



OVERSEAS TRAVEL

The Jurisprudential Allowance

In 1988, the independent Salaries and Allowances Tribunal established by Parliament introduced an allowance, called the Jurisprudential Allowance, to enable judges “to familiarise themselves with current developments in jurisprudence and judicial practice in a rapidly changing world without the pressure of the normal workload”. The Tribunal considered that “some part of the expenses of such ongoing familiarisation program should be met by the State”.

With effect from 1993, the Tribunal viewed the allowance “as part of the total income of Queensland Judges”. Consequently, it reduced judicial salaries (compared to other jurisdictions) by the amount of the allowance and permitted judges to take the allowance as salary. As the allowance is in the nature of a salary sacrifice, it is not correct to view it as “taxpayers’ money”.

In the year 2007, the Tribunal ceased to exist, and the remuneration of Queensland judges was statutorily aligned with that paid to judges of the Federal Court of Australia, by the *Judicial Remuneration Act 2007*. That Act reflects the approach taken by the former Tribunal to the jurisprudential allowance: the amount of the salary paid to Federal Court judges is reduced by the amount of the jurisprudential allowance in order to calculate the salary paid to judges of the Supreme Court, Trial Division, with proportionate adjustments for other judges; and a Queensland judge has the option to have the amount of the jurisprudential allowance paid as salary.

Funding overseas travel

Overseas travel by judges is generally undertaken pursuant to the Jurisprudential Allowance. Judges may also fund it in certain circumstances from an Expense of Office Allowance originally granted by the Tribunal, and now provided for by the *Judicial Remuneration Act*, although this allowance is also used for such expenses as library books and the purchase, maintenance and insurance of judicial court-room attire.

The Chief Justice, the President of the Court of Appeal, and the original Judges of the Court of Appeal are also entitled to first-class travel overseas once per year, though not under allowances provided for by the *Judicial Remuneration Act*. (That expenditure is noted in the annual report of the Department of Justice and Attorney-General.)

The statutory allowances are only payable for expenses actually incurred for the purposes of the allowance. These expenses may include the travel costs of a judge’s spouse.

Drawings on allowances are administered by Court Administration.

The costs of travel in the past financial year

The following table shows the amounts paid or reimbursed in respect of the now statutory allowances, to Supreme and District Court judges, between 1 July 2007 and 30 June 2008, even though the travel may have been undertaken earlier or later.

Current annual amount of the Jurisprudential Allowance

The annual Jurisprudential Expense Allowance from 1 July 2007 was:

Chief Justice	\$28,101
President, Court of Appeal	\$27,222
Other Supreme Court Judges	\$23,929
Chief Judge	\$23,929
Other District Court Judges	\$21,536

