

## *CURRICULUM VITAE*

### *RODNEY ERIC HARRISON, Queen's Counsel*

#### **Personal and Biographical:**

Born, Auckland, New Zealand, 15 November 1946. Educated, Saint Kentigern College, Auckland, and the University of Auckland.

Married to Dianne. Children: Yves, René, Julian and Leo

Tertiary Qualifications: Bachelor of Arts (University of Auckland, May 1969); Bachelor of Laws (Honours) (University of Auckland, May 1970); Doctor of Philosophy in Law (University of Auckland, September 1973).

Admitted as a Barrister and Solicitor of the High Court of New Zealand, November 1969.

Commenced practice as a Barrister Sole, 1 October 1986.

Called to the Inner Bar (appointed Queen's Counsel) 15 July 1994.

Elected a Fellow of the International Academy of Trial Lawyers, 1995.

Member of the Bars of the Kingdom of Tonga, the Cook Islands and Samoa (appointed Senior Counsel, Kingdom of Tonga).

Member, Serious Fraud Office Prosecutors' Panel, September 1996 - 2007

Specialist fields of practice: public law and litigation; human rights litigation; employment law; commercial litigation; criminal law; education law; insurance law; media law and defamation; personal injury and medico-legal litigation; Treaty of Waitangi claims and litigation. Dr Harrison is listed among leading practitioners at the New Zealand Bar in Chambers Asia Pacific's Guide to Clients and in "Best Lawyers in New Zealand" for the practice areas of human rights law, labour and employment law and public law.

After completing post-graduate studies, Dr Harrison taught full-time at the Faculty of Law of the University of Southampton, England and, subsequently, at the Faculty of Law of the University of Manitoba, Canada. He returned to New Zealand in 1976 to practice law, lecturing part-time at the Faculty of Law of the University of Auckland for a number of years. Dr Harrison commenced practice on his own account in September 1979, in partnership with Charles Sturt, former Director of the Serious Fraud Office. Dr Harrison was the senior common law partner of the firm of Sturt & Harrison, which firm by the time he retired from it to practice at the independent bar had grown from two to five partners.

Dr Harrison is a former co-editor of Mazengarb's Employment Law, and is a former legal assessor to the Dentists Disciplinary Tribunal. He has been a member of a number of standing or ad hoc Law Society Committees, in particular the Public Issues Committee of the Auckland District Law Society and the New Zealand Law Society's Civil Litigation and Tribunals

Committee. He is currently (since June 2010) the Convenor of the New Zealand Law Society's Public and Administrative Law Committee.

Over the years, Dr Harrison has participated in numerous seminars and conferences. He has been a long term member of the Auckland District Law Society and New Zealand Law Society "Friends" Panels. He was a member of the Board of Trustees of Selwyn College between 1989 and 1995. He currently serves on the Advisory Board of Auckland University Law School's Equal Justice Project.

### **Career Highlights in Litigation:**

- Appearances as counsel before three commissions of inquiry, including the Commission of Inquiry into Oakley Hospital (the Gallen Inquiry) and the Inquiry into Cervical Cancer Treatment at the National Women's Hospital (the Cartwright Inquiry).
- Counsel for the plaintiff in **Harder v NZ Tramways Union** [1977] 2 NZLR 162 (labour injunction obtained by private citizen).
- Counsel for the respondent in **Allied Finance and Investments Limited v Haddow & Co.** [1983] NZLR 22 (CA) (professional negligence; solicitors' duties to third parties).
- Counsel for the appellant in **Webster v Auckland Harbour Board** [1983] NZLR 646; [1987] 2 NZLR 129 (CA) (leading authority on scope of applications for judicial review).
- Counsel for the plaintiffs in **Monroe and Others v Attorney-General (Police)**, April 1984 (the 1981 Springbok Tour "Three Clowns" case; exemplary damages awards against unknown police officers)
- One of the team of counsel for the Liquidator led by Ted Thomas QC (as he then was) in the Securitibank collapse litigation, 1984 – 1987.
- Counsel for the appellant in **Norrie v Senate of the University of Auckland** [1984] 1 NZLR 129 (CA) (leading authority on the jurisdiction of the University Visitor).
- Counsel for the plaintiff in the High Court and amicus curiae in the Court of Appeal, in **Duncan v Medical Practitioners Disciplinary Committee and New Zealand Medical Council** [1986] 1 NZLR 513 (leading authority on professional disciplinary proceedings against medical practitioners).
- Defence counsel/appellant's counsel in **R v Harawira** [1989] 2 NZLR 745 (CA) ("the Whare Paia trial"; adverse pre-trial publicity).
- Counsel for the plaintiffs in **Willis and Others v Attorney-General (Customs Department)**, November 1989 and on appeal ([1989] 3 NZLR 574) (wrongful detention by Customs officers; also a leading authority on the inter-relationship between the accident compensation system and the common law).
- Counsel for the New Zealand Medical Association in **King and Others v Clark (Minister of Health)**, High Court, Auckland Registry, M. 1335/90, Thomas J, 28 September 1990 (the Doctors' Contracts case).

