



Welcome to the eighth edition of the *Melbourne University Law Review* Alumni Association Newsletter.

This edition features:

- photos from the *Review*'s Alumni Cocktail Event and Annual Dinner;
- profiles of *Review* alumni Mr James Merralls AM QC and Mr Philip Lynch
- an update on the happenings of the *Review* in 2013; and
- a report on the *Review*'s new Community Program.

We hope you enjoy this edition of the Newsletter. Contributions by alumni for subsequent editions of this Newsletter are warmly welcomed. We also welcome feedback on this Newsletter and alumni events.

About the Alumni Association

Established in 2001, the Alumni Association's principal functions are to maintain a database of alumni contact details, publish this Newsletter and host a biennial alumni social event. All former Members of the *Review* (collectively over 900 people) are automatically Members of the Alumni Association.

Keeping in Touch with the Review

If you would like to update your contact details, please get in touch with us using the mailing address or email address below.

In addition, if you are aware of any former Members who have not received a copy of this Newsletter, please advise us of their contact details (with their permission) or encourage them to contact us directly.

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EDITORS' REPORT

2013 marked the 57th year of the *Review* since its founding by Sir Zelman Cowen in 1957. In 2013, the *Review* comprised 62 student Members and 3 Faculty Advisors — Associate Professor Matthew Harding, Professor Ian Malkin and Professor Jenny Morgan.

Several major developments were initiated this year. First, beginning with vol 37(1), the *Review* introduced an 'advance copy' policy — the first of its kind for an Australian legal journal. Drawing on the process adopted by major international publishing houses, the *Review* now publishes an advance copy of each article online as soon as the editorial work on the article is complete. This allows articles to be released on a rolling basis, reducing the delay

between the submission of an article and public access to the largely complete product. Some articles have been published several months before the entire issue is finalised — a particularly important development for the publication of time-sensitive pieces. To capitalise on the foundation of the advance copy policy, the *Review* has significantly expanded its social media presence. The Twitter account, @MelbULRev, now boasts over 1250 followers and frequently tweets about forthcoming and published articles, authors, legal news and alumni. Past Editors of both the *Review* and *Melbourne Journal of International Law* also maintain an active account (@AGLCTweets) that provides support for the AGLC3. We believe these policies will help ensure the *Review* remains at the forefront of Australian legal publishing.

The other major development in 2013 was the establishment of a 'Community Program', discussed in detail on p 11. The *Review* also welcomed Gilbert + Tobin as a new sponsor for vol 37. We are very appreciative of their support, as well as the continuing support of our existing sponsors — Allens, Arnold Bloch Leibler, Herbert Smith Freehills and King & Wood Mallesons.

2013 also marked another busy social calendar for the *Review*, with a number of events including Members' dinners, informal lunches, and the yearly trivia competition against our neighbours, *MJIL*. Our formal 2013 events included our annual Sponsors' Cocktail Evening at the Money Order Office, the biennial Alumni Cocktail Evening held at the Grand Hyatt Hotel, and our biggest event of the year, Annual Dinner at Luminare in South Melbourne. This year we were extremely fortunate to have the Hon Nicola Roxon deliver the Sir Zelman Cowen Address at Annual Dinner, as well as Professor Pip Nicholson deliver the Faculty Address.

In relation to vol 37 of the *Review*, issues 1 and 2 have been published and can be viewed online at our website. Editorial work for the third and final issue for vol 37 is well underway, with advance copies of pieces by Arlen Duke, Sangeetha Pillai and the Hon William Gummow AC already available online at: <<http://www.law.unimelb.edu.au/mulr/issues/forthcoming-issue>>.

Finally, we would like to thank the Members of the *Review* for all their hard work in 2013, extend our gratitude to the Faculty Advisers for their invaluable advice throughout the year, and congratulate the 2014 Editors Katherine France, Joshua Keyes Liley and Shawn Rajanayagam. We hope that you enjoy reading this Newsletter and wish you all the best for 2014.



Sasha Ponniah, Cindy Bors and Thomas Wood
2013 Editors

ALUMNI COCKTAIL EVENING

Every two years the *Review's* alumni community gathers to reminisce about their time at Law School, celebrate the success of the *Review's* current work and share together in the *Review's* vision for the future.

