



institute of criminology

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# 1

## Objectives & Activities

The Institute of Criminology is a Centre at the University of Sydney Law School. The Institute was established in the early 1960s. Its primary functions are teaching, research, publishing and public education.

The Institute's objectives are:

- the ongoing diversification of its public education function, through the Institute's public and professional Seminar Series, and media commentary;
- the ongoing expansion of publishing activities, both within the Institute and through joint ventures;
- the creation of a research network which will complement the state and national needs of the public and private sector, as well as a wide range of community interests.
- the further review and improvement of its teaching commitment and delivery.

The Institute's principal areas of activity currently involve:

- the presentation of a public seminar series addressing topics of contemporary concern in fields of criminal justice and related areas;
- the publication of the journal *Current Issues in Criminal Justice*, the *Sydney Institute of Criminology Monograph Series*, *Occasional Papers*, and seminar & conference papers;
- the provision of specialist seminars which deal with particular areas of crime and criminal justice;
- the provision of service and information to its many Corporate, Individual and Student Members;
- the provision of specialist training on an ad-hoc basis;
- the co-ordination and presentation of a wide range of applied and theoretical research initiatives concerned with crime and criminal justice in New South Wales, in Australia and at the international level.
- assistance with the delivery of courses of study in Criminology, at undergraduate and postgraduate levels.

# 2

## Structure of the Institute

### 2.1

#### Staff

*Director*

Associate Professor Chris Cunneen

*Deputy Directors*

Professor Mark Findlay & Associate Professor Julie Stubbs

*Professor*

Terry Carney

*Adjunct Associate Professor*

Peter Shea

*Senior Lecturers*

Miranda Kaye

Bron McKillop

*Lecturers*

Graeme Coss

Peggy Dwyer

Alpana Roy

Kristin Savell

Mary Spiers

*Postdoctoral Fellow*

Abigail Kohn

*Institute Administrator*

Tessa Boyd-Caine

### 2.2

#### Management Committee

The Management Committee oversees the administrative, public education and research activities of the Institute. The Management Committee is comprised of the teaching and research staff and the Administrator of the Institute of Criminology. Additional members of the Committee are as follows:

*Chair*

Professor R McCallum, Dean, Faculty of Law, University of Sydney

*Committee*

Dr Judy Cashmore, University of New South Wales

Associate Professor Janet Chan, University of New South Wales

Professor David Dixon, University of New South Wales

## 2.3

### Advisory Committee

The Advisory Committee functions as a consultative body to the Institute, but is otherwise independent. Its members provide intellectual guidance and policy advice regarding the Institute's future directions. Members are appointed by invitation, and include members of the judiciary, academics and criminal justice professionals.

#### *Chair*

The Honourable J Spigelman, AC, Chief Justice of the Supreme Court of NSW

#### *Deputy Chair*

The Honourable JA Lee, AO, former Justice of the Supreme Court of NSW

#### *Advisor to the Director*

The Honourable Justice M Kirby, AC CMG, High Court of Australia

#### *Members*

Mr B Barbour, NSW Ombudsman

The Honourable Justice RO Blanch, Chief Judge, District Court, Sydney

Professor J Braithwaite, Professor, Australian National University

Mr P Byrne, Barrister

Dr D Chappell, President, Mental Health Review Tribunal

Mr N Cowdery QC, Director of Public Prosecutions

The Honourable RJ Debus, MP, NSW Attorney-General

Mr R Dive, Senior Magistrate, Children's Court of NSW

Professor P Grabosky, Australian National University

Mr L Grant, Assistant Commissioner, NSW Department of Corrective Services

Mr A Haesler, Barrister & NSW Public Defender

Professor RW Harding, Inspector of Custodial Services, Western Australia

Mr G Hawkins, Criminologist

Associate Professor SC Hayes, University of Sydney

The Honourable Justice PJ Hidden, AM, Supreme Court of NSW

Mr S Drew, Crime Prevention Division, NSW Attorney-General's Department

The Honourable Justice G James, Supreme Court of NSW

Her Honour Judge AJS Karpin, Judge of the District Court of NSW

Dr T Makkai, Director of Research, Australian Institute of Criminology

Ms I Moss, OA, Commissioner, Independent Commission Against Corruption

The Honourable Justice RNJ Purvis, QC, Deputy President Administrative Appeals Tribunal

Mr K Moroney, Acting Commissioner, NSW Police Service

Ms J Sanders, Youth Justice Coalition

Ms PJ Staunton, AM, Chief Magistrate, Local Court of NSW

Mr PG Ward

Dr D Weatherburn, Director, NSW Bureau of Crime Statistics and Research

His Honour Judge GD Woods, QC, Judge of the District Court of NSW

## Director's Report

### **1. Director and Deputy Directors of the Institute of Criminology.**

Associate Professor Chris Cunneen was Director of the Institute in 2002. Prof Mark Findlay and Associate Professor Julie Stubbs were Deputy Directors. Associate Professor Stubbs was on study leave in the USA and New Zealand during second semester.

### **2. Financial report**

During 2001 the Institute received an operating grant of \$25,000 from the Faculty of Law. The amount of the grant has remained unchanged since 2000 having been reduced from \$31,500 in 1999. Total income in 2002 was \$83,149 and total expenditure was \$99,174, with a deficit of \$16,025. The deficit was met by funds carried forward from previous years. The deficit in 2002 arose from several factors. These include the costs of publishing three new monographs, promotional work undertaken at the British Criminology Conference and the Australian and New Zealand Society of Criminology conference in Brisbane, and the commencement of two new consultancy projects. In each case these expenditures should yield returns in 2003 and beyond. Income from the consultancy research will be received in 2003 and 2004. New sponsorship arrangements for seminars commenced late in 2002 also should increase income from 2003.