- Counsel for nineteen former patients of National Women’s Hospital in medical negligence litigation arising out of the Cervical Cancer Inquiry, successfully settled in May 1992; and on appeal in relation to the inter-relationship between the accident compensation system and the common law (see **Green v Matheson** [1989] 3 NZLR 504).
- Counsel for the successful appellant in **Watson v Dolmark Industries Limited** [1992] 3 NZLR 311 (CA) (fiduciary duties in commercial relationships).
- Counsel for the successful plaintiffs in **McIntyre and Others v Bianchi and Others** [1992] 3 ERNZ 1057 (the Marsden Point Scaffolders’ case: union conspiracy and intimidation).
- Counsel for a number of dissenting Maori tribes in the constitutional and administrative law challenge conducted in the High Court and Court of Appeal in late 1992, over the “Sealord” Maori Fisheries settlement, **Te Runanga O Wharekauri Rekohu Inc. v Attorney-General** [1993] 2 NZLR 301.
- Counsel for the plaintiffs in **Auckland Council for Civil Liberties Inc. and Others v Attorney-General (Police)**, High Court, Auckland Registry, CP 452/93, Williams J, 11 November 1993 (successful challenge to issuing blanket trespass notices and “public profiling” of suspects by Police).
- Counsel for the plaintiff in **Garrett v Attorney-General (Police)**, High Court, Whangarei, April 1994 (the Kaitaia Police Station rape trial; abuse of public office by police).
- Counsel for plaintiffs/appellants in **Auckland Unemployed Workers’ Rights Centre and Others v Attorney-General (Police)** [1994] 3 NZLR 720 (CA) (helped to establish the “Baigent” compensation remedy for breach of the New Zealand Bill of Rights; Crown immunity from suit).
- Counsel for the successful plaintiff/respondent in **Harvey v Derrick** [1995] 1 NZLR 314 (CA) (leading authority on the extent of damages liability and immunity from suit of District Court Judges).
- Counsel for the successful plaintiff in **Ankers v Attorney-General (Department of Social Welfare)** [1995] 2 NZLR 595 and (1995) 8 PRNZ 455 (mass Governmental mishandling of special benefit applications).
- Counsel for the successful plaintiff/respondent in **G D Searle & Co. v Gunn** [1996] 2 NZLR 129 (CA) (statute of limitations for product liability claims for “Copper 7” I.U.D.).
- Counsel for the plaintiffs in **Nicholls v Health and Disability Commissioner** [1997] NZAR 351 (extent of powers of investigation of Health and Disability Commissioner).
- Counsel for the appellant in **Accused (CA60/97) v Attorney-General** (1997) 15 CRNZ 148 (CA) (Bill of Rights fair trial guarantees; inherent jurisdiction of Court to have witness under threat testify from a distance by video link).
- Counsel for the successful respondents in **Transportation Auckland Corporation Limited v Marsh** [1997] ERNZ 532 (CA) (harsh and oppressive contracts under the Employment Contracts Act 1991).