In 2013, the Alumni Association Cocktail Evening was held in the Residence at the Grand Hyatt Hotel on Wednesday 24 April. The Residence is the Grand Hyatt's personalised event locale that was the perfect setting for an intimate gathering of past and current Members.

Over 100 guests attended the Cocktail evening, including many past Editors, Members of the judiciary, current Members of the *Review*, friends of the *Review* and Melbourne Law School staff, as well as representatives from our five sponsor firms: Allens, Arnold Bloch Leibler, Gilbert + Tobin, Herbert Smith Freehills and King & Wood Mallesons. On the night we were honoured to have in attendance the Honourable Justice Kenneth Hayne AC, the Victorian

Attorney General, Mr Robert Clark MP, and a number of Justices of the Supreme and County courts.

The night was an excellent opportunity for old and new friends to connect and share stories from their time on the *Review* and provided a chance for all to catch up on what has happened since.



Alex McClure and Justice Kenneth Hayne AC

Left: Helen Santamaria, Ella Pope, Lyndal Ablett and Sahrah Hogan

*Below left: Thomas Wood, Cindy Bors and Sasha Ponniah
(2013 Editors)*

The Hon Robert Clark MP, Peter Willis and Elspeth Strong SC





David Foster, Christopher Lum, Matthew Kaminsky and Julia Wang



Andrew Ekert, Alana Lazdins and Manny Garantziotis SC



The Residence at the Grand Hyatt



The Hon Justice Mark Weinberg, John Langmead and Mika Tsoi



Jeremy Masters, Helen Santamaria, Jerome Santamaria and Paul Liondas



Heather Douglas, Dr John Emmerson QC, Terry Dao and Amanda May



James Weatherhead, Luke Pallaras, Qiao-Lin Cheong and David Heaton



Professor Andrew Christie and Mark Leersnyder

ANNUAL DINNER 2013

With the beautiful Melbourne skyline as the backdrop, over 100 guests attended the *Review's* 57th Annual Dinner, held at Luminare in South Melbourne on 9 October 2013. The Annual Dinner again provided a space to recognise the diverse contributions of authors, referees, Members and sponsors to the *Review's* success over the past year.

The 2013 Editors welcomed our guest speaker, former Commonwealth Attorney-General and Minister for Health and Ageing, the Hon Nicola Roxon as well as the Faculty Speaker, Professor Pip Nicholson. The Hon Nicola Roxon gave insight into her experience as the federal Attorney-General during which time she successfully defended the challenge to the plain packaging legislation, established the Royal Commission into Institutional Responses to Child Sexual Abuse and appointed two High Court Justices. Professor Pip Nicholson discussed the relationship between law and academic scholarship, and the expansion of the latter in relation to Asian law.

Other guests included authors and referees of articles published in vols 36 and 37, representatives of our five sponsor firms, current Members of the *Review*, the *Review's* Faculty Advisers, Melbourne Law School staff, and other friends of the *Review*.



The 2013 Editorial Board



The Hon Nicola Roxon



Professor Pip Nicholson



Professor Michael Crommelin AO and Lady Anna Cowen



The Hon Justice Joseph Santamaria, Stephen McLeish SC, The Hon Justice Mark Weinberg



Shelley Drenth, Simon Walker, Heather Douglas, Anna Eleftheriadis and Helen Santamaria



James Lee, Ellen Adianto, Terry Dao and Irene Han



Luminare, South Melbourne



*Shawn Rajanayagam, Katherine France and Joshua Keyes Liley
2014 Editors*



Professor Kim Rubenstein and Associate Professor Beth Gaze



Merinda Davis, Elizabeth Cole, Tanita Northcott, Jacinta Magazzu and Ramon Carmody

THE REVIEW'S COMMUNITY PROGRAM

In 2013, the *Review* established a new initiative — the Community Program. This initiative began after Members expressed a sincere interest in using the *Review* as a platform to engage in social justice issues, particularly by putting their specialised research, writing and editorial skills to good use outside of the Law School. More broadly, there was also a desire to engage with other organisations beyond our corporate sponsorship base.