### **3. Advisory and Management Committee**

The Advisory Committee continues to provide intellectual guidance and policy advice regarding the Institute's future directions. The committee is chaired by the Chief Justice of New South Wales, and includes representatives from the profession, the academy and community organisations. The Advisory Committee met twice in 2002.

The Management Committee provides assistance in the day-to-day decision making of the Institute. The Management Committee is comprised of the teaching and research staff and the Administrator of the Institute of Criminology. All staff associated with the activities of the Institute are invited to participate in the Management Committee. The Management Committee is chaired by the Dean of the Law Faculty. The Management Committee met twice in 2002.

There were changes to the membership of the Advisory Committee during 2002. Invitations were accepted by the Dr Toni Makkai, Director of Research, Australian Institute of Criminology and Mr Mark Marien, Director, Criminal Law Review Division.

### **4. Staffing**

Tessa Boyd-Caine continued in her position as Administrator for the Institute of Criminology in 2002. Tessa has made a significant contribution to the work of the Institute in all its activities. She continued to enhance the links between the Institute and other key institutions and agencies including the Australian Institute of Criminology, the Department of Corrective Services and the Mental Health Review Tribunal. She also represented the Institute at

the British Criminology conference at the Keele University and at the Australian and New Zealand Society of Criminology conference.

Sarah Ellison left the Institute to take a research position with the Law and Justice Foundation. Sarah was a very effective member of staff who participated fully in all activities. Sarah Ferguson joined the Institute in the position of part time administrative assistant.

Ms Francesca Panzironi completed her work as a Australian European Visiting Fellow but will remain at the Institute. She was awarded an International Postgraduate Research Scholarship to undertake a PhD in the Faculty of Law at the University of Sydney.

Dr Abigail Kohn continued as a postdoctoral fellow. She was awarded a Sesqui research grant to undertake research regarding the meaning of gun ownership and gun control for police officers in New South Wales.

#### **5. Visitors to the Institute**

-Professor Penny Andrews, Professor of Law, CUNY Law School. She visited as a Parson's Fellow of the Faculty of Law and gave a seminar in the Institute's series.

-Dr Julia Fionda, Faculty of Law, University of Southampton. She visited as a Parson's Fellow of the Faculty of Law. Dr Fionda gave a seminar in the Institute's series.

-Professor Phil Scraton, Centre for Studies in Crime and Social Justice, Edge Hill, UK

-Associate Professor Scott Poynting, Centre for Cultural Research, School of Humanities, UWS. He was one of the speakers at a seminar in the Institute's series.

-Associate Professor Ido Weijers, Department of Educational Sciences, Utrecht University. He was one of the speakers at a seminar in the Institute's series.

#### **6. Activities of the Institute of Criminology**

The Institute of Criminology continued to be actively involved in issues of public importance, providing information and a forum for debate through the seminar series, organising conferences, in publishing, research and media commentary.

Together with the Australian and New Zealand Society of International Law, the Institute hosted a public seminar From Bali to Iraq: Law and the Response to Terrorism. Others issues of significant domestic and international concern addressed by public seminars during 2002 were: refugees and race; criminal justice and mental health; debates about women's human rights; new movements in juvenile justice; and, bail and remand in custody. Sponsorship for seminars was received from the Mental Health

Review Tribunal and the NSW Department of Correctives Services. Further details of seminars are presented below in this report.

The Institute also launched a new seminar series, *Beyond Punishment*, sponsored by the NSW Department of Corrective Services. The seminar series is in addition to the regular public seminar series. *Beyond Punishment* has a focus on correctional issues broadly construed and including community corrections. It is open to the public. The first seminar in the series, detailed further below, was on Homelessness and the Criminal Justice System.

Members of the Institute were also actively involved in organising major conferences. Associate Professor Julie Stubbs was co-chair (with A/Prof Jude Irwin of the Department of Social Work) of the successful international conference *Expanding our horizons: Understanding the complexities of violence against women*. The conference, which was held at the University of Sydney, attracted 500 delegates from 25 countries including ministerial delegations from Indonesia and Norway, and representatives from UNESCO, the United Nations Population Fund, and the Pacific Women's Network Against Violence Against Women. It was funded in part through grants from the International Development Program of the University of Sydney, AusAid and the NSW government.

Associate Professor Chris Cunneen and Tessa Boyd-Caine continued work as members of the planning committee for the 2003 Australian and New Zealand Society of Criminology conference.

The Institute continues to publish the inter-disciplinary, peer-reviewed journal *Current Issues in Criminal Justice*. The journal has an international editorial board and a growing subscription base. It is published three times per year.

A special issue of the journal on Refugees and criminology was published in 2002, edited by Dr Sharon Pickering. The issue formed the focus of specific panels on this topic at the British Criminology Conference at Keele University and the ANZ Society of Criminology conference in Brisbane. Tessa Boyd-Caine together with academic members of the Institute attended both conferences to promote the work of the Institute and to market publications.