- Counsel for the successful respondent in **Goldfinch v Auckland City Council and others** [1996] NZRMA 329 (CA) (mandatory and directory requirements under Resource Management Act).
- Counsel for the appellants in **Quilter v Attorney-General** [1998] 1 NZLR 454 (CA) (the “same-sex marriage” case; discrimination on the grounds of sex and sexual orientation; leading authority on interpretation under the New Zealand Bill of Rights Act 1990).
- Counsel for the successful union defendants in **Dickson’s Service Centre Limited v Noel** [1998] 3 ERNZ 841 (the “Mr Whippy” case: conspiracy and interference with trade or business by unlawful means).
- Counsel for the successful defendants in **Air New Zealand Limited v Kippenberger** [1999] 1 ERNZ 390 (membership of Mutual Benefit Fund limited to union members; freedom of association of union members/discrimination in employment against non-members of union).
- Counsel for the appellant in **Butler v Attorney-General and Refugee Status Appeals Authority** [1999] NZAR 205 (CA) (the fugitive Irish refugee case; meaning of “refugee”; “internal flight” under the Refugee Convention).
- Counsel for the plaintiffs in **Te Heu Heu v Attorney-General** [1999] 1 NZLR 98 (Treaty of Waitangi claims over State-Owned Enterprise land).
- Counsel for the successful appellant in **Choudry v Attorney-General** [1999] 2 NZLR 528 (CA); [1999] 3 NZLR 399 (CA) (powers of entry and search of the Security Intelligence Service; public interest immunity for classified security information).
- Counsel for the successful respondents in **Tucker Wool Processors Limited v Harrison** [1999] 3 NZLR 576 (CA) (harsh and oppressive procurement and harsh and oppressive terms of employment contracts under the Employment Contracts Act 1991: duration, random medical examinations, random drug testing of employees).
- Counsel for the successful plaintiff in **Smith v Air New Zealand Ltd** [2000] 2 ERNZ 376 (discrimination in employment on the grounds of age; application of ICAO “age 60” restrictions to international airline pilots).
- Counsel for the respondent in **Harder v Proceedings Commissioner** [2000] 2 NZLR 80 (CA) (liability for breach of privacy principles under the Privacy Act 1993).
- Counsel for the successful plaintiff in **Doherty v Veterinary Council of NZ** [2001] NZAR 729 (judicial review of Veterinary Council disciplinary decisionmaking on the grounds of delay and other legal error).
- Counsel for the successful appellant in **Ark Aviation Limited v Newton** [2002] 2 NZLR 145 (CA) (assessment of compensation for unjustified dismissal).
- Counsel for the successful respondent in **Carter Holt Harvey v National Distribution Union** [2002] 1 ERNZ 239 (CA) (powers of entry on employer premises of union officials).

- Counsel for the plaintiff in **NZ Amalgamated Engineering Union v Carter Holt Harvey Limited** [2002] 1 ERNZ 597 (employer duty to bargain collectively in good faith; employer duty to consult with union).
- Counsel for the appellant in **R v Bridger** [2003] 1 NZLR 636 (CA) (relationship between self-defence and psychiatric evidence; sentencing).
- Counsel for the plaintiff in **New Zealand Association for Migration and Investment Inc. v Attorney-General**, High Court, Auckland Registry, Randerson J, 16 May 2003, [2006] NZAR 45 (successful challenge to retrospective immigration policy changes to residence criteria).
- Counsel for the respondents in **Attorney-General v Refugee Council of New Zealand** [2003] 2 NZLR 577 (CA) (challenge to wholesale detention of refugee status claimants post-11 September 2001).
- Counsel for the respondent in **Russell McVeagh McKenzie Bartleet & Co. v Auckland District Law Society**, [2004] 1 NZLR 326 (CA), [2003] 2 AC 736 (PC) (professional discipline of legal practitioners and legal professional privilege).
- Counsel for the appellant in **New Zealand Dairy Workers Union Inc. v NZ Milk Products Limited** [2004] 3 NZLR 652 (CA) (deduction of union “bargaining fee” from wages of “free-riding” non-union employees).
- Senior Counsel for Algerian refugee Ahmed Zaoui in:
  - Zaoui v Attorney-General** [2005] 1 NZLR 577 (CA and SC) (inherent jurisdiction of High Court to grant bail to person detained as alleged national security risk; availability of habeas corpus and remedies for arbitrary detention under the Bill of Rights);
  - Zaoui v Attorney-General (No. 2)** [2004] 2 NZLR 339, [2005] 1 NZLR 690, [2006] 1 NZLR 289 (HC, CA and SC) (right of recognised refugee seeking review of a security risk certificate to natural justice and a summary of allegations, extent of protection from deportation afforded to refugee by Article 33.2 of the Refugee Convention; judicial review of decisions made by Inspector-General of Intelligence and Security when reviewing security risk certificate; applicability of the Torture Convention to Inspector-General’s review and to any ultimate deportation of recognised refugee for security reasons);
  - Zaoui v Greig and Attorney-General**, High Court, Auckland Registry, CIV-2004-404-317, 31 March 2004, Salmon and Harrison JJ (removal of former Inspector-General of Intelligence and Security for apparent bias contained in public remarks);

