



JusticeNet^{SA}

Annual Report 2012-13

JusticeNet SA Inc
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www.justicenet.org.au

Cover Photos: JusticeNet staff and RASP lawyers (Simon Bourne and Rachael Gray); Walk for Justice 2013; Community Sector Seminar at Finlaysons (Sonia Mascolo, Tim Graham, Jessica Pengelly)

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President's Report

I am pleased to present the President's report on the governance of JusticeNet SA for the 2012-2013 financial year.

JusticeNet was launched in 2009 with one staff member – our Executive Director Tim Graham. Demand for pro bono assistance has increased every year since JusticeNet commenced operations. Over that time, the organisation has grown incrementally to include part-time administrative staff and a number of volunteers. We have also had two short-term contract positions to assist with fundraising and referrals coordination. At around this time last year, however, it became apparent that certain structural change was needed to support the Executive Director position with the increased functions and responsibilities of the growing organisation. To that end, two main structural changes were made:

- The part-time Referrals Solicitor position was created to focus on the organisation's core business of referrals coordination. This in turn allowed the Executive Director more time to concentrate on the organisation's strategic direction, fundraising, membership development and new projects. Elizabeth Boxall was recruited to the position and her legal skill, work ethic and dedication to the cause has already brought great benefits to the organisation.
- Secondly, subcommittees of the management committee were formed to concentrate on the areas of governance, fundraising, CPD training and the Refugee and Asylum Seeker Project.

One significant change for JusticeNet since that time has been the awarding of a grant from the Law Foundation (jointly to JusticeNet and Flinders University) to run the Self-Representation Service at the Supreme Court. Commencing in September 2013, the service will run as a 12-month pilot, providing advice and discrete task assistance to litigants or prospective litigants within the civil jurisdiction of the Supreme Court. It is an important addition to JusticeNet's referral service and again increases the services available to disadvantaged members of our community, and opportunities available to our members. It is also a significant change for the organisation as it transitions from referral coordination alone to a direct provider of legal services to clients (through the instrumentality of pro bono members). We have high hopes that the pilot will demonstrate the effectiveness of the service in addressing an identified area of unmet legal need in South Australia.

With the Referrals Solicitor on board we have also been able to focus our attention on the growing demand for assistance from asylum seekers. There is no legal assistance other than pro bono for asylum seekers who have been refused by the Refugee Review Tribunal. JusticeNet has entered into a Memorandum of Understanding with the Refugee Advocacy Service of South Australia (RASSA), which previously performed this work, such that JusticeNet will act as the lead agency dealing with requests for assistance, working co-operatively and effectively with RASSA. Through its Refugee and Asylum Seeker Project, JusticeNet has been able to increase the level of assistance available to asylum seekers. Training sessions have been run in migration law to build capacity within the profession to undertake this work, and a team of solicitors has been developed to undertake merits assessment of applications. This area will be one to watch under the new federal government, particularly with the pre-election announcement that IAAAS funding (which currently funds assistance with applications for protection visas through to merits review before the RRT) will not be available to asylum seekers arriving by boat. It may well lead to more demands for pro bono assistance in this area. We acknowledge the generous support of the Sidney Myer Fund and the Sisters of Charity Foundation for our Refugee and Asylum Seeker Project.

JusticeNet has continued to have a presence in the Australian pro bono network. JusticeNet has always enjoyed strong links with its interstate counterparts through regular meetings, conference

attendances and exchange of advice. The connections were formalised over the last year with the launch of the Pro Bono Access Australia network comprising PILCH NSW & Victoria, QPILCH and JusticeNet SA. The network, particularly through its online presence, aims to increase access to pro bono services, promote the development of pro bono culture and policy and facilitate cross-border referrals.

All this good work naturally depends on funding. We now have a solid membership base comprising a large portion of the legal profession in South Australia. We were thrilled at the fundraising results of the Walk for Justice, which significantly outstripped our already high expectations, and we regularly pursue grant applications. We continue to make our case for funding to State and Federal governments with the ever-increasing evidence of the value of our services and are confident that our evidence will one day prove irresistible. My thanks to the Executive Director and Treasurer who make a little budget stretch a very long way.

I extend my thanks to my fellow management committee members for their dedication and advice, and to Tim Graham, Elizabeth Boxall, Louise Young, Anthony Kuppe, Tessa Colliver and all volunteers for their inspirational work. Thanks are also due to our esteemed members who continue to meet the demand for help from disadvantaged members of the community. They are a credit to their profession.

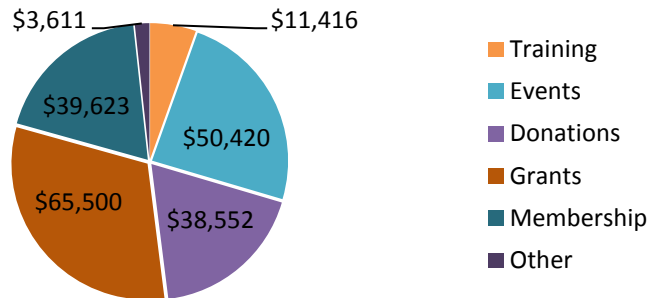
Paula Stirling
President

Treasurer's Report

JusticeNet delivered a modest surplus in the 2012/13 financial year, a remarkable achievement given the uncertain funding landscape for pro bono legal services in South Australia.

The chart below shows JusticeNet's funding sources for the past year.