Three titles were published in the Institute of Criminology Monograph Series in 2002. The first for 2002 was *When Police Unionise*, by Professor Mark Finnane, which is a critical appraisal of the politics of law and order in Australia, seen from the perspective of police in their role as workers and employees. *Regulating Racism*, by Associate Professor Luke McNamara was also published. This book examines the range of models of legal regulation which have been adopted in Australia to deal with various forms of racial vilification-including criminalisation, civil liability via the creation of statutory torts, and civil liability via the human rights dispute resolution system.

The last publication in the series for 2002 was *A History of Criminal Law in New South Wales: The Colonial Period 1788 - 1900*, by Judge Greg Woods. This book is a landmark in the study of how Australia's origins as a penal colony relate to its modern history

Institute staff were actively involved in research and publications throughout 2002. All academic members of the Institute were involved in publishing articles, reviews, chapters in books and reports during 2002. Many members also gave conference papers at major national and international meetings. A full list of the published material for 2002 can be found in the following section on Publications. One of the great strengths of the Institute of Criminology is the high academic profile of its members.

One of the significant daily functions of the Institute is to act as a point of contact for media, researchers, and criminal justice professionals with specific information needs. The Institute's office refers callers to staff members with relevant research interests and to other organisations that offer relevant services. The Institute regularly provides the means for academic input into wide circulation media discussion, such as articles in the major Australian newspapers and in-depth interviews on topical issues for quality radio and TV current affairs programs. The provision of comment on matters of public interest has established the Institute as a centre with a significant public profile both in NSW and nationally on matters related to crime, punishment and criminal justice. A summary of media appearances by Institute members is included in this Annual Report.

### **7. Highlights for 2002**

The Institute of Criminology has maintained a reputation for excellence in criminology and public policy. In 2002 it responded to significant international events related to terrorism and security in a timely way, providing a forum for the debate of significant social issues. Together with ANZSIL, the Institute put together a panel of expert speakers including eminent international lawyers, diplomats and consular officials. The Institute continues to attract international academic visitors of high calibre, there is ongoing demand by authors for publication in the Institute's monograph series and the peer reviewed journal *Current Issues in Criminal Justice* attracts international submissions. Three new monographs were published during 2002 and other manuscripts were received for consideration for inclusion in the series. There are now seventeen titles in the series. The strength of the Institute's reputation is also reflected in new partnerships with criminal justice agencies such as collaboration with the Department of Corrective Services to launch the Beyond Punishment seminar series.

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# 4

## Activities of the Institute

### 4.1 Journal

#### ***Current Issues in Criminal Justice***

*Current Issues in Criminal Justice* is the journal produced by the Institute of Criminology. It is the major Australian journal on criminal justice, and is one of only two journals produced in the Faculty of Law at the University of Sydney. The Journal publishes three issues each year, and canvasses leading articles written by academics, practitioners, students and professionals in criminology and related areas. The Journal follows a peer-review process and includes articles, contemporary comments, book reviews and news of current and upcoming events. The Journal has an international audience, and publishes authors from Australia and overseas.

#### **Editorial Board**

Dr Harry Blagg, University of Western Australia  
Professor David Brown, University of New South Wales  
Professor Terry Carney, University of Sydney  
Dr Judy Cashmore, University of New South Wales  
Associate Professor Janet Chan, University of New South Wales  
Professor Dorothy Chunn, Simon Fraser University  
Associate Professor Chris Cunneen, University of Sydney  
Professor David Dixon, University of New South Wales  
Professor Mark Findlay, University of Sydney  
Professor Andrew Goldsmith, Flinders University  
Dr David Indermaur, University of Western Australia  
Mr David McDonald, Australian National University  
Dr Luke McNamara, University of Wollongong  
Associate Professor Rick Sarre, University of South Australia  
Professor Martin Schwartz, Ohio University  
Professor Phil Scraton, Edge Hill University College  
Professor Elizabeth Stanko, Royal Holloway University of London  
Professor Philip Stenning, University of Toronto  
Associate Professor Julie Stubbs, University of Sydney  
Ms Julia Tolmie, Auckland University  
Professor Kate Warner, University of Tasmania  
Professor David Weisbrot, Australian Law Reform Commission  
Associate Professor Rob White, University of Tasmania

#### Book Review Editor

Ms Tessa Boyd-Caine, University of Sydney Institute of Criminology

## 4.2 Seminars

In 2002 the Institute of Criminology Seminar Series continued the well established tradition of offering to the public relevant and interesting seminars on the many issues relating to crime and the criminal justice system. The Institute presented 7 public seminars in 2002. These seminars attracted wide-ranging audiences, including professionals working in the particular subject areas and members of the general public. Seminars held in 2002 are listed below.

### **Crisis in Bail and Remand**

Convenor: Associate Professor Julie Stubbs, Deputy Director, Institute of Criminology

Chair: The Honourable Justice PJ Hidden, Supreme Court of NSW

Speakers: Associate Professor Chris Cunneen, Director, Institute of Criminology; Mr Mark Marien, Director, Criminal Law Review Division, NSW Attorney-General's Department; Chief Inspector Tony Trichter, NSW Police Service; Dr Don Weatherburn, Director, NSW Bureau of Crime Statistics & Research

Held: Wednesday 29 May, 2002, from 5:00 - 7:30 in the Assembly Hall, Sydney University Law School, 173-175 Phillip St, Sydney

Attendance: 75

### **Homelessness and Criminal Justice**

The Launch seminar for Beyond Punishment, a public seminar series engaging in critical debate about correctives issues. Co-sponsored by the NSW Department of Corrective Services

Sydney University Law School, 173-175 Phillip St, Sydney

Convenor: Associate Professor Julie Stubbs, Deputy Director, Institute of Criminology

Speakers: Dr Eileen Baldry; Ms Catriona McComish, Assistant Commissioner, Probation & Parole Service; Mr Michael Irvine, CRC

Held: Wednesday 19 June, 2002, from 5:00 - 7:30 in the Assembly Hall, ground floor

Attendance: 100

### **Refugees and race: the deviant state?**

This seminar marked the launch of "Refugee issues and criminology", Special Issue of Current Issues in Criminal Justice, Vol 14, No 1 (July) 2002.