Security risk certificate review hearing before Inspector-General of Intelligence and Security (resulting in withdrawal of the certificate by Director of Security and upholding of refugee status for Ahmed Zaoui).
- Counsel for the successful respondent in **Director of the Serious Fraud Office v A Firm of Solicitors** (2005) 22 CRNZ 94. [2006] 1 NZLR 586 (CA) (extent of search warrant powers of the Serious Fraud Office; invalidity of search warrant for undue generality and non-disclosure).

- Counsel for the successful plaintiff in **A v Council of the Auckland District Law Society** [2005] 3 NZLR 552 (powers of District Law Society to requisition medical examination of a law practitioner involving invasive testing and the giving of bodily samples).
- Counsel for the respondent in **Director of Civil Aviation v Paterson**, High Court, Wellington Registry, CIV 2005-485-606, Wild J, 23 June 2005 (the “fainting pilot” case; review of Director’s withdrawal of medical certification on aviation safety grounds: natural justice and onus of proof).
- Counsel for the plaintiffs in **Akatere v Attorney-General** [2006] 3 NZLR 705 (challenge to exercise of the Royal prerogative: Cabinet policy fixing levels of *ex gratia* payment to victims of miscarriage of justice alleged to be contrary to International Covenant on Civil and Political Rights).
- Counsel for the successful respondent in **Christchurch City Council v Southern Local Government Officers Union** [2007] 2 NZLR 617 (CA) (limitations on employer direct communications with employees during collective bargaining; free speech and collective bargaining).
- Counsel for the successful appellant in **NZALPA v Air New Zealand Limited** [2008] 2 NZLR 1 (Supreme Court of New Zealand) (employee rights under the Public Holidays Act 2003 to time and a half and “alternative holiday” for working on a public holiday upheld).
- Counsel for the successful appellant in **NZEPMU v Witney Investments Limited** [2008] 2 NZLR 228 (CA) (initiation of collective bargaining for joinder as a subsequent party to an existing multi-party collective agreement; freedom of association and collective bargaining).
- Counsel for the respondent in **Attorney General v Mair** [2009] NZCA 625 (judicial review of Waitangi Tribunal decision to decline to grant urgency to cross-claimants seeking to challenge Treaty Settlement reached with opposing claimants).
- Amicus curiae in **Siemer v Solicitor-General** [2009] 2 NZLR 556 (CA) (right to trial by jury under section 24 of the Bill of Rights for persons facing imprisonment for contempt of court; distinction between civil and criminal contempt).
- Court-appointed counsel for the successful appellant children in **Ye v Minister of Immigration** [2010] 1 NZLR 104 (Supreme Court of New Zealand) (judicial review of decision to deport overstayer mother of New Zealand citizen children: effect of Immigration Act 1987; right to family life and Convention on Rights of the Child).
- Counsel for the successful appellant in **McAlister v Air New Zealand Limited** [2010] 1 NZLR 153 (Supreme Court of New Zealand) (age discrimination in employment and “comparator group” analysis; effect of ICAO age restrictions on pilots in command).
- Counsel for the respondents in **Air Nelson Limited v NZEPMU** [2010] NZLR (Supreme Court of New Zealand): legality of employer’s use of independent contractors to perform the work of striking employees; effect of section 97 of the Employment Relations Act 2000.