**Funding Sources
2012-13**



JusticeNet overwhelmingly relies on the tremendous generosity of the legal profession and South Australian community for its core operational funding.

My sincere thanks to our individual and corporate members for their sustained financial support. Our membership income has steadily increased with the addition of new members, while subscription increases have been limited to changes in CPI to keep pace with inflation.

Unlike pro bono legal services interstate JusticeNet does not receive recurrent government funding. We are pleased, however, to acknowledge maiden funding from the Commonwealth Attorney-General's Department in the form of a one-off grant for an improved Information Management System.

Other notable financial contributions to JusticeNet in the past financial year include:

- The Walk for Justice has grown remarkably over the past few years. This year the Walk raised over \$40,000, accounting for almost 25% of total income. Many thanks to all of those walkers and sponsors for making this such a successful and enjoyable event; and
- Funding to run a 12-month pilot of our Self-Representation Service in the Supreme Court (commencing September 2013) from the **Law Foundation** and a donation from **IMF (Australia) Ltd.**

I also acknowledge the important in-kind support from our sponsors and partners over the past year, including:

- The **University of Adelaide**, for providing accommodation for JusticeNet;
- **Australian Government Solicitors**, for providing a lawyer on regular secondment to JusticeNet;
- **Flinders University**, for supporting our Continuing Professional Development Seminar program; and
- **Comunet**, our Principal Technology Partner, for providing website support

Nick Linke
Treasurer

JusticeNet Services

JusticeNet's principal goal is to provide free legal assistance to low-income clients, those experiencing disadvantage, and the community organisations that support them.

Our clients routinely have complex legal and other needs. Certain social groups, such as those seeking asylum in Australia, can experience unique particular disadvantage and require special assistance due to cultural, linguistic and other barriers.

A similar diversity of circumstances and needs exists among our network of pro bono lawyers; they are not all cut from the same cloth. They have wide ranging levels of experience, areas of expertise and have different opportunity and availability for making their pro bono contribution.

For these reasons JusticeNet is constantly exploring new ways to tailor our response to unmet legal need and most efficiently and effectively deliver pro bono services. Over the last two years we have developed three distinct pro bono services that facilitate access to justice for vulnerable and disadvantaged clients:

- Pro Bono Referral
- Refugee and Asylum Seeker Project
- Self-Representation Service

Pro Bono Referral: Representation and Advice

Pro bono referral is for individuals with genuine legal needs who cannot afford a lawyer or obtain assistance elsewhere. The emphasis of our referral service is on representation, although certain referrals may be limited to advice only.

Pro bono representation is a finite resource and one which we endeavour to husband carefully. Only the most disadvantaged clients and only the most meritorious matters are suitable for referral. JusticeNet carefully assesses the hundreds of applications we receive each year to determine their eligibility for pro bono help. Applicants who cannot be referred are given advice about, and referral to, alternate legal and non-legal avenues available to them.

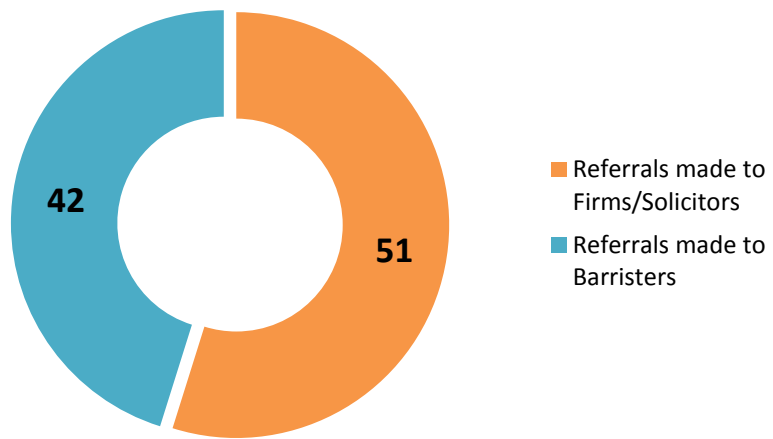
Approximately 70% of clients referred for pro bono help rely on social security payments as their principal source of income. About 30% have a disability or mental health problem. For these clients help from our lawyers can make the difference between keeping the family home and facing homelessness, or an outcome that further entrenches financial disadvantage or poverty.

Over the 2012/13 financial year our network of law firms and barristers provided more pro bono assistance to clients referred by JusticeNet than ever before. JusticeNet made 93 referrals in the past year (including 33 RASP referrals), up from 65 in the year before.

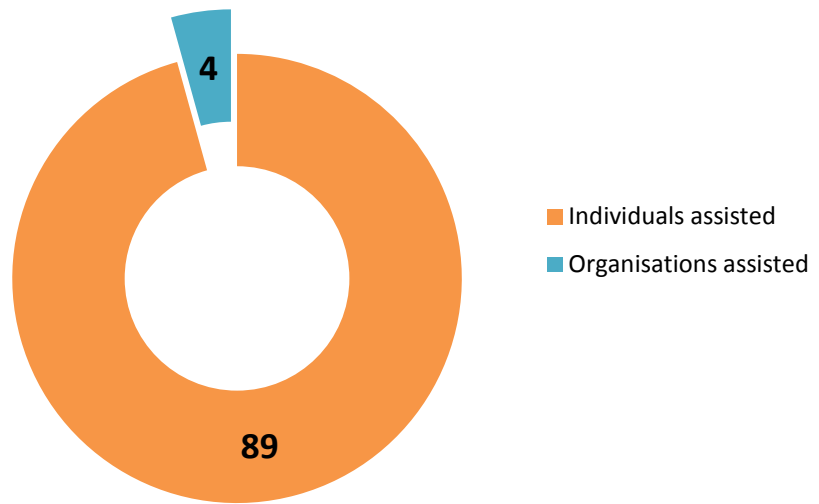
Our referral network also grew over the past year with the addition of several new member law firms.

