

*Advocacy, from previous page*

It is obviously inappropriate for you to be both counsel and a witness in relation to the matter and you will need to fully consider the implications of becoming the source of evidence in relation to a particular part of the proceedings, even at an early stage.

When you appear before the court to argue an interlocutory application you should present your argument in an ordered fashion. You will need to identify the evidence upon which you rely and be in a position to meet any objections to that evidence that may be made by your opponent.

You should have available to you all of the materials upon which you rely in a readily accessible form so that you can deal with any questions that may arise in discussion with the court. If you have prepared a chronology it is often convenient to identify the source of the information contained in the chronology by reference to the affidavit material or to the pleadings.

This will enable the court to quickly comprehend the factual basis upon which the argument is presented and will assist in the formulation of reasons for decision.

As with all appearances before a court or tribunal you should endeavour to present the application in a persuasive, interesting and ordered manner ensuring that you deal with all necessary matters in an effective yet concise way. Your case strategy will at all times guide the presentation of the argument.

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I even heard that when the issue of the defendant's trial venue was debated, some Balinese people organised to pay the Indonesian Government trillions of rupiah in order to "buy" the defendants back into the custody of the Balinese Police.

There will be no few interested observers at the forthcoming trial.

Presumably the governments of those nationals who were slain, including our government, as well as independent jurist associations, will keep an eye on the proceedings.

Our association has a special interest in the proceedings: professionally and personally.

In that regard, we shall endeavor to follow and report back as comprehensively as possible the trial proceedings and their outcomes. The maximum penalty for acts of terrorism is the death penalty.

From what I saw and was told, anything less will be inadequate for the Balinese people. The penalty may well create a major issue.

Much of Indonesia's relatively fragile economic and political situation could

# Shoyer new Info officer

**A former top Queensland bureaucrat has become the Territory's first Information Commissioner.**

Peter Shoyer will take up his role in March. He was the Assistant Information Commissioner in Queensland and has a background in law.

Attorney-General Dr Peter Toyne says Mr Shoyer also played a key role in the development of informal resolution strategies for FOI disputes.

The Information Act was introduced last year and commences in July.

well be affected by the outcome of these trials. The "democratic" President Megawati is under enormous domestic pressure.

The economic situation and the ubiquitous military hang over her like a cloud.

As it happens, her grandmother is Balinese and she is very popular on the island of Bali.

One can predict, even at this early stage, dissatisfaction and, perhaps, demonstrations by the Balinese if the offenders do not receive the maximum sentence available.①

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