- Counsel for the plaintiff in **Falwasser v Attorney-General** [2010] NZAR 445: successful Bill of Rights damages claim for Police actions in pepper spraying prisoner locked in Police cell.
- Counsel for the successful appellant in **New Zealand Dairy Workers Union Inc v Open Country Cheese Company Ltd** [2011] 2 NZLR 350 (CA) (leave to appeal refused [2011] NZSC 59): use of parent company's employees as strike-breakers for subsidiary company employer; effect of section 97 of the Employment Relations Act 2000.
- Counsel for the successful respondent in **Attorney-General (Minister of Immigration) v Tamil X** [2011] 1 NZLR 721 (Supreme Court of New Zealand): exclusion from refugee status under Article 1F of the Refugee Convention on the grounds of complicity in crimes against humanity or serious non-political crimes.
- Counsel for the respondent in **Attorney-General v Chapman** [2012] 1 NZLR 462: damages liability of the Crown for judicial breach of the New Zealand Bill of Rights Act.
- Counsel for the successful appellants in the "Operation 8" prosecution seeking exclusion of Police surveillance camera evidence; appeal ultimately substantially successful in the Supreme Court: **Hamed v The Queen** (2011) 25 CRNZ 326.
- Counsel for the successful respondent in **Civil Aviation Authority of New Zealand v NZALPA** [2011] NZCA 520 (powers of Civil Aviation Authority and Director of Civil Aviation in relation to random sampling of Ministry of Justice conviction records for airline pilot convictions).
- Counsel for the appellant in **Terminals (NZ) Ltd v Comptroller of Customs** [2014] 1 NZLR 121 (Supreme Court of New Zealand) (definition of "manufacture" in relation to motor spirit, for excise duty purposes).
- Counsel for the partly successful respondent in **Waterhouse v Contractors Bonding Ltd** [2013] NZSC 89 (Supreme Court of New Zealand) (Court supervision and in particular disclosure to opposing party of existence and terms of a litigation funding agreement).
- Counsel in numerous significant constitutional law cases in the Kingdom of Tonga, in the Independent State of Samoa (formerly Western Samoa) and in the Cook Islands, appearing before the Supreme Court, the Privy Council and the Court of Appeal of Tonga; the Supreme Court and Court of Appeal of Samoa; and the High Court and the Court of Appeal of the Cook Islands, including:
  - **Pohiva v Kingdom of Tonga** [1988] S.P.L.R. 371 (Constitutional freedom of speech guarantees; judicial review of dismissal of public servant)
  - **Pohiva v Kingdom of Tonga**, 1990 – 1 (unconstitutional sales of Tongan passports to foreign nationals)
  - **Pohiva v Tonga Development Bank**, 1992 (freedom of speech/disclosure of confidential bank documents in the public interest)
  - **Touliki Trading Enterprises Limited v Fakafanua and Kingdom of Tonga**, 1995 – 6 (Constitutional guarantees of freedom of property and trade)

**Alesana v Samoa Observer** (freedom of speech/defamation) 1998, Supreme Court of Samoa

**Pohiva and Others v Kingdom of Tonga**, Supreme Court of Tonga, December 2002; Court of Appeal of Tonga, 25 July 2003 (false imprisonment of journalists and People's Representative by Legislative Assembly; damages for wrongful detention)

**Lali Media Group Limited and Others v Kingdom of Tonga and Others**, Supreme Court of Tonga, April and May 2003, Court of Appeal of Tonga, 25 July 2003 (successive Governmental bans on Tonga's leading newspaper the "Taimi O Tonga" overturned; breach of Constitutional guarantees)

**Taione and Others v Kingdom of Tonga**, Supreme Court of Tonga, Webster CJ, 8 October 2004 (Constitutional invalidity of legislation restricting operations of overseas news media and imposing licensing and censorship of local news media; Constitutional invalidity of amendments to Constitution of Tonga provisions dealing with freedom of speech and limiting relief for breaches of Constitutional guarantees)

**Pohiva and others v Rex**, Court of Appeal of Tonga, separate judgments delivered on 3 October 2008 and 10 July 2009 ([2009] TOCA 8) upholding power of Supreme Court to quash indictments for insufficiency of evidence; later judgment quashing indictments for seditious conspiracy and seditious speech laid against Tongan Pro-Democracy leaders following the November 2006 Nuku'alofa riots).

