HAYLEY BENNETT

Bachelor of Laws (First Class Honours) - University of NSW (2008)
Doctor of Philosophy - (Faculty of Medicine) University of Sydney (2001)
Master of Science (Clinical Neuropsychology) - Macquarie University (1993)
Master of Arts (Counselling) - Macquarie University (1991)
Bachelor of Arts (Psychology Honours) - University of Sydney (1985)

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Admitted to the legal profession
2008

Admitted as a barrister in NSW
2009

Also entitled to practise in
Australian jurisdictions (Commonwealth, State and Territory)

Hayley commenced practice as a barrister in 2009 and since that time has been involved in cases in a broad range of areas in both public and private domains. She further specializes in health law across jurisdictions, and has advised and appeared in areas including: Equity (testamentary capacity, knowledge and approval, undue influence, *inter vivos* property transfers; Family Provision: she is listed as recommended in the "*Doyles Guide of Leading Wills & Estates Litigation Barristers, NSW*"); Public law (health and legal professional discipline); Protective (guardianship and financial management); and Coronial Inquests and other Commissions of Inquiry. She also accepts briefs in other jurisdictions where analysis of complex evidence, including expert evidence, is a central feature.

Hayley previously worked as a clinical and research neuropsychologist specialising in the cognitive and behavioural sequale of neurological, psychiatric, and other medical and psychological disorders. Her qualifications in this area include a BA (Psychology honours), MA (Counselling), MSc (Neuropsychology), and PhD (Clinical Neuroscience). She also provided expert opinion to courts and tribunals, where issues included mental capacity and decision-making, and sat on the Guardianship Tribunal of NSW (as it then was). Hayley has published and lectured in these areas, as well as more recently in the area of judicial decision-making and its neurobiological underpinnings.

Whilst working as a research neuroscientist at Prince of Wales Medical Research Institute (now Neuroscience Research Australia), Hayley decided she would like to practise as a barrister and in 2003 commenced a law degree at the University of NSW. In 2007 she worked as Tipstaff to Justice David Kirby of the Supreme Court of NSW, and in 2008 graduated from the law degree with first class honours.

Hayley maintains academic and research interests in neuroscience within law, and has been invited to speak to judges, magistrates, commissioners and tribunal members about the interface between neuroscience and the law in general, and judicial neurobiology and decision making in particular. She has also been invited to speak to legal and health practitioners about ethical decision making, expert evidence, and Succession, Protective, and Health Law.

During her time as a barrister, Hayley has served as a member of various NSW Bar Association Committees: Bar Examination Working Committee (2010-2017), Succession and Protective Law Committee (2021-current, Deputy Chair from July 2023), and Education Committee (2021–current). She has also represented the NSW Bar Association on a Working Party of the Motor Accidents Authority (2011-2012); has been a Mentor with the NSW Bar Association's Mentoring Program (2016-2017); and is currently a NSW Bar Association appointee member of the Council of Law Reporting for NSW (2021-current). Hayley's previous academic appointments include Adjunct Senior Lecturer (2015-2019) and Research Affiliate (2020-2022) with the Faculty of Law of the University of Sydney; and currently as Honorary Research Scientist, Neuroscience Research Australia (since 2017, ongoing affiliation since 2009).

PROFESSIONAL EXPERIENCE, APPOINTMENTS, RESEARCH

2009 - current: Barrister, New South Wales Bar

2009 - current: Neuroscience Research Australia: Senior Research Associate (2009 to 2017); Honorary Research Scientist (from 2017)

2015 - 2022: University of Sydney, Faculty of Law: Adjunct Senior Lecturer (2015 to 2019); Research Affiliate (2020 to 2022)

2007: Tipstaff to Justice David Kirby, Supreme Court of New South Wales

2007 -2009: Post-doctoral Research Officer/Senior Research Officer: Prince of Wales Medical Research Institute, University of NSW: Koori Growing Old Well Study (NHMRC Funded)

2002 – 2006: Professional Member, Guardianship Tribunal of New South Wales

2001 – 2006: Post-doctoral Research Officer/Clinical Neuropsychologist: Prince of Wales Medical Research Institute, University of NSW; Study Director: MRI Predictors of Dementia with Lewy Bodies (NHMRC Funded)

1997 – 2006: Honorary Associate in Psychology and Lecturer (Casual): Department of Behavioural Sciences, Macquarie University

1994 – 1996: Consultant Clinical Neuropsychologist (Sessional): Commonwealth Rehabilitation Service, Parramatta Regional Unit

1993 – 2001: Clinical Neuropsychologist / Research Officer: Department of General, Geriatric and Rehabilitation Medicine, Concord Hospital; Centre for Education & Research on Ageing, University of Sydney; Study Director: MRI Correlates of Brain Ageing and Dementia (NHMRC funded)

1989 – 1993: Research & Memory Disorders Clinic Psychologist / Clinical Neuropsychologist: Department of Neurology, Concord Hospital; Study Director: Subcortical Vascular Disease and Vascular Dementia Study (NHMRC funded)

1988 – 1989: Research & Memory Disorders Clinic Psychologist: Department of Geriatric Medicine, Concord Hospital, University of Sydney; Study Co-ordinator: Case-control Study of Alzheimer's Disease (NHMRC funded)

LEGAL PUBLICATIONS

Bennett H and Green A (2021) **Guidance for Treating Doctor Reports: "Treating doctor" opinion is the new black of expert opinion in retrospective mental capacity cases.** Bar News: The Journal of the NSW Bar Association, Summer, 34-35.

Bennett H and Green A (2021) **Treating Doctor Reports: Retrospective mental capacity cases.** Law Society Journal, 81, 84-86.

