



INSTITUTE OF JUDICIAL STUDIES (IJS) PROSPECTUS 2017

IJS has developed a curriculum of judicial education which guides the Institute's course development. The role of IJS for the judiciary is to both inform and inspire the intellect, and to impart and develop skills and good judge craft. The courses cater for new, established and senior level judges, and must also address bench-specific and specialist court education needs. Therefore the curriculum is comprised of four broad areas:

1. The role of the judge
2. Context of judicial function
3. Skills and judge craft
4. Renewal

The role of the judge involves broadly three categories – induction; the role of the judge generally; and special functions, courts and delivery. Courses include induction programmes which have skills and judge craft as part of their content; programmes covering judicial conduct and ethics; annual seminars for the different benches and jurisdictions; and mentoring programmes.

Context of judicial function covers both social and legal context. Social context includes core programmes on Te Reo, Tikanga, Noho Marae, Open Justice & the Media, and Family Violence. Legal context includes substantive law updates and common room sessions on new and or complex areas of law, as changing legal rules are part of the context in which the career judge operates.

Skills and judge craft includes management skills (such as courtroom management and communication and case and time management), evaluative skills and delivery skills. Core evaluative skills programmes include Evidence and Procedure; Decision Making; and Bail and Risk Assessment. Core delivery skills include Oral Judgments, Judgment Writing and Summing Up.

Renewal and resilience supports judges to judge "well." It encompasses leadership, mentoring, managing workload and mental and physical wellbeing. It is also aimed at reinvigorating and harnessing the previous experience of longer serving judges.

IJS courses are developed and delivered with input from both subject area experts and judges; judges participate as seminar leaders, facilitators, learners and experienced contributors. Courses are interactive and include discussion, practice sessions, scenarios, videos and analytical frameworks.

We look forward to seeing you at some of the IJS seminars listed below in 2017.



BOOKING INFORMATION

Bookings are made online using the Seminar Booking System in JAX. When you have completed your online booking a confirmation email is sent to you and your PA/Associate confirming the seminars you have applied for. After the cut-off date, (for District Court and High Court judges only), your applications are sent to your Heads of Bench for their approval. You will be notified some time after that of which seminars you have been approved to attend.

Please note that we organise attendance at the bench specific updates, common room sessions and orientations directly through the Heads of Bench and Roster Managers.

TRAVEL INFORMATION

IJS pays travel and overnight expenses when a Judge is from out of town. IJS uses Corporate Cabs and local cab services wherever possible. Judges attending IJS seminars do not qualify for daily allowance rates.

IJS seminars commence at 9.30 am on the first day to allow most Judges to travel to the seminar in the morning. There will be circumstances where this is not practical or reasonable so please contact us to discuss.

IJS adheres to the Ministry's guidelines where possible. Meal costs can be viewed as reasonable when they fall within the following ranges:

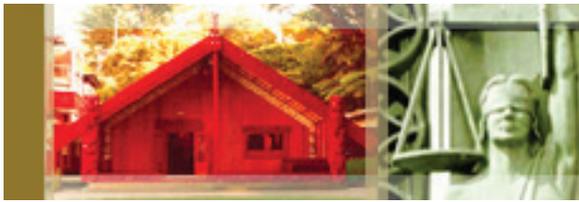
- Breakfast (negotiated cost provided at the venue)
- Lunch (negotiated cost provided at the venue)
- Evening meal is **\$30-45 per person**, alcohol is not covered.

We ask you to be mindful of these guidelines for IJS events. (If dining outside the venue, please submit a reimbursement form with receipt to IJS after the event).

When claiming mileage the rate per km is 72 cents.

EVALUATING SEMINARS

Evaluations for IJS seminars are done online and sent to you via email. Your evaluation feedback is important so we can continue to develop and improve our seminar programme for quality and fit for purpose.



