

Advocacy Skills Workshop

CDDP – Sydney – 1 & 2 March 2019



Please read the information below immediately and thoroughly as it is important to your preparation and contribution to learning at this workshop.

Dear Workshop Participant,

The AAI is pleased to be able to provide this advocacy workshop for you and we are sure that you will find this course helpful in improving your advocacy skills.

Workshop Program:

Part 1: Introductory Session – Friday 1 March 2019

Time: 5.00pm to 7.00pm

Location: **Family Court of Australia, 99 Goulburn Street, Sydney**

This session will finish by 7.00pm.

Part 2: Advocacy Performance Skills Workshop – Saturday 2 March 2019

Time: 9.00am to 5.15pm.

Location: **Family Court of Australia, 99 Goulburn Street, Sydney**

Workshop Format:

The following “**Timetable and Task Allocation**” details the format for this workshop. On page 3 you will find a table that allocates a GROUP and PARTICIPANT NUMBER for each participant.

On Saturday, Group Performance Sessions and Technique Sessions have been scheduled through the day. In the Group Sessions, you will break into smaller groups to individually **present your allocated advocacy tasks** before a Judge/Instructor in the same manner that you would present in court. You will find your allocated advocacy tasks set out within each session of the timetable.

Once you have finished each performance you will be given a review by the instructor. This review is designed to be positive, not critical. You will be given advice on ways that your individual performance can be improved using various advocacy skills, including a demonstration and explanation of the particular skills relevant to your performance.

The Workshop Case Studies:

Why are we using a plea, applications and a case study?

We acknowledge that for some of you, the case studies we will use may not be of the type you generally deal with. We use these case studies deliberately as we believe them to be very good for the teaching of advocacy, demonstrating skills that can be applied in any jurisdiction. The advocacy skills you will learn will be of universal application – the same skills apply regardless of the type of case, the jurisdiction you appear in or the side you appear on. This has been proven in over two decades of advocacy instruction by the AAI.

We also acknowledge that some of you will have been allocated performance roles that ask you to act for the Defence rather than the Prosecution. This allows the workshop to reflect and present argument from both sides and demonstrates the universal nature of the advocacy skills being taught.

Please don't get bogged down in your preparation with any legal technicalities within the case studies. Don't research or bring statutes or precedents. Do not be distracted with "the law". Evidence is restricted to **only** that contained within each case study so you do not need to look outside the immediate information provided. The purpose of this workshop is to help you with how to structure a case, how to prepare, how to ask purposive relevant questions, how to argue, how to be persuasive in court. We will not be concerned with jurisdictional procedure.

Preparation before the workshop:

This is a performance-based workshop. **NO** preparation time is included during the actual workshop.

You are required to prepare each of your set tasks between now and the commencement of the workshop. Please **allow yourself time to prepare properly** – it is anticipated that you should allocate about 3-4 hours to this preparation.

Please also note that in the workshop group sessions, you may be called upon to act as the witness when other participants are presenting. A thorough knowledge and understanding of the facts of each case study will help both you and your colleagues get the most out of the workshop.

If you are not totally familiar with the requirements of any particular advocacy task, you may find it helpful to refer to the "Specific Advocacy Tasks" summary at the end of the Course Materials document.

You have also been provided with a pdf copy of the "AAI Advocacy Manual", which contains detailed chapters on each of the advocacy tasks you will be presenting. Unfortunately, copyright restrictions require this version to be 'read only' and cannot be printed. You are **not** required to bring a copy to the workshop, rather use this Manual in your preparation and for future reference.

Presenting your set tasks:

You will see in the timetable task allocations that a time limit has been set to present each task. Please prepare the whole of the task, even though the time allocation means you may not finish your presentation. Your review will be on that part of the task you present, not the parts you may not have reached.

At the close of the workshop the evaluation sheet provided with these materials will be collected. Please fill out this form before leaving as your (anonymous) comments help us structure future courses.

Dress is casual. Refreshments and lunch will be provided on Saturday.

Regards



Scott Wallace
General Manager, Australian Advocacy Institute.
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Advocacy Skills
CDPP, Sydney, 1 & 2 March, 2019

TIMETABLE
AND
TASK ALLOCATIONS

GROUP and PARTICIPANT NUMBER

This is your participant number and is used to determine which **TASKS** you will be performing in the timetable that follows.

	RED GROUP	BLUE GROUP	GREEN GROUP	YELLOW GROUP
1	Matthew CLIFFORD-O'SULLIVAN	Nadia CAVALLARO	Richard MILNE	Stamatina HALIKIAS
2	Imogen THOMAS	Michael James POTTS	Emmeline HIRST	Iain MACDONALD
3	Hollie WIFFEN	Tess MCQUADE	Juliet HARDY	Emma MARINO
4	Lisa HEMINGWAY	Samantha WOOD	Kathryn THORNTON	Jose BRUMMERT
5	Robyn HAKELIS	Hannah WHITE	Alexandra SMITH	Dana RICH
6	Joel GILBOURD	Rory MACKEN	Adam MURPHY	Anna DEARMAN
7	Samuel HILL	Gabriella SMITH	Stacey WATTS	Lewis RINGWALDT
8	Suki BLOOM	Natalie HOGAN	Caroline ZAKOWICZ	Vicky HOGARTH