**Papers Written for the Public Issues Committee of the Auckland District Law Society** (retired, 1991):

**Retroactivity in Criminal Legislation** (1979)

**Withdrawal of Criminal Charges by the Prosecution** (June 1980)

**Peaceful Protest and Arrest for Breach of the Peace** (March 1983)

**Police Powers of Seizure to Prevent an Offence** (October 1984)

**Disclosure to a Defendant in Criminal Proceedings of Information Held by the Prosecution** (April 1986)

**The Contempt of Court Powers of the District Court** (May 1987)

**Speaking Out: Members of Parliament and the Judicial Process** (August 1988)

**The Mass Media and the Criminal Process** (May 1989)

**Entry of Traffic Officers on to Private Property** (September 1989)

**Nazi War Criminals – Some Legal Issues** (June 1990), published 15 Northern Law Review No 5, p 11

**Removal and Detention of Children and Young Persons by Police** (December 1990)

**Schools and Searching for Drugs** (July 1991)



### **Publications, Seminars and Conferences:**

“**The Action for Breach of Statutory Duty**”, LLB (Hons) Dissertation, University of Auckland, December 1969

**Collective Agreements and the Industrial Conciliation and Arbitration Amendment Act 1970** [1971] NZLJ 180

**Trade Unions and the Common Law in New Zealand**, Ph. D. Thesis, University of Auckland, February 1973

“Civil Liberties and the Future”, in **Civil Liberties in a Changing New Zealand** (September 1984)

**Recent Developments in the Economic Torts**, Auckland District Law Society Seminar, July 1986

“The Oakley Inquiry in Retrospect and its Aftermath”, in **Mental Health: A Case for Reform** (Legal Research Foundation, September 1986), p 91

**The Labour Relations Act 1987**, New Zealand Law Society Travelling Seminar, November 1987

**The Employment Contracts Act 1991: Some Key Legal Issues** (July 1991, Auckland District Law Society Monograph)

**The Employment Contracts Act 1991 – Phase Two: Dismissal and Replacement** [1991] Mazengarb’s Industrial Law Bulletin 75

**Judicial Review of Administrative Action: Some Recent Developments and Trends**, Auckland District Law Society Seminar, February 1992; published [1992] NZLJ 200, 246

**The Mass Media and the Criminal Process**, Wellington District Law Society Chateau Conference, June 1992, published [1992] NZLJ 271

**In the Wrong? Do You Know Your Rights?** (The New Zealand Bill of Rights and Civil Remedies), Auckland District Law Society Waitangi Conference, August 1992

**Patient Confidentiality: The Competing Demands of Personal Privacy and Public Interest**, The 1993 Medico-Legal Summit, Auckland, February 1993

**Deregulation, Privatisation and Corporatisation of Crown Activity: How Will the Law Respond? (A Commentary)**, New Zealand Law Conference, Wellington, March 1993; published in Conference Papers, Vol. 2, p 102

“Powers, Duties and Accountability of School Boards of Trustees”, in **Education and the Law in New Zealand** (Legal Research Foundation, April 1993)

**Matters of Life and Death: The Accident Rehabilitation and Compensation Insurance Act 1992 and Common Law Claims for Personal Injury**, address to the Auckland Medico-Legal Society, June 1993 (Published as a monograph, Legal Research Foundation, August 1993)

**The Potential for Exposure to Damages Claims for Medical Malpractice**, Conference on Managing Medico-Legal Risks, Auckland, October 1993

**Insurance Implications of Changes to Accident Compensation**, New Zealand Insurance Law Association Conference 1993, Auckland, October 1993