TE REO WĀNANGA FOR PROFICIENT SPEAKERS

He rumaki reo Māori tēnei wānanga. Ko te whāinga kia whai wā ngā ākongā ki te whakapakari i tōna reo Māori, kia hōhonu ake, kia whakaniko ake, kia Māori ake.

Te Reo training is an important aspect of the IJS curriculum. This wānanga intensive will be taught in a rumaki/immersion style, aimed at those who are at an intermediate to an advanced level of proficiency. The wānanga will also encompass aspects of Tikanga and kawa. The wānanga will be led by an experienced faculty of kaiako/teachers. The objective of the wānanga is to strengthen the depth, quality and fluency of the participants' reo.

CONSTITUTIONAL ROLE OF A JUDGE

This seminar will give you a chance to reflect on the judicial role, its place in the maintenance of constitutional democracy and its relationship with the other branches of government. It will be an inquiry into the obligations and duties of judges and the extent and limitation of their powers. You will consider the separation of powers, judicial independence, judicial ethics, the Treaty of Waitangi and the protection of human rights. The seminar will present these topics using a range of mediums including DVD recordings, walked through scenarios and problem solving activities.

MARAE VISIT

An important focus of the curriculum is the development of judicial awareness and skill in the areas of Tikanga and Te Reo. The marae visit is a unique opportunity to explore Māori culture and life on the marae where there is a clear expression of Tikanga Māori. You will be formally welcomed onto the marae where kaumātua will present aspects of Tikanga and explain the significance of land and history. You will be guided by judicial colleagues as you participate, with the local people, in the life of the marae. Past attendees have described the visit as "brilliant" and commented that they have learned a huge amount. The marae visit is an unrivalled opportunity to get to know Tikanga better and also to foster collegiality with judicial colleagues.

ORAL JUDGMENTS

Over two days you will focus on the structure and delivery of oral judgments. The programme will cover preparation, note taking, reasoning, self-presentation and credibility findings. You will be recorded delivering oral judgments and receive feedback and coaching.



JUDGMENT WRITING

This seminar offers the chance to improve your judgment writing skills. Guided by an experienced faculty drawn from the High and District Courts, together with a panel of professional writers, you will consider the architecture of a robust judgment, and the principles of good writing as applied to judgments. Both theory and practice will be considered. You will learn to simplify, streamline and strengthen your judgments. During the workshop the faculty will guide you through a re-write of at least one of your own judgments to apply and reinforce the principles and skills presented.



EVIDENCE & PROCEDURE

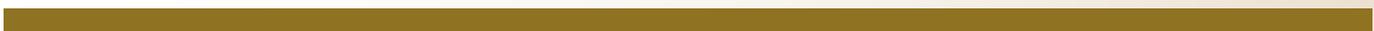
This two day workshop is an opportunity for you to identify and deal with evidential issues that routinely arise in the course of a trial. The seminar will strengthen judicial skills in analysing evidential issues, applying the law to those issues and giving reasoned decisions. The material covered is at the core of the Judge's work. The seminar is highly interactive and you will work through simulated examples to apply the law and grapple with the difficult issues posed by them. You will work with scenarios to determine relevance and appropriate responses to a range of courtroom situations.

This seminar is an opportunity for you to discuss evidence issues with a leading academic and evidence expert who was involved in the Law Commission's reform project. The faculty judges running the session are drawn from every bench allowing participants to benefit from a variety of perspectives.



VULNERABLE WITNESSES: TRIALS FOR SEXUAL OFFENCES

This seminar addresses the barriers conventional practice presents to courts receiving "best evidence" in sex trials. Using expert academic and judicial presenters, the seminar first sets out the research evidence on the issues with current practice. It then presents a new model of practice, within the current legislative and common law boundaries, aimed at overcoming those barriers and producing a better quality of evidence in order to maximise fair and accurate outcomes for all participants.





