measurement and the basis on which revenues and expenses are recognised, in respect of each class of financial asset, financial liability and equity instrument are disclosed in note 1 to the financial statements.

(b) Credit risk exposures

Credit risk refers to the risk that a counter party will default on its contractual obligations resulting in financial loss to the Foundation. The Foundation has adopted the policy of only dealing with creditworthy counter parties and obtaining sufficient collateral or other security where appropriate, as a means of mitigating the risk of financial loss from defaults. The Foundation measures credit risk on a fair value basis.

The carrying amount of financial assets recorded in the financial statements, net of any provisions for losses, represents the Foundation's maximum exposure to credit risk without taking into account the value of any collateral or other security obtained.

(c) Interest rate risk exposures

The Foundation's exposure to interest rate risk and the effective weighted average interest rate by maturity periods is set out in the following table. For interest rates applicable to each class of asset or liability, refer to individual notes to the financial statements.

Exposures arise predominantly from assets and liabilities bearing variable interest rates as the consolidated entity intends to hold fixed rate assets and liabilities to maturity.

11. FINANCIAL INSTRUMENTS (Cont'd)

2002	Average Interest Rate	Fixed Interest Rate Maturity	Variable Interest Rate	Non- Interest bearing	Consolidated total
	%	\$	\$	\$	\$
Financial assets					
Cash and deposits	4.83%	-	1,436,810	-	1,436,810
Receivables	-	-	-	65,838	65,838
Other current assets	-	-	-	18,952	18,952
Other financial assets	5.07%	1,942,682	-	1,618,720	3,561,402
		<u>1,942,682</u>	<u>1,436,810</u>	<u>1,703,510</u>	<u>5,083,002</u>
Financial liabilities					
Trade creditors and accruals	-	-	-	81,672	81,672
		<u>-</u>	<u>-</u>	<u>81,672</u>	<u>81,672</u>
Net financial assets		<u>1,942,682</u>	<u>1,436,810</u>	<u>1,621,838</u>	<u>5,001,330</u>
2001					
2001	Average Interest Rate	Fixed Interest Rate Maturity	Variable Interest Rate	Non- interest bearing	Consolidated total
	%	\$	\$	\$	\$
Financial assets					
Cash and deposits	4.30%	-	1,401,525	-	1,401,525
Receivables	19.45%	8,109	-	214,462	222,571
Other current assets	-	-	-	27,007	27,007
Other financial assets	7.00%	1,803,526	-	1,820,650	3,624,176
		<u>1,811,635</u>	<u>1,401,525</u>	<u>2,062,119</u>	<u>5,275,279</u>
Financial liabilities					
Trade creditors and accruals	-	-	-	93,675	93,675
		<u>-</u>	<u>-</u>	<u>93,675</u>	<u>93,675</u>
Net financial assets		<u>1,811,635</u>	<u>1,401,525</u>	<u>1,968,444</u>	<u>5,181,604</u>

12. GENERAL

The Law and Justice Foundation of New South Wales was established under the Law and Justice Foundation Act 2000, to contribute to the development of a fair and equitable justice system which addresses the legal needs of the community and to improve access to justice by the community; and to conduct and sponsor research with the law, the legal system, law reform and other similar activities pursuant to Section 5 of the said Act. The Law and Justice Foundation of New South Wales operates predominantly in the geographical area of New South Wales.

13. ECONOMIC DEPENDENCY

The Law and Justice Foundation of New South Wales is dependent on allocations from the Public Purpose Fund.

It is expected that these allocations will continue in the short term, but may cease at the end of the current three-year agreement in June 2003.

14. REMUNERATION OF AUDITORS

	2002	2001
	\$	\$
Auditing the financial report	<u>18,000</u>	<u>15,000</u>

Law and Justice Foundation of New South Wales

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Staff listing

Full year

Ana Berger
Administration Manager

Naomi Doncaster
Data Manager

Robyn Drummond
Information Manager

Ann Eyland
Principal Researcher

Judith Henderson
Business Development Manager

Maria Karras
Senior Researcher
(Behavioural Scientist)

Emma Lander
Receptionist/Office Clerk

Catherine Lloyd
Grants Manager

Geoff Mulherin
Director

Julia Perry
Head of Research

Sue Scott
Head of Legal Information

Part Year

Vivian Andersen
Executive Assistant (to July 2001)

Melissa Bellanta
Researcher Part time (to August 2001)

Roberto Buonamano
Researcher Part time (from January 2002)

Myra Cheng
Research Assistant Part time (from February 2002)

Sarah Ellison
Researcher (from January 2002)

Ann Genovese
Senior Researcher (to January 2002)

Abigail Gray
Researcher Part time (from February 2002)

Shelley Hampton
Researcher (to August 2001)

Christine Miller
Library Technician (from March 2002)

Carolyn Morris
Researcher Part time (to December 2001)

Joanna Mullins
Researcher Part time (from February 2002)

Tamara Mulroney
Executive Assistant (From February 2002 to April 2002)

Susan Nicol
Executive Assistant (to January 2002)

Sheridan Old
Executive Assistant (from April 2002)

Caroline Sage
Researcher (to August 2001)

Louis Schetzer
Senior Project Manager (from March 2002)

Vaidehi Subhramanyam
Accounts Clerk (from October 2001)