JUDICIAL OVERSEAS TRAVEL 2007-2008

Name of Judge	Countries Visited	Purpose of Visit	Period of Travel	Cost
The Honourable Justice Roslyn G ATKINSON	Norway, United Kingdom	Society for Legal Scholars Conference, Durham; International Association of Judges Conference, Trondheim	September-2007	\$25,107.79
The Honourable Justice Roslyn G ATKINSON	Vanuatu	Australasian Law Reform Agencies Conference 2008, Port Vila	September-2008	\$2,258.41
His Honour Judge Hugh W H BOTTING	Russia, USA, United Kingdom	East West Medical & Legal Conference St Petersburg, British Legal History Conference, Oxford, Washington National Bar Association 82nd Annual Convention, Washington, International Society for Individual Liberty World Conference, Virginia	July - August 2007	\$856.78
Her Honour Judge Sarah BRADLEY	Panama	International Association of Women Judges Conference, Panama	March-2008	\$1,563.57
His Honour Judge Grant T BRITTON, SC	USA, Canada	Australian Bar Association conference, Chicago; court visits, meetings and discussions with Judges in Victoria BC, Wyoming, Colorado	June-July 2007	\$6,490.02
His Honour Judge Grant T BRITTON, SC	United Kingdom, Italy, Ireland, France	4th World Bar Conference, Dublin/Belfast; Europe Asia Legal Conference, Positano; meetings and discussions with Judicial Officers and observe court proceedings, Londonderry, Ireland; meeting and discussions with french legal practitioner on french criminal procedure	June-July 2008	\$25,298.80
The Honourable Justice John H BYRNE, RFD	Russia, Sweden, United Kingdom	Discussions and meetings with Judicial Officers, mediators, court administrators and officials in Moscow, Stockholm and London	May-June 2007	\$23,703.46
The Honourable Justice John H BYRNE, RFD	USA	Program on Negotiation Mediation course	October-2007	\$12,776.62
The Honourable Mr Justice Richard N CHESTERMAN, RFD	Italy, Russia	Europe Asia Legal conference, Lake Como; East West Legal conference, St Petersburg	July-2007	\$17,006.85
The Honourable Justice Keiran A CULLINANE	Italy, Malta	Pan Europe Pacific Legal Conference, Florence and Orvieto; attendance at Courts and meet with Judges, Valletta, Malta	March-2008	\$28,674.67
The Honourable Chief Justice Paul de JERSEY, AC	France, United Kingdom	Inspection of various courthouses and other facilities (France and UK) relevant to planning for the construction for the new Supreme and District Courthouse in Brisbane.	December 2007 - January 2008	\$17,578.00
Her Honour Judge Julie M DICK, SC	Greece, Italy	5th Greek Conference "Challenges in Law, Medicine and Science", Kos; "What works with women offenders" conference, Prato	September-2007	\$21,790.25
Her Honour Judge Julie M DICK, SC	Tonga	Tonga Benchbook Pilot Programme - an Ausaid/Nzaid project, Tonga	June-2008	\$1,421.87

Her Honour Judge Julie M DICK, SC	Samoa	South Pacific Council of Youth and Children's Court meeting, Samoa	July-2008	\$5,788.00
His Honour Judge Keith S DODDS	Argentina	International Bar Association Conference, Buenos Aires	October-2008	\$11,064.22
The Honourable Justice James S DOUGLAS	Italy/France	Advocacy Teachers Conference, Prato; Speech to Ecole Nationale de la Magistrature, Paris	December 2007 - January 2008	\$20,517.86
His Honour Judge Stuart G DURWARD S.C.	Italy	Pan Europe Asia Medical and Legal Conference, Taormina	September-2007	\$14,349.44
His Honour Judge Stuart G DURWARD S.C.	China	Sino-Australian Judicial Forum 2008, China	April-2008	\$15,652.87
The Honourable Justice Peter R DUTNEY	USA	Australian Bar Association (ABA) conference, Chicago; 3rd USA Pacific Legal Conference, New York	June-July 2007	\$9,117.57
The Honourable Justice Peter R DUTNEY	Italy	Europe Asia Legal Conference, Positano	June-July 2008	\$16,494.94
His Honour Judge Garry S FORNO QC	New Zealand	"Law, Liberty and Legislation" Conference, Canterbury	February-2008	\$3,338.90
The Honourable Justice Henry G FRYBERG	Malta, Greece, Norway	"The Greek Conference", Kos; Annual meeting of International Association of Judges, Trondheim; various discussions, meetings and court visits in Malta, Greece (Athens and Thessaloniki), and Norway (Trondheim and Oslo)	August-September 2007	\$49,583.56
His Honour Judge Milton J GRIFFIN, SC	Italy	Euro Asia Legal Conference, Lake Como	July-2007	\$13,088.88
His Honour Judge Milton J GRIFFIN, SC	United Kingdom	Judicial Review Conference, London	December-2007	\$14,548.52
The Honourable Justice Catherine E HOLMES	USA,Canada	Australian Bar Association conference, Chicago; USA Pacific Legal conference, New York; International Society for the reform of Criminal Law conference, Vancouver	June-July 2007	\$30,083.99
His Honour Judge Marshall P IRWIN	China, USA, Canada	20th Biennial LAWASIA Conference, Hong Kong; attend Red Hook Community Justice Centre, New York; International Society for the Reform of Criminal Law 20th Anniversary Conference, Vancouver	June-2007	\$27,787.03
The Honourable Justice Stanley G JONES, AO	China	20th Biennial LAWASIA Conference, Hong Kong	June-2007	\$4,535.35
The Honourable Justice Stanley G JONES, AO	Italy, Sweden, United Kingdom	Pan Europe Pacific Legal Conference, Florence - Europe Oceania Medical and Legal Conference, - Biennial Conference on Property Law, Cambridge University - discussions and meetings with judges of the High Court of Sweden, visits to two Swedish prisons and discussions on prisoner rehabilitation, visits to and discussions with Faculty of Law at Lund University.	May-June 2007	\$25,795.82