Chair: Dr Ghassan Hage, Anthropology Department, University of Sydney

Speakers: Associate Professor Chris Cunneen, Director, Institute of Criminology; Ms Paula Abood, Refugee advocate and activist; Ms Jacqui Everett, Edmund Rice Centre; Dr Sharon Pickering, Justice Studies, Charles Sturt University; Associate Professor Scott Poynting, School of Humanities, University of Western Sydney

Commentator: Ms Margaret Piper, Refugee Council of NSW

Held: Thursday 15 August, 2002, from 5:00 - 7:30 in the Minter Ellison rooms, level 13, Sydney University Law School, 173-175 Phillip St, Sydney

Attendance: 75

### **Mental health and the criminal justice system**

Co-sponsored by the Mental Health Review Tribunal

Chair: Dr Duncan Chappell, President, Mental Health Review Tribunal

Speakers: Deputy Chief Magistrate Helen Syme; Professor David Greenberg, Corrections Health Service; Mr Mark Allerton, Department of Juvenile Justice;

Judge Frank Walker, President, Schizophrenia Fellowship of NSW

Commentator: Dr Jonathan Carne, Forensic Psychiatrist

Held: Wednesday 4 September, 2002, from 5:00 - 7:30 in the Theatre, NSW Parliament House, Macquarie St, Sydney

Attendance: 78

### **New Movements in Juvenile Justice: British and European Perspectives**

Speakers: Dr Julia Fionda, University of Southampton and Associate Professor Ido Weijers, Utrecht University

This event also launched *Juvenile Justice. Youth and Crime in Australia*.

A new book by Associate Professors Chris Cunneen and Rob White

Launched by the Hon. Carmel Tebutt MLC, Minister for Juvenile Justice

Held: Monday 14 October, 2002, from 5:30 - 8:00pm in the Minter Ellison rooms, level 13, Sydney University Law School, 173-175 Phillip Street, Sydney

Attendance: 52

### **From Cape Town to Kabul: reassessing the debate about women's human rights**

Speaker: Professor Penny Andrews, CUNY

Held: Tuesday 5 November, 2002, from 6:00 - 7:30pm in the Minter Ellison Conference room, level 13, Sydney University Law School, 173-175 Phillip Street, Sydney

Attendance: 41

### **From Bali to Iraq: Law and the Response to Terrorism**

Session 1: The 12 October Bali Bombings

Chair: A/Prof Chris Cunneen, Institute of Criminology

Speakers: Dr James Renwick, Sydney Bar; Mr Tim Anderson, School of Economics and Political Science, University of Sydney; Ms Shelley Wright, Human Rights Specialist, Sydney Law School; Mr Grant Niemann, Law School, Flinders University

Session 2: Iraq, the UN Security Council, and the International Response

Chair: A/Prof Don Rothwell, ANZSIL

Speakers: Ambassador Richard Butler, former Australian Ambassador to the United Nations, and Head of UNSCOM; Ms Eileen Malloy, US Counsel-General, Sydney; Professor Ivan Shearer, Challis Professor of International Law, Sydney Law School; Devika Hovell, Faculty of Law, UNSW

Held: Tuesday 12 November, from 3.00pm-6.30pm in the Assembly Hall, Level 4, Sydney University Law School, 173-175 Phillip Street, Sydney

Attendance: 70

# 4.3

## Media

This list of media appearances by Institute of Criminology teaching staff was compiled from the University of Sydney Media Summary for 2002.

### **January**

15 January - ABC 2BL The World Today. Prof Mark Findlay interviewed on arsonists and effect of relentless and sensational media coverage of the bushfires.

### **February**

1 February - Ch 9 A Current Affair. Report on breach of security in NSW justice system: convicted killer, Mark Bollen, given information about jurors at his trial, NSW A-G saying juror details will be erased from all court records. Intv: Prof Mark Findlay, Sydney University (Prof Findlay also on 2BL Angela Catterns, 1 Feb).

6 February - ABC 702 PM. Report on appointment of police commander Clive Small to the Premier's Department. Interviewees include Prof Mark Findlay, Sydney University.

12 February - 2BL 702 Richard Glover. Prof Mark Findlay discusses the restructure of the NSW police force. (Also on 2NC Newcastle).

27 February - ABC 702 2BL James Valentine. Prof Mark Findlay interviewed about changes in the Family Court in regards to professional representation.

### **March**

16 March - ABC 702 2BL 7.59am AM Saturday. While Bill Heffernan's claims about Justice Kirby have been condemned around the country, his claims have struck a chord in the Hunter Valley with relatives and victims of Vincent Gerard Ryan, convicted paedophile. Interview with Prof Mark Findlay (Law).