**Police Powers of Search: Sowing Dangerous Seeds**, [1993] New Zealand Law Journal 362

**A Bill for All Seasons: A New Remedy in Damages for Breach of the Bill of Rights**, *Lawtalk* 420, 22 August 1994, p 10; Auckland District Law Society Seminar, 6 September 1994

**The Case Against Creating Police Powers of Detention for Questioning: An Answer to the Law Commission's Report on Police Questioning**, *Lawtalk* 426, 21 November 1994, p 21

**Accident and Medical Misadventure: The ACC/Common Law Interface – An Update**, Auckland District Law Society Seminar, February 1995

**He That is Without Sophistry, Let Him Cast the First Epithet**, March 1995 Bill of Rights Bulletin No. 2, p 18

**“What’s Your Problem? It’s Just a Prick: DNA – The Modern Fingerprint?”**, in **Re-Thinking Criminal Justice: A Conference on New Initiatives in Criminal Justice**, Legal Research Foundation Seminar, May 1995, published Vol II Seminar Papers at p 21

**“The Remedial Jurisdiction for Breach of the Bill of Rights”**, in Huscroft and Rishworth (eds), **Rights and Freedoms: The New Zealand Bill of Rights Act 1990 and the Human Rights Act 1993** (Brooker’s, September 1995)

**Domestic Enforcement of International Human Rights in the Courts of Law: Some Recent Developments**, International Seminar on the Protection of Human Rights, Wellington, 26 June 1995; published [1995] New Zealand Law Journal 256; (1995) 21 Commonwealth Law Bulletin 1290; **Human Rights – How Are They Best Protected?** (ed. P Hunt) (Human Rights Commission, December 1998, p 52)

**“Student Discipline by School Principals and Boards of Trustees: Powers, Procedures and Remedies”**, Seminar on Education Law: Student Discipline and Students’ Rights, Legal Research Foundation, March 1996

**Public Law and Private Redress** [1996] New Zealand Law Review 478

**“Converting it into Cash”: Compensation and Damages in Public Law**, New Zealand Law Society Seminar, **Public Law: Update on Administrative Law and Judicial Review**, Auckland and Wellington, September 1998

**“Challenging the Defective Decision: Substantive Principles of Judicial Review”** (Auckland District Law Society Seminar, 2 March 1999; published as **Judicial Review: Recent Trends** [1999] NZLJ 264, 281

**“Judicial Review of Racing Tribunal Decisions”**, Australasian Racing Appeal Tribunals Conference, Auckland, 6 June 1999

**“Unions and Good Faith”**, New Zealand Law Society Employment Law Conference 2000, Wellington, November 2000; published February 2001 26 New Zealand Journal of Industrial Relations 85

**“The New Public Law: A New Zealand Perspective”**, an Auckland District Law Society Seminar address; subsequently published in (2003) 14 Public Law Review 41

**“Fundamental Freedoms and the ‘War on Terrorism’”**, paper delivered at the 2004 International Bar Association Conference, 26 October 2004, subsequently published in **Yearbook of New Zealand Jurisprudence** (2005) Vol 8.1, “Special Issue: Law and Security After September 11<sup>th</sup>”, 141

**“Double Jeopardy: Disciplinary Investigations and the Right to Silence”**, New Zealand Law Society Employment Law Conference 2006, Auckland, October 2006

**“The Bill of Rights and the Bureaucrats: The Impact on Administrative Law and Civil and Criminal Remedies”**, in **“Using the Bill of Rights in Civil and Criminal Litigation”**, New Zealand Law Society Seminar, July 2008

**“Political Free Speech in New Zealand: Dangerous Beast or Endangered Species?”**, in **“Freedom of Speech and the Safety of the State”** Waikato Law School Seminar July 2008

**“Criminal Law: Cuts to Criminal Legal Aid, Public Defenders and the Importance of an Independent Criminal Defence Bar”**, in **“Access to Justice in an Age of Austerity”**, Legal Research Foundation/NZ Centre for Human Rights Conference, March 2013

**“Using Human Rights Law in Litigation: Remedies for Breach of the New Zealand Bill of Rights Act 1990”** in **“Using Human Rights Law in Litigation”**, New Zealand Law Society Seminar, June 2014

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