A Committee, led by the Community Program Coordinator in consultation with the Editors, was established to determine the direction and scope of the Program. After canvassing a number of ideas, it was decided that the Program would be directed towards assisting Community Legal Centres. A number of Members had experience volunteering at CLCs and recognised the need for assistance in this area, particularly in a way that minimised the administrative burden on CLCs.

The Program allows interested Members to assist CLCs with the research, writing, and editing of fact sheets, publications, databases and educational materials. The Committee resolved to provide a service to CLCs that would operate in much the same fashion as our existing editorial process — CLCs would contact us with work; the Coordinator would allocate several Members to the project; Members would complete the work and send it to the Coordinator; the Coordinator would check the work and send it to the Editor-in-charge of the Community Program portfolio; and the Editor would finally double-check the work and send it back to the CLC. This not only ensures the accuracy of the work itself, but also maintains the reputation of the *Review*.

To date, the Program has been in contact with a number of urban, regional and rural organisations, and has received expressions of interest from several CLCs, including the Consumer Action Law Centre, Fitzroy Legal Service, North Melbourne Legal Service and Youthlaw. Notably, the Program began providing FLS with editorial and research assistance on their fact sheets and databases in mid-2013. Since then, the relationship with FLS has progressed and the Program is now in the middle of completing an extensive legal research, writing and editorial project for them.

The *Review* is excited to be continuing this relationship, and others, through the Community Program in 2014, and possibly exploring new initiatives under the leadership of the 2014 Editors and Community Program Coordinator.

For further information about the Community Program, or to offer suggestions in relation to this initiative or other possible initiatives, please contact Tanita Northcott, Community Program Coordinator, at law-mulr@unimelb.edu.au. Thanks also to Alex Maschmedt and Travis McCarthy who, as the inaugural Coordinators, were instrumental in setting the foundations for the Program.



Members participating in the 2013 PILCH Walk for Justice, to mark the establishment of the Community Program

MR JAMES MERRALLS AM QC



Elizabeth Alexander AM, Chancellor of the University of Melbourne, presents James Merralls AM QC with a Doctor of Laws (*honoris causa*)

James Merralls AM QC studied law at the University of Melbourne and was a Member of the *Review's* Editorial Board in 1957, the first year of publication. He was admitted to legal practice on 1 April 1960 and signed the bar roll later that month, taking silk in 1974. He has practised mainly in constitutional law and equity.

In addition to his practice as a barrister, Mr Merralls has been Editor of the Commonwealth Law Reports since 1969. Successive Chief Justices of the High Court of Australia have acknowledged and praised his contribution to the legal profession: in 1994, Sir Anthony Mason wrote that Mr Merralls was 'largely responsible for the high standard we have come to expect of the Reports' and, more recently, former Chief Justice Murray Gleeson said that 'it is a testimony to Mr Merralls' success that his work is deeply appreciated within the Court.' In recognition of his work

as Editor, Mr Merralls was awarded the degree of Doctor of Laws (*honoris causa*) by the University in December, 2013.

Initially a Member of the Editorial Committee of *Res Judicatae*, Mr Merralls was involved in its transformation to the *Review*. He recalls the *Res Judicatae* committee being called together by Professor Zelman Cowen to be told of the change. While the 'founding infants' were told what were to be the objects of the *Review* (to draw upon the practising profession, the academy and the bench), Mr Merralls says that they were given free rein in choosing content and approaching authors, and that students were given more responsibility than they had for *Res Judicatae*. Mr Merralls recalls being chairman at the *Review's* first Annual Dinner, at which Sir John Latham and Sir Owen Dixon were the guest speakers.

Mr Merralls considers that the *Review* has changed over the years from what was originally envisaged. Rather than being appointed by the faculty, students now apply for membership of the *Review*. He notes a change in book review policy. The founding Members considered that each significant Australian text should be reviewed. Students wrote the case notes, then much more concise. As the first Case Note Editor, Mr Merralls remembers the role as being time consuming and says he owed a debt of gratitude to the Faculty Advisor, Mr Peter Brett, for his guidance. Possessing a complete set of *Res Judicatae* and the *Review*, Mr Merralls believes that the focus of the subject matters of the articles published by the *Review* has shifted, with less emphasis on hard law subjects. This, he suggests, could partly be attributable to more cases going to the High Court of a political or social character.