20 March - 2GB, Presenter: Philip Clarke. A/Prof Chris Cunneen discusses the policies of the NSW Government in regards to repeat offenders in gaols. Also discusses bail restrictions, rehabilitation and the problems with institutionalisation in association with detention.

22 March - Radio National, A/Prof Chris Cunneen wrote an opinion piece on the proposed amendments to the Bail legislation on "Perspective".

### **April**

9 April - SMH pg 7. Bail hurdle for Aborigines. Outline of a study carried out by the NSW Aboriginal Justice Advisory Council. A/Prof Chris Cunneen found the report's seventeen recommendations to be quite sensible but the Government's proposed bill to amend the bail legislation will have precisely the opposite effect.

11 April - SMH pg 11. Prof Mark Findlay comments on resignation of NSW Police Commissioner Peter Ryan resigned. (Also Daily Tele pg 7; Radio National 7.15am; ABC 666 2CN (Sydney) 6.10 am and 8.10am; Radio National 7.47am; all 11/4/02; ABC 702 2BL 3.05pm and 5.12pm; all 10/4/02).

12 April - SMH pg 11. Article about the resignation of Peter Ryan (Prof Mark Findlay). (Also Australian, another article, pg 11, 12/4/02; Canberra Times, pg 5, 12/4/02 – mentioned).

12 April - SMH pg 4 Metro. Critic's picks. Lecture on Police Reform or

Business as Usual by Prof Mark Findlay (Law) and Dr Tim Anderson (Economics and Business) at Gaelic Club.

18 April - SMH pg 11, A/Prof Chris Cunneen writes that politicians need to put spending on prisons in context with funding for other social programs.

15 April - ABC 702 2BL 10.04pm, 22:00 News, Prof Mark Findlay discusses claims by the outgoing Police Commissioner Peter Ryan that the Government made it impossible for him to continue in office. (Also ABC 666 2CN (Sydney) 6.34pm, 15/4/02; Radio National's Pm (Sydney), 5.29pm, 15/4/02.

16 April - 2UE 4.12pm Mike Carlton. Prof Mark Findlay interviewed about the resignation of Peter Ryan and the politicisation of the NSW Police Force.

24 April - ABC 702 2BL 1.14pm compere: James Valentine. Discussion as to whether we are a litigious nation (Prof Mark Findlay).

### **May**

3 May - SMH pg 5. Liability cap plan as prison injury payouts pass \$3m (Prof Mark Findlay).

7 May - ABC 702 evening with James O'Loughlin. Prof Mark Findlay explains the inquisitorial system of law as opposed to the adversarial system which is used in Australia.

22 May - ABC 702 2BL 1.22pm. People's reactions to sniffer dogs (Prof Mark Findlay).

24 May - ABC 702 9.33pm. Prof Mark Findlay explains rights and obligations of a person in court.

28 May - The World Today. Prof Mark Findlay discusses proposed curfews on liquor sales.

29 May - SMH pg 4. Prof Mark Findlay comments on the task of controlling the perception of crime rates.

28 May - ABC 702 1.26pm, Prof Mark Findlay discusses Ken Moroney and his appointment as commissioner.

29 May - ABC 702 10.00am. Prof Mark Findlay interviewed in relation to the New Police Commissioner Ken Maroney.

### **June**

3 June - 2UE 3.15am. Prof Mark Findlay discusses Ken Maroney's plan to re-introduce specialised crime squads. (Also ABC 702, 10.12am, 3/6/02).

4 June - 3CR Melbourne 6.57am. Prof Mark Findlay discusses the international criminal court treaty.

11 June - 3CR (Melbourne) 6.58am. Prof Mark Findlay discusses the rejection of the International Court Treaty by the United States.

18 June - 3CR Melbourne 6.57am. Prof Mark Findlay discusses the International Criminal Court.

21 June - Radio National Breakfast 7.21am. Prof Mark Findlay discusses criminology statistics in regards to allegations of officers providing false crime figures.

25 June - ABC 702 5.11pm. Prof Mark Findlay discusses John Brogden's proposal to introduce mandatory sentences for some offences.

### **July**

22 July - ABC 702 11.07am. Prof Mark Findlay discusses violent homophobia and homophobia in the NSW Police Force.

## **August**

12 August - Richard Glover's show, ABC 702 2BL, 5.30pm (Prof Mark Findlay).

13 August - 6.00am, 2NC (Newcastle); ABC 666 2CN (Canberra); ABC 7ZR (Hobart); Channel 7 (Sydney); 2GB, 5.22pm and 13:00 News; Channel 10 (Sydney), 5.14pm; ABC 702 2BL Richard Glover's show; Mike Carlton's show, 2UE, 4.13pm (Prof Mark Findlay).

15 August - SMH, pg11. At what point should child criminals become adults in the eyes of the law? (Prof Mark Findlay).

16 August - Life Matters, Radio National, 9.05am, A/Prof Chris Cunneen discusses the release of the Institute of Criminology's report on Asylum Seekers.

16 August - AM Radio National 7:14am, A/Prof Julie Stubbs expresses the need for "a broad debate and discussion about what is appropriate sentencing for sexual assault as for other offences." Also: ABC 666 2CN (Sydney), 08:04am .

16 August - Prof Mark Findlay broadcasted extensively, speaking about the sentencing of a gang rapist who received 55 years in prison with 40 years without parole.