His Honour Judge Gregory J KOPPENOL	Italy, Ireland	Europe Asia Legal Conference, Positano and Dublin	June-July 2008	\$25,668.81
His Honour Judge Gregory J KOPPENOL	Various	Official Passports	Various	\$419.90
The Honourable Justice Glenn C Martin	Ireland	World Conference of Advocates and Barristers, Dublin/Belfast	June-2008	\$9,782.89
His Honour Judge Terry D MARTIN S.C.	Various	Annual Overseas and Domestic Travel Insurance Policy	Various	\$615.00
The Honourable Mr Justice John D M MUIR	Austria Germany, China, Eire	4th European Jurist Forum, Vienna; 20th Biennial Law Asia Conference, secretary designate to the Conference of Chief Justices of Asia and Pacific, Hong Kong; and jurisprudential activities in Dublin, Munich and Shanghai including conferring with Chief Judge Civil Division High Peoples' Court.	May-June 2007	\$14,147.53
His Honour Judge John E NEWTON	USA, Italy	Attend Australian Bar Association Conference, Chicago; 3rd USA - Pacific Legal Conference, New York, 6th Europe-Asia Legal Conference, Lake Como	June-July 2007	\$230.00
His Honour Judge John E NEWTON	Italy	Pan Europe Asia Legal Conference, Rome	September-2008	\$17,435.00
His Honour Judge Kerry J O'BRIEN	USA	Attend Australian Bar Association Conference, Chicago, 3rd USA-Pacific Legal Conference, New York	June-July 2007	\$9,540.86
Her Honour Judge Helen O'SULLIVAN	United Kingdom	18th British Legal History Conference, Oxford; visit various courts within the United Kingdom, visiting fellow at Law School University of Cambridge	June-July 2007	\$11,069.26
His Honour Judge Robert D PACK	China	Sino Australian Judicial Forum 2008, China	April-2008	\$14,922.00
Her Honour Judge Julie A RYRIE	USA (cancelled)	Refund - Australian Bar Association conference, Chicago	June-July 2007	-\$1,550.00
Her Honour Judge Julie A RYRIE	Various	Annual Overseas and Domestic Travel Insurance Policy	Various	\$681.00
His Honour Judge Nicholas SAMIOS	Greece (cancelled)	Refund - 11th Greek/Australian International Legal & Medical conference, Crete	June-2007	-\$3,210.00
His Honour Judge David G SEARLES	Ireland	World Conference of Advocates and Barristers, Dublin/Belfast	June-2008	\$17,405.29
His Honour Judge Michael J SHANAHAN	Ireland	World Conference of Advocates and Barristers, Dublin/Belfast	June-2008	\$23,929.37
His Honour Senior Judge Nelson A SKOIEN	France	European Perspectives on Law Conference, Paris	October-2007	\$15,397.00
His Honour Senior Judge Nelson A SKOIEN	Italy	Europe Asia Legal Conference, Positano	June-July 2008	\$18,433.47
His Honour Senior Judge Gilbert TRAFFORD-WALKER	United Kingdom	Legal Conference, Cambridge University	September-2007	\$8,142.15
His Honour Senior Judge Gilbert TRAFFORD-WALKER	China	Sino-Australia Judicial Forum 2008, China	April-2008	\$22,210.00
His Honour Judge Clive F WALL, QC	Singapore, Malaysia	Visit to Singapore and Malaysian Courts, discussions with Judicial Officers, court staff and tour of courts and facilities and Malaysian P&E education visit	December 2007 - January 2008	\$11,458.91