Responsibility for coordinating our referral work was taken over by JusticeNet's new referral lawyer, Elizabeth Boxall. Elizabeth has brought enormous energy, enthusiasm and skill to the position.

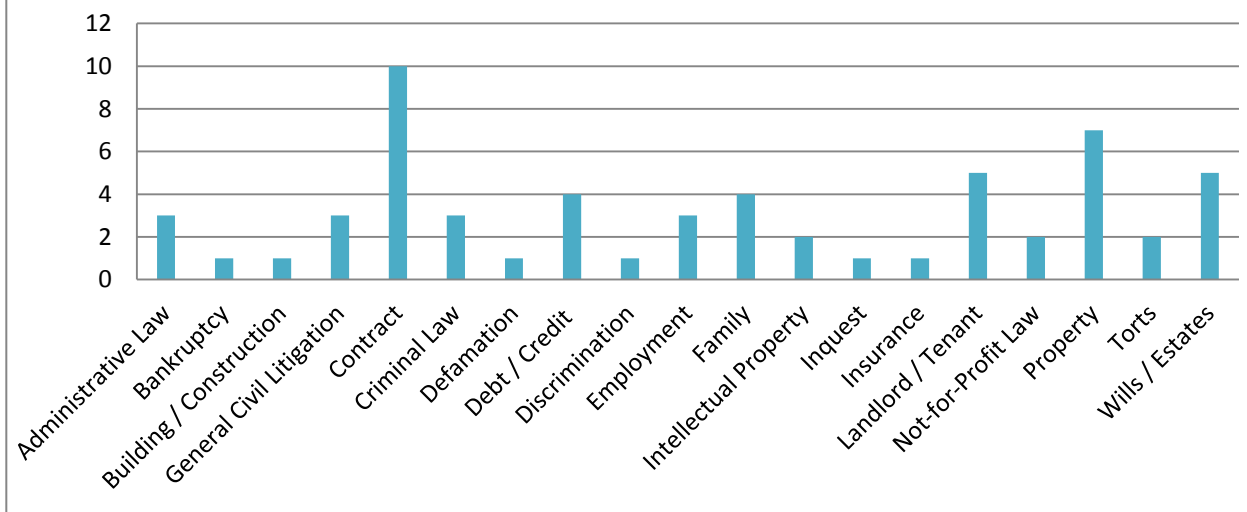
Pro Bono referrals by type of referral



Pro Bono referrals by type of client



Pro bono referrals by practice area (excl.RASP)

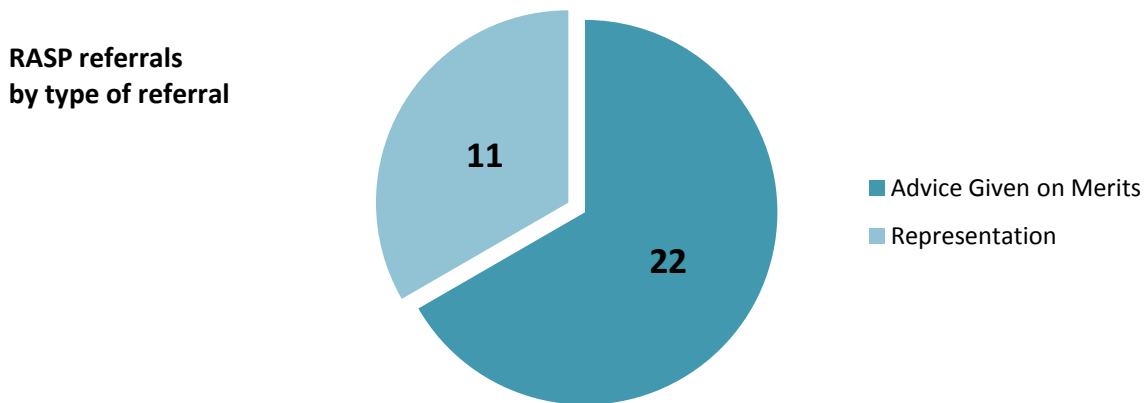


Refugee and Asylum Seeker Project

In 2011 JusticeNet responded to the need for legal assistance for asylum seekers in South Australia by launching our Refugee and Asylum Seeker Project (RASP).

The aim of RASP is to assist highly vulnerable and disadvantaged asylum seekers exercise their legal rights and obtain just outcomes. Asylum seekers face many barriers to access to justice in South Australia. There is no legal aid funding for those seeking judicial review and no Community Legal Centres that can offer specialist migration law services. Limited government funding is only available to the merits review stage (through the Independent Merits Assessment (IMA) process, or since March of this year, the Refugee Review Tribunal).

RASP also aims to improve administrative decision making and accountability in government by exposing migration decisions to judicial scrutiny. Interstate experience suggested that a high proportion of decisions made under the IMA process, as high as 75-80%, contained administrative error resulting in their setting aside in the Federal Courts.



The RASP pursues these aims by helping clients to seek judicial review of adverse decisions concerning their claim for protection in circumstances where a lawyer has determined that they have grounds.