AM, Radio National, 7.09am

Early AM, Radio National, 06.05am

5DN/Mix 06:30 News, 6.32am

ABC 702 2BL, 6.05am

06.00 News, ABC 774 3LO (Melbourne), 6.02am

06.00 News, 2NC (Newcastle), 6.00am

06.00 News, ABC 702 2BL (Sydney), 5.57am

08.00 News, Radio National (Sydney), 8.00am

07.45 News, ABC 720 6WF (Perth), 7.49am

Critique of the 55 year gaol sentencing of a gang rapist. He was misquoted in many of the media reports. The media has included print, radio and television such as: The Australian, pg 11 19/8/02, The Age, pg 10 19/8/02, Sydney Morning Herald, pg 15 18/8/02, The Age, pg 3 17/8/02, Sydney Morning Herald 17/8/02, Sydney Morning Herald 17/8/02, Herald Sun (Melbourne), pg 15 17/8/02, Herald Sun (Melbourne), pg 28 17/8/02, Sunday Telegraph, pg 83 18/8/02, Weekend Australian, pg 7 17/8/02, West Australian, pg 1 17/8/02, Sunday Times (Perth), pg 32 18/8/02, West Australian, pg 2 17/8/02, pg 9, West Australian 17/8/02, Illawarra Mercury, pg 3 17/8/02, Courier Mail, pg 28 17/8/02, Border Mail (Albury Wodonga), pg 8 17/8/02, Courier Mail, pg 24 17/8/02, Paul Murray, 6PR (Perth), 10.09am 16/8/02, 07:45 News, ABC 774 3LO (Melbourne), 07.46am 16/8/02, 07:00 News, ABC 702 2BL (Sydney), 07.00am 16/8/02, Philip Clarke, 2GB, 3.19pm 16/8/02, Pamela Francis, 5AA (Adelaide), 1.52pm 16/8/02, Howard Sattler, 2SM, 11.17am 16/8/02, Drive, 6PR (Perth), 4.53pm 16/8/02, Drive, 3AW (Melbourne), 4.53pm 16/8/02, ABC News, ABC Channel 2 (Canberra), 7.07pm 19:00 Sky News, Sky (Sydney), 07.01pm 16/8/02.

17 August - Daily Liberal (Dubbo) pg 5. Outlines various reactions to the 55 year sentence passed for gang rape last week. Mentions Professor Mark Findlay (Law). Also: Central Western Daily (orange), pg 7, 17/8/02.

17 August - Daily News Tweed Heads pg 12. A report on the 55 year sentencing of a Sydney gang rapist last week. Mentions Professor Mark Findlay (Law). Also: Barrier Daily Ruth (Broken Hill), pg 7, 17/8/02.

24 August - Courier Mail pg 34, "Crimes and punishment" (Prof Mark Findlay).

27 August - Law Report, Radio National (Sydney), 8.30am. The effectiveness of juries in our legal system. (Prof Mark Findlay).

### **September**

1 Sept - Sky News, 7.05pm; Channel 9 (Sydney), 6.10pm; WIN Hobart, 6.02pm. (Prof Mark Findlay).

2 Sept - Mercury (Hobart) pg 4, "Federal Police accused of illegal tactics".(Prof Mark Findlay).

17 Sept - Law Report Radio National 8.30am, Legal reform in NSW inadequate in the area of provocation. (A/Prof Julie Stubbs).

19 Sept - 2UE 4.15pm Mike Carlton. Prof Mark Findlay discusses the latest pamphlet released by the Liberal Party which addresses law reform.

20 Sept - ABC 702 1.28pm. The World Today. National paedophile database and concerns about the ways the information may be collected and distributed amongst civil liberties groups. (Prof Mark Findlay).

24 Sept - Bulletin pg 27. Attitudes to the judiciary have undergone a dramatic shift over the past decade".(Prof Mark Findlay).

29 Sept - Channel 9 (Sydney) 9.23am. Prof Mark Findlay participates in Sunday's long running investigation into the activities of the Federal Police.

### **October**

3 Oct - 612 ABC Brisbane 9.10am Talkback. A/Prof Chris Cunneen discusses the pattern of incarceration of indigenous people in Queensland.

16 Oct - Koori Mail pg 26. Jail terms targeted (A/Prof Chris Cunneen).

18 Oct - 2GB 4.10pm. Upcoming trials of Bruce Burrell who has been charged with the murder of Dorothy Davis and Kerry Wheelan.(Prof Mark Findlay).

23 Oct - Radio National 6.56pm. Dr Abigail Kohn participated in a discussion about gun control and crime.

30 Oct - Channel 7, 7.38am Sunrise. Plans for repeat graffiti offenders lose their drivers license for five years (A/Prof Chris Cunneen). Also: Morning Show ABC Top End (Darwin), 8:40am.

31 Oct - Radio National 7.42am. Re-election campaign of Bob Carr and his approach to legal sentencing.(Prof Mark Findlay).

### **November**

26 Nov - ABC 10.35pm Lateline. Prof Mark Findlay discusses arson and the role of the media in motivating arson.

# 4.4

## Internet

### **Institute of Criminology web address**

<<http://www.criminology.law.usyd.edu.au>>

#### **Web site**

The Institute's web site has continued to be an effective tool for the promotion of Institute activities and the fostering of a community around criminal justice issues. Institute seminars and other public events are maintained on the site, including on-line registration and information about availability of seminar papers. Publications available for purchase on-line include the Journal, Monograph Series and seminar papers. Subscriptions and memberships can also be ordered and paid for via the web site. The Current Events page provides a tool for other criminal justice agencies and individuals to promote events related to criminology, which in turn feeds into the promotional pages of the Journal.