His Honour Judge Clive F WALL, QC	China	Sino-Australia Judicial Forum 2008, China	April-2008	\$9,336.00
The Honourable Justice Margaret J WHITE	Turkey, United Kingdom, United Arab Emirates	Proposed investigation of Muslim/Secular Courts and commercial courts in Middle East; attendance at British Society of Criminology Conference, London; various discussions with professionals at Royal Courts of Justice/Citizen's Advice Bureau Self Represented Litigants' Scheme in London	September-2007	\$30,426.22
His Honour Judge Peter J WHITE	Canada	"Children Exposed to Domestic Violence" Conference, Ontario	May-2007	\$1,828.81
The Honourable Justice Glenn N WILLIAMS, AO	UK, USA, Greece	Attend and present papers at 5th Greek Conference - "Challenges in Law, Medicine and Science", Kos; various discussions and meetings with judicial officers in Tokyo, Vancouver, Ireland and UK	July-October 2007	\$44,648.00
The Honourable Justice Margaret A WILSON	China	Attendance & participation as speaker at 20th Biennial LAWASIA Conference, Hong Kong. Participation (with Australian and overseas lawyers) in study tour to Shanghai, visiting Hongkou District Court, Qingpu Prison, Shanghai Bar Association.	June-2007	\$8,516.13
The Honourable Justice Margaret A WILSON	Tonga	17th Pacific Judicial Conference, Nukualofa	November-2007	\$3,558.23
The Honourable Justice Margaret A WILSON	UK, France, Luxembourg, The Netherlands, Belgium	Visit to British Library in London; participation in study tour of European and International Courts (arranged by Court of the Future Network, University of Canberra), consulting with Judges, architects, Court staff and academics, and visiting Strasbourg (European Parliament, Court of Human Rights, & Tribunal de Grande Instance), Luxembourg (European Court of Justice), Antwerp (Palais de Justice), The Hague (International Court of Justice & International Criminal Tribunal for the Former Yugoslavia), Montpellier (Palais de Justice), Avignon (Palais de Justice) and Lyon (Palais de Justice)	March-April 2008	\$16,110.03
His Honour Judge Alan M WILSON S.C.	Czech Republic, Russia, Greece, Italy, Japan	Attend 5th Greek Conference - "Challenges in Law, Medicine and Science", Kos; various discussions and meetings with judicial officers, tour of court architecture in Moscow, St Petersburg, Prague, Rome, Tokyo	August-September 2007	\$27,002.81
His Honour Judge Alan M WILSON S.C.	France, United Kingdom, USA	European and International Law Courts Executive Research Tour, France; meetings with judicial officers and architects and inspection of court buildings in Manchester, Edinburgh, Boston, Washington and San Francisco	March-April 2008	\$42,226.00
Her Honour Chief Judge Patricia M WOLFE	Tonga	17th Pacific Judicial Conference, Nukualofa	November-2007	\$503.15

Her Honour Chief Judge Patricia M WOLFE	New Zealand	Meeting of the Council of Chief Judges of Australia and New Zealand, Nelson	March-2008	\$5,858.91
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**TOTAL JUDICIAL OVERSEAS
TRAVEL 2007-2008**

\$853,016.77