We are assisted by a growing number of South Australian barristers and solicitors, including a dedicated team from the Crown Solicitor's Office. In consultation with JusticeNet, the CSO adopted a formal pro bono policy in 2012. The policy facilitates legal staff to undertake a specified amount of pro bono work referred by JusticeNet. Participating staff are registered with the National Pro Bono Resource Centre's Professional Indemnity Insurance Scheme and act as independent pro bono practitioners. We acknowledge the support of the Crown Solicitor for this innovative contribution to pro bono legal service delivery, which is unique to South Australia.

As part of our commitment to capacity building in this area, in May JusticeNet hosted a free training seminar for pro bono lawyers titled "*How to identify jurisdictional error in asylum cases*". Our thanks to presenters Stephen McDonald of Hanson Chambers and Paul Charman of Wright Chambers.

At the start of 2013 Elizabeth Boxall, JusticeNet's Referral's Lawyer, took over responsibility for coordinating RASP from Anthony Kuppe. We thank Anthony for his significant contribution to this project.

JusticeNet also acknowledges the generous support of the **Sidney Myer Fund** and the **Sisters of Charity Foundation** for this project

“ Feedback from a client of the RASP

I am writing to you to tell you how grateful we are for the assistance of our pro bono barrister and solicitor in our case to the Federal Court.

They have done an excellent job working on our case and have volunteered so much of their time. They are very friendly and we have been able to rely on them and trust them. They have always been responsible to follow through with the work they promised they would do.

We are thankful that you have such great quality lawyers volunteering for JusticeNet who have been such a good support for us. Their work for us has been so important for a successful conclusion to our appeal to the Federal Court.

We are so grateful.””

Self-Representation Service

The reality is that not everyone can be represented by a lawyer on their day in court. Our legal resources are limited, the funding of legal aid and Community Legal Services and other front line legal services is inadequate, and the generosity of lawyers acting pro bono cannot bridge the gap.

In fact, pro bono representation is not appropriate for some clients, some matters and for some practitioners. For some clients who have genuine legal issues and lack the means to pay a lawyer, pro bono representation may not be a sensible use of pro bono resources. It may come down to personality issues, the size and complexity of the dispute or some other aggravating factor. And what of those individuals whose case may be of marginal merit, but not necessarily ‘doomed to fail’? Perhaps part of the solution lies in helping some to help themselves?

In 2013 JusticeNet SA and Flinders University obtained funding from the Law Foundation of South Australia and a corporate donor, IMF (Australia) Ltd, to operate a 12-month pilot legal service in the Supreme Court of South Australia.

The aim of the ‘Self-Representation Service’ is to improve access to justice for eligible self-represented litigants in the Supreme Court of South Australia, while at the same time discourage the commencement or continuation of unnecessary proceedings and encourage the alternative resolution of disputes.

The Service aims to achieve this by using pro bono lawyers to provide advice and discrete task assistance to clients throughout the course of the matter (including prior to commencement), but not representation. The service will thereby assist clients to:

- understand the law, and the rights and perspective of the other party;
- observe court and tribunal rules and procedures;
- be aware of potential orders and the effect of not complying with orders; and

- present their case in the best possible manner.

The Service is closely modelled on the Self Representation Services successfully operated by the Queensland Public Interest Law Clearing House (QPILCH) since 2007. Many thanks to QPILCH for supporting JusticeNet's efforts to establish a Self-Representation Service in South Australia.

The Service will operate 1 day per week with a Managing Solicitor (Tim Graham), volunteer lawyers from participating firms and PLT students from Flinders University. We acknowledge the support of the following member firms participating in the service: Cowell Clarke, Finlaysons, Fisher Jeffries, Gilchrist Connell, Johnston Withers, Lawson Smith and Minter Ellison.

The Service will be open to the public from 25 September 2013. The Office of Crime Statistics and Research (Attorney-General's Department) has kindly agreed to evaluate the service for a substantially reduced fee. We look forward to reporting on the outcome of the pilot in 12 months' time.

Our thanks to Flinders University for partnering with JusticeNet to operate this service.

JusticeNet also acknowledges the generous support for this project from the **Law Foundation of South Australia** and **IMF (Australia) Ltd.**

Pro Bono Success Stories

Our network of lawyers accepted a wide range of referrals in 2012/13. Here are some examples of pro bono matters finalised in the past year.

Ingrid*

Ingrid is 63 years of age and lives alone in a modest home in suburban Adelaide. She receives a disability support pension and has been unable to work since the 1980's.

In 2008 Ingrid contracted with a builder to undertake some essential renovations and extension to her home. The builder demolished the existing kitchen and bathroom but the building work was halted after it emerged that he was unlicensed and had not obtained planning approval for the work. Council inspections revealed that the work was seriously substandard and required demolition. The majority of the progress payments for the building work had already been paid and Ingrid was unable to obtain restitution from the builder who subsequently moved to an unknown address interstate.

Through a friend Ingrid sought help from JusticeNet and her case was referred to Lipman Karas for pro bono assistance. By this stage:

- Ingrid had been living for 5 years without a kitchen or bathroom, being without funds to demolish the unlicensed work or rebuild;
- was in default of notices requiring the unlicensed work to be rectified, facing a potential maximum fine of \$20,000; and
- Ingrid had been informed by the Council that it might be willing to make a modest *ex gratia* payment out of a settlement it had received in disciplinary proceedings against the builder, but she did not understand the conditions upon which Council was making this offer.