#### **CrimNet**

CrimNet is an electronic information and discussion list established and administered by the Institute. It is accessible by e-mail and devoted to criminal justice issue.

In 2002 CrimNet continued the pattern of previous years with an increase in the number of subscribers to the service. The number of subscribers in 2002 totalled approximately 650, an increase of approximately 80 new subscribers from the previous year. CrimNet has been significant in forging a strong sense of community amongst those in criminology and related areas, both in Australia and internationally. Subscribers to CrimNet include academics, researchers and students; criminal justice professionals and bureaucrats; police officers; policy and political advisers; and journalists. Bulletins posted on CrimNet include information about legislative changes; current events; and new publications.

CrimNet is moderated by the Institute of Criminology, which ensures that CrimNet remains a unique and essential resource provided by the Institute for the field of criminology.

# 5

## Staff Publications

### Chris Cunneen

#### Books

Cunneen, C and White, R (2002) *Juvenile Justice: Youth and Crime in Australia*, Oxford University Press: Melbourne

#### Book chapters

Cunneen, C (2002) 'Restorative Justice and the Politics of Deconolonisation', in E. Weitekamp & H-J. Kerner (eds) *Restorative Justice: Theoretical Foundations*, Willan Publishing: Uffcolme

Cunneen, C & Stubbs, J (2002) 'Migration, Political Economy and Violence Against Women: The post immigration experiences of Filipino women in Australia', in J. Freilich, G. Newman, G. Shoham & M. Addad (eds) *Migration, Culture Conflict and Crime*, Ashgate Publishing: Aldershot

#### Journal articles

Cunneen, C (2002) 'Restorative Justice: Emerging Views', 0210 *The Drawing Board: An Australian Review of Public Affairs* 1

Cunneen, C (2002) 'Mandatory Sentencing and Human Rights', 13 *Current Issues in Criminal Justice* 322

Cunneen, C (2002) 'Preventing violence against Aboriginal women through programs which target men', 8 *University of New South Wales Journal Forum* 24

Cunneen, C (2002) 'Reparations, Human Rights', *Third World Legal Studies Journal*

#### Conference papers

'The Impact of Bail Amendments on Young People', Crisis in Remand and Bail Seminar, Wednesday 29 May, 2002, Institute of Criminology University of Sydney Law Faculty.

'Crime, Punishment and Social Justice' NCOSS Conference Scales of Justice: Taking on the Law and Order Debate, 24-25 July 2002, Sydney.

'Consensus, Sovereignty and Policing', Crossing Borders British Society of Criminology Conference, Keele University, 17-20 July 2002.

### Mark Findlay

#### Journal articles

Findlay, M (2002) 'Internationalised criminal trial and access to justice', 2 *International Criminal Law Review* 237

Findlay, M (2002) 'The Cost of Globalised Crime: New Levels of Control', 1 *International Journal of Comparative Criminology* 109

Findlay, M (2002) 'The International and Comparative Criminal Trial Project', 2 *International Criminal Law Review* 47

Findlay, M (2002) 'Beware of the 'Dog': Assaults in prison and cultures of secrecy', 14 *Current Issues in Criminal Justice* 119

#### Conference papers

Challenging Forensic Evidence? Observations on the use of DNA in criminal trials' *Eighth International Criminal Law Congress*, Melbourne, August 2002

### Julie Stubbs

#### Book chapters

Stubbs, J (2002) 'Domestic Violence and Women's Safety: Feminist challenges to restorative justice', in H. Strang & J. Braithwaite (eds) *Restorative Justice and Family Violence*, Cambridge University Press: Melbourne

Cunneen, C & Stubbs, J (2002) 'Migration, Political Economy and Violence Against Women: The post immigration experiences of Filipino women in Australia', in J.Freilich, G.Newman, G.Shoham & M.Addad (eds) *Migration, Culture Conflict and Crime*, Ashgate Publishing: Aldershot

Conference papers

Co-chair, Organising Committee, *Understanding the Complexities of Violence Against Women: Meanings, Cultures, Difference*, University of Sydney on 18-22 February 2002

Beyond apology? Domestic violence and critical questions for restorative justice. Paper presented to the *American Society of Criminology, Presidential Panel on Feminist Perspectives on Restorative Justice*, Chicago, November 2002

Domestic violence re-told. Paper presented to the *British Society of Criminology Conference*, Keele University, July 2002 (with Miranda Kaye and Julia Tolmie)

Negotiating child residence and contact arrangements against a background of domestic violence Paper presented to *International Conference- Expanding Our Horizons, Violence Against Women*, University of Sydney, 18-22 February 2002. (with Miranda Kaye, and Julia Tolmie)

**Terry Carney**

Books

Carney, T & Ramia, G (2002) *From Rights to Management: Contract, new public management and employment services (Studies in Employment and Social Policy, vol. 18)*, Kluwer Law International: The Hague

Journal articles

Carney, T (2002) 'Australia: Workers' welfare state of responsive pragmatism?', 16 *Zeitschrift fur auslandisches und internationales Arbeits-und Sozialrecht* 360

Carney, T (2002) 'Regulation of Treatment of Severe Anorexia Nervosa: Assessing the options?', 11 *Australian Health Law Bulletin* 25