CHALLENGE AND CHANGE: THE CONTINUING EVOLUTION OF THE NEW ZEALAND JUDICIARY

Guided by a panel of some of New Zealand's best legal historians you will journey through the history and development of the New Zealand judiciary and the part it has played in our constitution. You will be able to consider and debate times of change or crisis in New Zealand and the role the judiciary played. You will hear about structural and procedural change as it has affected the judiciary, as context for the structural and procedural issues that continue to be debated amongst us.

FAMILY VIOLENCE

The aim of the seminar is to educate about best practice given the current understanding of what assists victim safety and prevents recurrence of family violence. Experts from a range of disciplines and backgrounds will present current research about the dynamics of family violence, including its impact on children and the significance of various indicators of worsening offending. A number of practical exercises will give the participants experience in applying this knowledge to the decisions required of judges.

SOLUTION FOCUSED JUDGING

This seminar provides judges with the opportunity to explore the many issues that arise in sentencing from both legal and practical perspectives. You will examine in detail the sentence of imprisonment; its characteristics in jails, the parole system, opportunities for therapeutic interventions, and reintegration. You will consider alternative sentencing approaches and therapeutic options by learning about the structure and practices of our specialist solution-focussed courts including the Alcohol and Other Drug Treatment Court (Te Whare Whakapiki); the Court of New beginnings (Te Kooti o Timatanga Hou); Rangatahi Courts (Ngā Kōti Rangatahi); Porirua and Hutt Valley Community Courts. The seminar programme will include a visit to at least one institution and/or social service provider.



TIKANGA

Tikanga training is an important aspect of the IJS curriculum. Judges need to develop a basic grasp of formal Māori protocols, whether employed in the Courtroom or outside it. Judges also need to develop a basic awareness of Tikanga as law, both procedural and substantive, and whether contained in statutory directives or as part of the wider New Zealand common law. This seminar will be led by Tikanga experts of high standing within the Māori community who will be assisted by judges experienced in dealing with Tikanga as law. The seminar will be held at the Te Puea Marae which provides not just a cultural “fit” for this seminar, but also a warm and collegial atmosphere for learning.

Judges completing this seminar will have developed a basic grasp of procedural and substantive Tikanga alongside an awareness of the limits of that knowledge, and an understanding of when and how to seek help.

JUDICIAL INTENSIVE

All new judges complete our Intensive programme which is designed to help with the transition to life on the Bench. Senior judges lead presentations and discussions on aspects of court craft with a particular emphasis on the crafts that judges are called upon to apply immediately. Coverage includes judicial conduct, social context issues, courtroom management, judgment delivery, bail, sentencing and dealing with media. The programme is an opportunity to enjoy the friendship of new colleagues and benefit from the experience of senior colleagues. Your Head of Bench will make arrangements for your attendance and the scheduling of your roster.

BENCH SPECIFIC SEMINARS

A series of one day seminars will be conducted regionally to update judges on topics relevant to the work of each bench. No application is required to attend. Your Head of Bench will make arrangements for your attendance and the scheduling of your roster. In 2017, seminars are planned as follows:

- Higher Courts Updates
- District Court Updates
- Māori Land Court Update
- Environment Court Update
- Civil Judges Update
- Youth Court Update
- Criminal Jury Trial Judges Orientation
- Family Court Retreat
- Youth Court Orientation

ATTENDING NZLS CLE COURSES

NZLS CLE welcomes the attendance of judges free of charge at all CLE programmes. The only exception is a charge for any attendance at a dinner included in a two day conference. For further information about available programmes please go to www.lawyerseducation.co.nz



INSTITUTE
OF
JUDICIAL
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*Te Kura Kaiwhakawā
kia tika kia pono*



IJS STAFF

The Institute of Judicial Studies (IJS) is the education arm of the judiciary. We run annual programmes and seminars to assist judges throughout their careers with their day-to-day roles. Our core team is:

- Janine McIntosh
- Michelle Grayson
- Rebecca Travers
- Zoe Atkinson
- Tina Pope

Our office is located in the historic High Court building beside and expanding into the Supreme Court in Wellington.

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