Lipman Karas advised Ingrid in relation to negotiating with the Council. With their help Ingrid obtained an extension of the deadline for demolition of the property and negotiated acceptable terms for the receipt of the *ex gratia* payment.

Lipman Karas also commenced proceedings on Ingrid's behalf against the builder. They negotiated a very favourable settlement. With the sums received under the settlement, Ingrid has been able to engage builders to demolish the unlicensed work and to build a new extension.

**Name changed*

Citizens Own Renewable Network Australia

Finlaysons accepted a referral to assist CORENA (Citizens' Own Renewable Network Australia), a newly established environmental not-for-profit organisation. CORENA's main objective is to use funds raised by the organisation to support renewable energy efficient projects such as interest free loans for solar installations. CORENA needed advice about their draft loan agreements and advice on potential legal issues they may face with regards to their long term ambition to fund the construction of a large-scale solar power plant. Finlaysons provided the required advice and prepared for them a disclaimer of liability and privacy statement. CORENA described the assistance they received from Finlaysons as 'very enabling'. With their help CORENA has resolved all of the legal issues facing them and is moving forward with their energy sustainability projects.

Parton v KeyInvest

In 2008 Joan Parton moved out of her family home into a retirement village unit. She entered into a contract with the operator KeyInvest and paid \$245,000 to secure her right to occupy the unit. Unfortunately, health complications forced Joan to leave the retirement village in April 2011 and move into accommodation that could provide her with a higher level of care. The new accommodation required a bond of \$341,000. Joan paid \$100,000 from her savings, and planned to pay the remainder from the proceeds she would recoup from KeyInvest from the relicensing of her former unit.

In August 2011 Joan informed KeyInvest that she intended to vacate her unit and requested repayment of the loan to KeyInvest. After significant delay, Joan received approximately \$197,000 from KeyInvest, less than what she was entitled based on her length of residence. Joan also claimed an amount to cover the substantial interest she was owed due to the late repayment by KeyInvest. KeyInvest refused to pay the additional amount sought by Joan and she took the matter to the Residential Tenancies Tribunal. She claimed that the contract with KeyInvest was defective because it failed to inform her of statutory rights as required by law. But for the failure of KeyInvest to inform her of this right, she would have sought early repayment of her loan and would have avoided a substantial amount of interest on the bond for her new accommodation.

KeyInvest successfully applied to be legally represented before the Tribunal. While the Tribunal extended Joan the same opportunity, Joan was without the means to afford legal representation and so her daughter Lesley represented her at the hearing. Lesley persuaded the Tribunal to allow her to make additional written submissions.

At this late stage of proceedings Lesley sought the urgent assistance of JusticeNet and she was referred to Cowell Clarke and Peter Britten-Jones of Bar Chambers who prepared the written submissions for Joan. With their help Joan settled that part of her claim which was based on KeyInvest's calculations as to her length of residence. As a result the Tribunal decision concerned only the validity of the contract and consequent losses flowing from any breach.

In its decision, the Tribunal found that KeyInvest was in breach of the Act because it omitted to include information about Joan's statutory rights in the contract. In particular, it noted that this included the right to repayment of her loan within 60 days of making such a request.

The Tribunal was not persuaded that KeyInvest's breach led to loss on Joan's part. It concluded that there were too many 'uncertain factors' in the matter. Nonetheless, the Tribunal's finding on the invalidity of the contract may have important ramifications for thousands of elderly South Australian's like Joan. JusticeNet understands that the Office of the Commissioner for the Aging has closely observed the outcome of this matter and is considering policy changes that may be required to clarify the law in this area.

JusticeNet Events

Over the past year JusticeNet ran a series of events and training programs. These included, most notably:

Walk for Justice 2013

In 2013 the Walk for Justice exceeded all expectations. Over 350 walkers raised almost \$40,000 for JusticeNet's pro bono legal services. Every year support and enthusiasm grows and the walk has become a fixture in the South Australian legal calendar. Thanks to all of the walkers in this year's Walk for Justice including our esteemed Lead Walkers.

Congratulations to Patrick Giam and the team from Lipman Karas who raised \$5,370 as the highest fundraising team and were inaugural winners of the Walk for Justice Cup. Congratulations to Katrina Bochner, who raised \$2,131 in about 48 hours to be the highest individual fundraiser.

The Walk for Justice is proudly sponsored by: SA Law Week Committee, Law Foundation SA, The Law Society of South Australia, Hilton Adelaide, Phil Hoffmann Travel, Bendigo Bank and Ferrier Hodgson.

Pro Bono Vino

Pro Bono Vino, our inaugural wine tasting and auction event was held on Saturday 20 October. Around 70 guests were treated to a fantastic selection of wines from some of SA's best known wineries. Guest speakers Julian Burnside AO QC and Tim White, wine writer for the Australian Financial Review and a beautiful performance by Grace Bawden kept the crowd entertained. *Pro Bono Vino* raised over \$6,000 for JusticeNet. *Pro Bono Vino* was made possible by the many generous donations of wine and other auction items from members and other supporters

Community Sector Seminars

Starting in June 2013, JusticeNet SA commenced a program of seminars for not-for-profit and community organisations. The aim of the seminars is to provide affordable and accessible legal information to not-for-profits, on key legal issues that affect them. Our Community Sector Seminars are provided with the generous assistance of some of our member law firms. The first seminar was held in June 2013 and was presented by SANTOS and Thomsons Lawyers. We are also delighted to have the support of SACOSS and Volunteering SA/NT as our community partners.