Carney, T (2002) 'Re-mixing 'Access', 'Advocacy', 'Empowerment' and 'Protection'? A case for a specialised division of labour in guardianship, mental health and disability services adjudication?', 5 *Newcastle Law Review*

Carney, T & Ramia, G (2002) 'Mutuality, Mead & McClure: More 'Big M's' for the Unemployed?', 37 *Australian Journal of Social Issues* 277

Reports

Carney, T. *Australia: Workers Welfare State or responsive pragmatism? A Report to the Max Planck Institute for International Social Law, Munich, Germany (January 2002)*

Conference papers

Carney, T., Tait, D., Saunders, D., Touyz, S., Beumont, P. Institutional Options in Management of Coercion in Anorexia Treatment: The antipodean experiment. A paper delivered at the *27th International Congress of the Academy of Law and Mental Health*, Amsterdam, 8-12 July 2002

Carney, T. 'Challenges to the Australian Guardianship & Administration Model?' A paper delivered at the *27th International Congress of the Academy of Law and Mental Health*, Amsterdam, 8-12 July 2002

Beumont, P. & Carney, T, Conceptual Issues in Theorising Anorexia Nervosa: Mere matters of semantics? A paper delivered at the *27th International Congress of the Academy of Law and Mental Health*, Amsterdam, 8-12 July 2002

Carney, T., Mental Health Law in Postmodern Society: Time for new paradigms? Keynote address, *National Mental Health Review Boards Conference, Detention, Decisions and Dilemmas*, Melbourne, 17 October 2002  
Carney, T. Regulation of Treatment of Severe Anorexia Nervosa: Assessing the options? A paper presented at the *Asian Pacific Eating Disorders Congress*, Melbourne, Wednesday 13 November, 2002

Carney, T., Saunders, D. Therapeutic Jurisprudence and Anorexia: A synergy? A paper presented at the *Symposium Therapeutic Jurisprudence Down Under*, La Trobe University, Saturday 23 November 2002

CD Rom papers

Carney, T. 'Measuring Regulatory Success in High Volume Fields' Sydney: ALRC

**Graeme Coss**

Journal articles

Graeme Coss, (2002) 'Editorial: Killing violent men', 26 *Criminal Law Journal* 133

**Miranda Kaye**

Conference papers

Domestic violence re-told. Paper presented to the *British Society of Criminology Conference*, Keele University, July 2002 (with Julie Stubbs and Julia Tolmie)

Negotiating child residence and contact arrangements against a background of domestic violence Paper presented to *International Conference- Expanding Our Horizons, Violence Against Women*, University of Sydney, 18-22 February 2002. (with Julie Stubbs and Julia Tolmie)

**Abigail Kohn**

Conference papers

Invited Speaker, "Gun Owners and Public Health: How Gun Owners Hear Public Health Messages About Guns," Presented at the School of Public Health, University Of North Carolina, Chapel Hill, North Carolina, November.

Invited Speaker, "Gun Owners and Public Health: How Gun Owners Hear Public Health Messages About Guns," CME (Continuing Medical Education) Lecture presented to the Medical Staff of the California State Penitentiary at Vacaville, Vacaville, California, July.

**Bron McKillop**

Journal articles

McKillop, B (2002) 'Police Court Justice in France Investigations and Hearings in Ten Cases in the Tribunal de Police', 24 *The Sydney Law Review* 207

McKillop, B (2002) 'What can we learn from the French Criminal Justice System?', 76 *The Australian Law Journal* 49

**Kristin Savell**

Book chapters

Savell, K (2002) 'The Mother of the Legal Person', in S.James & S.Palmer (eds) *Visible Women: Essays in Feminist Legal Theory and Philosophy*, Hart Publishing: Oxford

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# 6 Statement of Income & Expenditure

<Statement of Income and Expenditure for the year ended 31 December  
2002: not available on-line, available on request>

<Institute of Criminology Balance Sheet as at 31 December 2002: not available  
on-line, available on request>

## **Income and Expenditure - Director's Report**

### ***Sources of income***

Institute income is generated from:

- memberships to the Institute of Criminology
- subscriptions to the journal *Current Issues in Criminal Justice*
- co-sponsorship by other organisations and registrations at public seminars held by the Institute
- sales of Institute publications
- Faculty of Law operating grant
- consultancies

### ***Summary of income***

Income in 2002 (\$83,149) was slightly higher than income received in 2001. By comparison with 2001, income from the sale of publications and consultancies was much higher in 2002. However, income from subscriptions and membership fees was significantly lower than in the previous year.

Copyright fees for 2002 were received late in 2002 and will appear in the 2003 accounts.

### ***Summary of expenses***

Expenditure for 2002 (\$99,173) was significantly higher than in 2001. There were several factors that contributed to the increase in expenditure. Salaries and associated costs increased due to routine pay rises. Computer equipment was upgraded in 2002 resulting in additional expenditure in the category 'Equipment, repairs and maintenance'. Printing costs were significantly higher in 2002 due to the publication of three new monographs. The expenditure for contractors also was incurred in the production of the monographs (design, layout and covers). The costs associated with the monographs should generate income in subsequent years. Travel and conference costs were higher in 2002 because the Institute engaged in marketing and promotional work at the British Criminology Conference and the ANZ Society of Criminology Conference in Brisbane. The production of three new monographs and a special issue of the journal *Current Issues in Criminal Justice* on refugee issues offered a significant opportunity to market the activities of the Institute outside NSW. The costs incurred in this promotional work should bring financial returns in subsequent years.

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