FRIDAY 1 March 2019

At the Family Court, Sydney

SESSION 1	5.00 to 7.00pm (120 mins)
General Session	<u>INTRODUCTION AND OVERVIEW</u>

SATURDAY 2 March 2019

At the Family Court, Sydney

SESSION 2	9.00 to 10.00am (60 mins)
Group Session	<u>APPLICATIONS</u>
Performances in Group: 4 minutes per task	<u>Case Study 1: Porcine v Royal Bridgewater Golf Club - Application</u>
Review in Group: 3 mins per task	TASK: Apply for an ex-parte injunction PARTICIPANT: 1
	TASK: Apply for an ex-parte injunction PARTICIPANT: 2
	TASK: Apply for an ex-parte injunction PARTICIPANT: 3
	TASK: Apply for an ex-parte injunction PARTICIPANT: 4
	<u>Case Study 2: Philip Ball - Plea</u>
	TASK: Make submission on sentence for Ball PARTICIPANT: 5
	TASK: Make submission on sentence for the Crown PARTICIPANT: 6
	<u>Case Study 3: Peter Partridge – Bail Application</u>
	TASK: Make application for bail for Partridge PARTICIPANT: 7
	TASK: Oppose the application for the Crown PARTICIPANT: 8

MORNING TEA 10.00 to 10.15am (15 mins)

SESSION 3	10.15 to 11.30 am (75 mins)
Group Session	<u>LEADING EVIDENCE AND CROSS EXAMINATION</u>
Performances in Group: 5 mins per task	<u>Case Study: CDPP v Nigel Bland</u>
Review in Group: 4 mins per task	TASK: Lead Evidence for Prosecution from Mr Goldberg PARTICIPANT: 1
	TASK: Cross Examine Mr Goldberg for Defence PARTICIPANT: 2
	TASK: Lead Evidence for Prosecution from Snr. Det. Bruce PARTICIPANT: 3
	TASK: Cross Examine Snr. Det. Bruce for Defence PARTICIPANT: 4
	TASK: Lead Evidence for Defence from Mrs Mabel Bland PARTICIPANT: 8
	TASK: Cross Examine Mrs Mabel Bland for Prosecution PARTICIPANT: 7
	TASK: Lead Evidence for Defence from Mr Nigel Bland PARTICIPANT: 6
	TASK: Cross Examine Mr Nigel Bland for Prosecution PARTICIPANT: 5
	<i>All participants must be completely familiar with all witness statements within this case study to enable them to act as witnesses.</i>

SESSION 4 11.30 am to 12.30 pm (60mins)

General Session	<u>TECHNIQUES IN QUESTIONING WITNESSES</u>
	<u>CASE THEORY</u>

LUNCH 12.30 to 1.00pm (30 mins)

SESSION 5		1:00 to 2:15pm (75 mins)	
Group Session	<u>LEADING EVIDENCE AND CROSS EXAMINATION</u>		
	<u>Case Study: CDPP v Nigel Bland</u>		
Performances in Group: 5 mins per task	TASK: Lead Evidence for Prosecution from Snr. Det. Bruce		PARTICIPANT: 7
	TASK: Cross Examine Snr. Det. Bruce for Defence		PARTICIPANT: 8
	TASK: Lead Evidence for Prosecution from Mr Goldberg		PARTICIPANT: 5
	TASK: Cross Examine Mr Goldberg for Defence		PARTICIPANT: 6
Review in Group: 4 mins per task	TASK: Lead Evidence for Defence from Mrs Mabel Bland		PARTICIPANT: 2
	TASK: Cross Examine Mrs Mabel Bland for Prosecution		PARTICIPANT: 1
	TASK: Lead Evidence for Defence from Mr Nigel Bland		PARTICIPANT: 4
	TASK: Cross Examine Mr Nigel Bland for Prosecution		PARTICIPANT: 3
SESSION 6		2:15 to 3:15pm (60 mins)	
General Session	<u>THE CLOSING ARGUMENT</u>		
	<u>COMMUNICATION IN THE COURTROOM</u>		
SESSION 7		3:15 to 4:25pm (70 mins)	
Group Session	<u>OPENING ADDRESS AND CLOSING ARGUMENT</u>		
	<u>Case Study: CDPP v Nigel Bland</u>		
Performances in Group: 4 mins per task	TASK: Present opening address for Prosecution		PARTICIPANT: 7
	TASK: Present opening address for Defence		PARTICIPANT: 8
	TASK: Present closing argument for Prosecution		PARTICIPANT: 1
Review in Group: 4 mins per task	TASK: Present opening address for Prosecution		PARTICIPANT: 3
	TASK: Present opening address for Defence		PARTICIPANT: 4
	TASK: Present closing argument for Defence		PARTICIPANT: 2
	TASK: Present closing argument for Prosecution		PARTICIPANT: 5
	TASK: Present closing argument for Defence		PARTICIPANT: 6
SESSION 8		4:25 to 5:00pm (35 mins)	
Group Session	<u>Repeat Performances</u>		
Performances in Group: 2 mins per task	Participants to repeat part of one of their earlier performances, first identifying the review point that they were given from that performance.		
Review in Group: 2 min per task	Order of Performances: Set by instructor.		
SESSION 9		5:00 to 5:15pm (15 mins)	
General Session	<u>DISCUSSION AND CLOSING SESSION</u>		
	Evaluation Sheet: Participants are requested to complete and return to instructors.		