With only 12 Members on the *Review* in its first year of publication, all knew each other well. Almost sixty years on, Mr Merralls is in regular contact with most of the surviving Members.

Past Member Profile

MR PHILIP LYNCH

Philip Lynch was a General Member of the *Review* during 1998–99. After graduating from Melbourne Law School in 1999, Mr Lynch joined Allens (then Arthur Robinson & Hedderwicks) as an Articled Clerk ‘where it seemed that half of the cohort was associated with the *Review*’. During his time at Allens, Mr Lynch was given the opportunity to be seconded to the Public Interest Law Clearing House (now Justice Connect) in 2001. There, he was responsible for the establishment of Australia’s first ever specialist legal and advocacy service for people experiencing homelessness, the Homeless Persons’ Legal Clinic. After working for the Human Rights Law Centre for seven years, Mr Lynch joined the International Service for Human Rights in Geneva in 2013, where he is now Director.



Mr Lynch says he has been privileged to work for almost 15 years in jobs where his passions, values and vocation intersect. Mr Lynch counts among the highlights of his career: his involvement in the landmark case, *Roach v Electoral Commissioner* (2007) 233 CLR 162, where the High Court recognised a constitutional right to vote for the first time and restored that right to thousands of prisoners; working alongside an inspiring and dedicated team at the Human Rights Law Centre in Melbourne; and, at the International Service for Human Rights, working with those who courageously defend human rights and fight for accountability of violations while facing attacks, threats and risks.

Mr Lynch considers that his time on the *Review* benefitted his career by instilling valuable professional qualities and building blocks such as accuracy, veracity and attention to detail. He also considers his membership of the *Review* to have been a factor contributing to his recruitment to Allens, a firm which provided him with outstanding professional training and mentoring. Despite now living in Geneva, Mr Lynch has maintained a close relationship to the firm, and notes that Allens now do pro bono work for the International Service for Human Rights in Geneva.

Looking back on his years on the *Review*, Mr Lynch recalls pizza and beer on Lygon Street to unwind after arduous editing days and, less fondly, being assigned an article with extensive Indonesian legal references ‘despite finding the Australian legal research challenging enough!’

Mr Lynch still has strong ties to Melbourne Law School. Since leaving, he has maintained friendships with a number of *Review* colleagues, including the 1997 *Review* Editors Paula O’Brien, who he worked with at PILCH, and Andrew Mitchell, whose Institutions in International Law class he recently presented to in Geneva.

When not occupied at the International Service for Human Rights, Mr Lynch can be found playing Lego, bike riding, ice skating or reading Harry Potter with his three young children. He recommends Geneva to all as not only a global human rights hub but as a great base for skiing and hiking.

Submissions to the Review

Submissions for Volume 38 Issue 2 (2014) are now open and will close on 30 April 2013.

Past Members are warmly invited to submit academic articles, case notes or book reviews for consideration for publication in the *Review*. Information regarding submission dates and processes, as well as the *Review's* Publication Policy, can be accessed on our website. Alternatively, past Members should feel free to contact the *Review* directly for further information.

Accessing the Review

Since 2010, the *Review* has adopted a policy of open access to past issues. We are currently in the process of uploading freely accessible electronic versions of *Review* articles to our website. Electronic versions of the *Review* can be accessed for free through AustLII, or by subscription from the following service providers: HeinOnline Law Journal Library (from 1957 onwards); Informit Australian Public Affairs Full Text (from 1994 onwards); Informit AGIS Plus Text (from 1999 onwards); LexisNexis Academic (from 1997 onwards); Gale Cengage Expanded Academic ASAP (from 2001 onwards); Gale Cengage LegalTrac (from 2001 onwards); and ProQuest (from 2001 onwards).

Hardback subscriptions to the *Review* are available through Thomson Reuters (Professional) Australia at a cost of \$66 per issue (including GST and postage and handling). Enquiries should be directed via email to lta.service@thomsonreuters.com.

Hardback copies of any issue can be ordered directly from the *Review*. Single issues prior to 1977 can be purchased for \$44 (including GST) and those from 1977 to date cost \$33 (including GST). Postage and handling charges vary according to order size.

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