CPD seminar series

Over 2012/3 JusticeNet continued its series of CPD seminars for the legal professions. With the generous support of our presenters we have offered seminars covering a diverse range of topical civil law issues. Our sincere thanks to our presenters for their support.

Thanks also to our CPD sponsors: Fox Creek Wines, Pittstop Catering, TryBooking.com and Flinders University

JusticeNet Staff

Management Committee

- Paula Stirling (President), *Solicitor, Crown Solicitors Office*
- Kerry Clark (Deputy President), *Barrister, Murray Chambers*
- Nick Linke (Treasurer), *Partner, Fisher Jeffries*
- Carolyn Mitchell (Secretary), *Consultant, Cowell Clarke*
- Melissa Ballantyne, *Solicitor, Environmental Defenders Office*
- Gabrielle Canny, *Director, Legal Services Commission*
- Alan Merritt, *Solicitor, Central Community Legal Service*
- Jonathan Wells QC, *Barrister, Hanson Chambers*

Staff

- Tim Graham, *Executive Director*
- Elizabeth Boxall, *Referrals Lawyer*
- Louise Young, *Administration Assistant*
- Anthony Kuppe, *Referrals Coordinator (until December 2012)*
- Tessa Colliver, *Business Development Manager (until September 2012)*

JusticeNet Volunteers

Our volunteers play a vital role at JusticeNet. They are essential to the smooth operation of JusticeNet's referral service. Our thanks to the following volunteers worked at JusticeNet in 2012/13:

- Leila Allison
- Liz Beltrame
- Alice Church
- Robert Crisci
- Madelaine Donovan
- Catherine Fairlie
- Sarah Graham
- Sam Graham
- Sophie Heithersay
- Lauren Hilliker
- Cassandra Hodzic
- Amelia Ip
- Louise Jennings
- Abigail Khoo
- Anthony Kuppe
- Baldwin Lam
- Suet Leong
- Tomas Macura
- Lewis Michaloudakis
- Beth Midgley
- Isabel Miller
- Anna Pagliaro
- Issa Peera
- Nicole Ricketts
- Mitch Simmons
- Jaime-Lee Tertipis
- Melanie Womersley
- Eunice You

JusticeNet Secondees

JusticeNet has benefited from the skills and experience brought to the organisation by Australian Government Solicitor lawyers seconded to JusticeNet 1 day per week throughout 12/13. We offer our thanks to the Australian Government Solicitor and the following lawyers who worked at JusticeNet over the past year:

- Claire Deegan
- Michael La Vista
- Natalia Milutinovic
- Andrew Schatz

JusticeNet Members

JusticeNet gratefully acknowledges the ongoing support of our corporate and individual members. Our members in 2012/13 were:

Law Firms/Sole Practitioners

Aleecia Murray	Fisher Jeffries	Mellor Olsson
Ashurst Australia	Fox Tucker Lawyers	Piper Alderman
Bourne Lawyers	Gilchrist Connell	Ruth Beach Lawyer & Mediator
Campbell Law	Hunt & Hunt	Sparke Helmore
Cowell Clarke	Johnston Withers	Wallmans Lawyers
DMAW Lawyers	Kelly & Co	
Donaldson Walsh	Lawson Smith Lawyers	
Finlaysons	Lipman Karas	

Chambers

Hanson Chambers

Law Schools

University of Adelaide Law School
University of South Australia Law School

Other Corporate Members

Adelaide Law School	Riverland Community Legal Service
Aged Rights Advocacy Service	SANTOS
Beach Energy	South East Community Legal Service
Central Community Legal Services	Southern Community Justice Centre
Environmental Defenders Office	UniSA Law School

Individuals

Martin Anders	Margaret Kelly
Lucas Arnold	Stephen Kenny
Melissa Ballantyne	Lisette Knobel
Barry Beazley	Robert Lawton
The Hon David Bleby QC	The Hon Robyn Layton AO QC
Christopher Brohier	The Hon Christopher Legoe QC
Peter Cannell	Cathrynne Lester
Gabrielle Canny	Nicholas Linke
Joseph Carney	Mark Livesey QC
Kerry Clark	The Hon Judge Lunn
Jane Cox	Arlene Macdonald
Aussie De Silva	Michael Margarey
Samuel Doyle	Philip McNamara QC
Phillip Foreman	Michael Mills
Tim Graham	Carolyn Mitchell
Gregory Holland	Neville Morcombe QC
Chad Jacobi	The Hon Judge Geoffrey Muecke
Andrew Jantke	The Hon Judge Margaret Nyland
Manjit Kaur	Claire O'Connor

Mark Parnell MP
Harry Patsouris
Mark Pickhaver
Ian Robertson SC
Rick Sarre
Catherine Sarre
Carolyn Scholefield
John Shortt-Smith
Tom Simpson
George Stathopoulos

Paula Stirling
Edward Stratton-Smith
Elise Thomson
Mike Wait
Gillian Walker
John Ward
Noëla Washyn
Jonathan Wells QC
Penny Wright

Acknowledgements

JusticeNet extends a special thank you to the following organisations and individuals for their support in the past year:

- Australian Government Solicitor
- IMF Australia Ltd
- The Law Society of South Australia
- The South Australian Bar Association
- The Legal Services Commission
- The University of Adelaide
- Flinders University
- Robyn Layton AO QC
- Chief Justice Kourakis QC
- Comunet, the Principal Technology Partner for JusticeNet
- PILCH VIC and PILCH NSW
- The Queensland Public Interest Law Clearing House (QPILCH)
- National Pro Bono Resource Centre
- Edwards Marshall
- Sidney Myer Fund
- Sisters of Charity Foundation
- Community Benefit SA
- Office of Volunteers (SA)
- Refugee Advocacy Service of South Australia
- South Australian Council of Social Services
- Volunteering SA & NT
- Friends of JusticeNet
- All of the participants in the 2013 Walk for Justice, and in particular, lead walkers the Honourable John Rau MP, the Honourable Tony Piccolo MP, the Honourable Stephen Wade MLC, the Honourable Mark Parnell MLC, the Honourable Justice Gray, the Honourable Judge Muecke, Chief Magistrate Elizabeth Bolton, the Honourable Robyn Layton AO QC, Crown Solicitor Greg Parker, Director of Public Prosecutions Adam Kimber SC, SA Ombudsman Richard Bingham, Equal Opportunity Commissioner Anne Gale, Legal Services Commission Director Gabrielle Canny, Flinders Law School Dean Professor Kim Economides, Adelaide Law School Dean Professor John Williams, University of South Australia Law School Dean Associate Professor Peter MacFarlane, Law Society of South Australia President John White, South Australian Bar Association President Patrick O'Sullivan QC, Attorney-General's Department Chief Executive Rick Persse and The Advertiser Chief Court Reporter Mr Sean Fewster
- Our major sponsors and prize donors for the 2013 Walk for Justice: National Law Week, SA Law Week Committee, Law Foundation SA, The Law Society of South Australia, Hilton Adelaide, Phil Hoffmann Travel, Bendigo Bank and Ferrier Hodgson
- Sponsors and prize donors for the 2012 Pro Bono Vino: Comunet, East End Cellars, The Edinburgh Hotel & Cellars, Press Food & Wine, The Photography Room, Auction Blue, Dymocks Books, The Jam Factory, Negotiants Australia

Auditor's Report and Financial Statements

JusticeNet SA Incorporated ABN: 31 135 823 513
Financial Report for the year ended 30 June 2013

JusticeNet SA Incorporated ABN 31 135 823 513

INCOME AND EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2013

	Note	Year ended 30 June 2013 \$	Year Ended 30 June 2012 \$
REVENUE			
Revenue from fundraising		61,697	30,634
Membership fees		39,623	36,106
Donations		38,552	50,030
Grants		47,000	42,666
Other income		1,985	1,791
Total revenue		<u>188,857</u>	<u>161,227</u>
EXPENSES			
Employee benefit expense		144,393	130,037
Insurance		174	188
Marketing		248	49
Other expenses from ordinary activities		20,003	11,656
Total expenses		<u>164,818</u>	<u>141,930</u>
Net Profit/ (Loss) from Operating Activities		<u>\$24,039</u>	<u>\$19,297</u>
Net Profit/ (Loss)		<u>\$24,039</u>	<u>\$19,297</u>

JusticeNet SA Incorporated ABN 31 135 823 513

The accompanying notes form part of these financial statements.

STATEMENT OF FINANCIAL POSITION AS AT 30 JUNE 2013

	Note	2013	2012
		\$	\$
Cash and cash equivalents	2	80,880	50,174
Trade and other receivables		16,540	1,187
TOTAL CURRENT ASSETS		97,400	51,361
TOTAL ASSETS		\$97,400	\$51,361
LIABILITIES			
CURRENT LIABILITIES			
Trade and other payables		-	500
Other accruals	3	16,280	12,280
Grants Received in Advance		18,500	-
TOTAL CURRENT LIABILITIES		34,780	12,780
TOTAL LIABILITIES		34,780	12,780
NET ASSETS		\$62,620	\$38,581
EQUITY			
Retained earnings	4	62,620	38,581
TOTAL EQUITY		\$62,620	\$38,581

JusticeNet SA Incorporated ABN 31 135 823 513

The accompanying notes form part of these financial statements.

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2013

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

This financial report is a special purpose financial report prepared in order to satisfy the financial reporting requirements of the Associations Incorporation Act 1985. The Management Committee has determined that the association is not a reporting entity.

The financial report has been prepared on an accruals basis and is based on historic costs and does not take into account changing money values or, except where specifically stated, current valuations of non-current assets.

The following significant accounting policies, which are consistent with the previous period unless otherwise stated, have been adopted in the preparation of this financial report.

a. Income Tax

The association has received endorsement from the Australian Taxation Office as an income tax exempt charitable entity under subdivision 50-B of the Income Tax Assessment Act 1997.

b. Impairment of Assets

At the end of each reporting period, the entity reviews the carrying value of tangible and intangible assets to determine whether there is any indication that those assets have been impaired. If such an indication exists, the recoverable amount of the asset, being the high of the assets fair value less costs to sell and value in use, is compared to the asset's carrying value. Any excess of the asset's carrying value over its recoverable amount is recognised in the Income and expenditure statement.

c. Employee Benefits

Provision is made for the Association's liability for employee benefits arising from services rendered by employees to balance date. Employee benefits expected to settle within one year have been measured at the amounts to be settled plus relate on costs. Long service leave is provided for in respect of employees employed by the Association. Long Service Leave entitlements are recognised when an employee reaches 5 years of service and a provision is made for this cost. Contributions are made by the Association to employee's nominated superannuation funds and are charged as expenses when incurred.

d. Provisions

Provisions are recognised when the association has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.

e. Cash and Cash Equivalents

Cash and cash equivalents includes cash on hand, petty cash and undeposited funds.

f. Revenue and Other Income

Revenue is recognised to the extent that it is probable that the economic benefits will flow to the entity and the revenue can be reliably measured. Grant income is recognised when the entity obtains control over the funds. Donation income is recognised when received.

g. Goods and Services Tax (GST)

JusticeNet is registered for GST purposes. As such, revenues, expenses and assets are recognised exclusive of GST. Receivables and payables in the balance sheet are shown inclusive of GST. The net amount of GST recoverable or payable to the ATO is included as a current asset or liability in the statement of financial position.

h. Events after reporting period

No event has occurred since 30 June 2013 that will affect the information disclosed in these financial statements.

JusticeNet SA Incorporated ABN 31 135 823 513
NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2013

Note 1: Summary of Significant Accounting Policies (continued)

i. Comparatives

Unless otherwise indicated, accounting policies have remained consistent with prior periods. In the instance of accounting policy changes, the financial impact of the change on the current period has been disclosed in the notes to the financial statements.

k. Critical Accounting Estimates and Judgements

Members of the Management Committee evaluate estimates and judgements incorporated into the financial report based on historical knowledge and best available current information. Estimates assume a reasonable expectation of future events and are based on current trends and economic data obtained both externally and within the Association.

JusticeNet SA Incorporated ABN 31 135 823 513

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2013

NOTE 2: CASH AND CASH EQUIVALENTS

	Year ended 30 June 2013	Year ended 30 June 2012
	\$	\$
Cash at Bank	80,736	48,773
Petty cash	124	1
Undeposited funds	-	1,400
	<u>80,860</u>	<u>50,174</u>

NOTE 3: OTHER ACCRUALS

	Year ended 30 June 2012	Year ended 30 June 2011
	\$	\$
Payroll Liabilities	7,035	8,344
Employee entitlements – Annual Leave	5,390	3,936
Other Accruals	3,855	-
	<u>16,280</u>	<u>12,280</u>

NOTE 4: RETAINED EARNINGS

	\$
Retained earnings at 1 July 2011	19,284
Net loss attributable to members of the Association	19,297
Retained Earnings as at 30 June 2012	<u>38,581</u>
	38,581
Net profit attributable to members of the Association	24,039
Retained earnings at 30 June 2013	<u>62,620</u>

JusticeNet SA Incorporated ABN 31 135 823 513

DECLARATION OF THE MEMBERS OF THE MANAGEMENT COMMITTEE

The members of the Management Committee have determined that the association is not a reporting entity and that this special purpose financial report should be prepared in accordance with the accounting policies outlined in Note 1 to the financial statements.

In the opinion of the Management Committee the financial report as set out on pages 2 to 6:

1. Presents fairly the financial position of JusticeNet SA Incorporated as at 30 June 2013 and its performance for the year ended on that date.
2. At the date of this statement, there are reasonable grounds to believe that JusticeNet SA Incorporated will be able to pay its debts as and when they fall due.

This statement is made in accordance with a resolution of the Management Committee and is signed for and on behalf of the committee by:

President


Paula Stirling

Dated this 16th day of September 2013



JUSTICENET SA INCORPORATED

**INDEPENDENT AUDITOR'S REPORT
TO THE MEMBERS OF JUSTICENET SA INCORPORATED**

Report on the Financial Report

We have audited the accompanying financial report, being a special purpose financial report, of JusticeNet SA Incorporated ('the Association'), which comprises the statement of financial position as at 30 June 2013, and the income and expenditure statement for the year then ended, notes comprising a summary of significant accounting policies, other explanatory information, and the declaration by the management committee.

Board Members' Responsibility for the Financial Report

The management committee of the Association are responsible for the preparation of the financial report, and have determined that the basis of preparation described in Note 1, are appropriate to meet the requirements of the *Associations Incorporation Act 1985* and is appropriate to meet the needs of the members. The management committee members' responsibility also includes such internal control as the management committee determine is necessary to enable the preparation of a financial report that is free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on the financial report based on our audit. We have conducted our audit in accordance with Australian Auditing Standards. Those standards require that we comply with relevant ethical requirements relating to audit engagements and plan and perform the audit to obtain reasonable assurance whether the financial report is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial report. The procedures selected depend on the auditor's judgement, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial report in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the company's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the management committee, as well as evaluating the overall presentation of the financial report.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Independence

In conducting our audit, we have complied with the independence requirements of the Australian professional ethical pronouncements.



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JUSTICENET SA INCORPORATED

**INDEPENDENT AUDITOR'S REPORT
TO THE MEMBERS OF JUSTICENET SA INCORPORATED (CONT)**


Opinion

In our opinion, the financial report presents fairly, in all material respects, the financial position of JusticeNet SA Incorporated as at 30 June 2013, and its financial performance for the year then ended in accordance with the accounting policies in Note 1 to the financial report and the requirements of the *Associations Incorporation Act 1985*.

We have obtained all of the information and explanations required from the Association.

Basis of Accounting

Without modifying our opinion, we draw attention to Note 1 to the financial report, which describes the basis of accounting. The financial report has been prepared to assist JusticeNet SA Incorporated for the purpose of fulfilling the requirements of the *Associations Incorporation Act 1985*. As a result, the financial report may not be suitable for any other purpose.


Edwards Marshall
Chartered Accountants


Jamie Dreckow
Partner

Adelaide
South Australia

Dated 16/09/13



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