Bennett H (2020) **M'Naghten's Trial (1843), Banks v Goodfellow (1870), and the neurobiology of intellectual and moral functions: Progenitors of the common law principles for determining testamentary capacity today**. Australian Bar Review, 48, 113-160.

Bennett H (2016) **Neurolaw and Banks v Goodfellow (1870): Guidance for the assessment of testamentary capacity.** Australasian Journal on Ageing, 35, 289-290

Bennett H, Broe (2014) **The neurobiology of achieving a "comfortable satisfaction"**. Judicial Officers' Bulletin, 26 (8), 65-70.

Bennett H, Broe GA (2012) **The civil standard of proof and the "test" in Briginshaw: Is there a neurobiological basis to being "comfortably satisfied"?** The Australian Law Journal, 86, 258-276.

Hallen P, Bennett H (2011) **Kennon v Spry and the Elephant in the Room: Women, Divorce, and Discretionary Trusts in the 21st Century**. Trusts and Trustees, 17(9), 829-839.

Bennett H, Broe GA (2010) **Judicial Decision-making and Neurobiology: The role of emotion and the ventromedial cortex in deliberation and reasoning**. Australian Journal of Forensic Sciences, 42 (1), 11-18.

Bennett H, Broe GA (2009) **The Neurobiology of Judicial Decision-making: Indigenous Australians, Native Title, and the Australian High Court**, Public Law Review, 20 (2), 112-128.

Peisah C, Finkel S, Shulman K, Melding P, Luxenberg J, Heinik J, Jacoby R, Reisberg B, Stoppe G, Barker A, Firmino H, Bennett H (2009) **The Wills of older people: Risk factors for Undue Influence (Review)**, International Journal of Psychogeriatrics, 21(1), 7-15.

Bennett HP, Broe GA (2008) **Brains, biology, and socio-economic disadvantage in sentencing: Implications for the politics of moral culpability**, The Criminal Law Journal, 32, 167-179.

Bennett HP, Broe GA (2007) **Judicial neurobiology, Markarian synthesis and Emotion: How can the human brain make sentencing decisions?** The Criminal Law Journal, 31, 75-90.

Bennett HP, Hallen P (2005) **Guardianship and Financial Management Legislation: What Doctors in Aged Care need to Know**. Internal Medicine Journal, 35, 482-487.

Bennett HP, Hallen P (2004) **Dementia, Cognition, and Testamentary Capacity**. Brain Impairment, 5, 69-70.

SELECTED CASES

Succession and Protective Law

Stone v Kramer (No 2) [2022] NSWSC 1716 (Estoppel by representation: relief; costs; led by Lindsay Ellison SC)

Application by Maggie Riman (Estate of Rita Riman) [2022] NSWSC 872 (Section 8 application: informal will; appeared as *amicus curiae*)

Sandra Elizabeth Lester v Terrence Myles Brown [2022] NSWSC 716 (Revocation of grant of probate)

Stone v Kramer [2021] NSWSC 1456 (Estoppel; led by Lindsay Ellison SC)

DVB v NSW Trustee and Guardian [2021] NSWCATAD 105 (Validity of *inter vivos* transfers: mental capacity, unconscionable conduct, undue influence, Contracts Review Act)

Lester & Ors v Lester & Ors; In the Estate of Dulcie Brown [2020] NSWSC 958 (Family Provision)

CD & Anor & EF & Anor (No. 2) [2019] NSWSC 337; **CD v EF & Anor** [2018] NSWSC 848 (Appointment of a guardian and financial manager; costs)

Daniel Walton v Terence George Hartmann as executor of the Estate of Wanda Resler [2017] (Capacity to commence proceedings; led by Michael Willmott SC)

Mitar v Mitar (No 2) [2017] NSWSC 1308 (Costs); **Mitar v Mitar** [2017] NSWSC 647 (Family Provision)

Smith v Johnson [2015] NSWCA 297 (Appeal, family provision; led by Lindsay Ellison SC)

Bowering v Knox & Bowering [2014] NSWSC 1107 (Capacity to instruct solicitor in Will construction proceedings)

BFJ & BFK v Public Guardian [2014] NSWCATAD 141 (Appeal from decision of Public Guardian)

Sion & Ors v NSW Trustee and Guardian (Estate of Chamita) [2013] NSWCA 337; Sion & Ors v NSW Trustee and Guardian (Estate of Chamita) [2012] NSWSC 949 (Appeal; oral contract, mental capacity to enter into a contract, estoppel; led by Lindsay Ellison SC)

Waddell v Waddell [2012] NSWCA 214; **Waddell v Waddell as executor of the Estate of the late Ronald John Waddell** [2011] NSWSC 1174 (Appeal, estoppel and equitable remedies; led by Lindsay Ellison SC)

Gray v Hart & Ors [2012] NSWSC 1435 1275 (Testamentary capacity, knowledge and approval; led by Chris Harris SC)

Petrovski v Nasev; The Estate of Janakievska [2011] NSWSC 1275 (Testamentary capacity, undue influence, knowledge and approval; led by Michael Meek SC)

Health and Legal Professional Discipline

Larter v Paramedicine Council of NSW [2023] NSWCATOD 12 (Two appeals, each under s.159 (merit) and s.159B (points of law) in relation to suspension and conditions decisions); **Larter v Paramedicine Council of NSW** [2023] NSWCATOD 13 (Application for access to document produced under Summons)

Prasad v Medical Council of NSW [2022] NSWCATOD 107 (Medical intern; s.152J and s.150 merit review appeals)

Montenegro v Legal Profession Admission Board [2022] NSWSC 1100 (Lawyer; Motion related to s.26 appeal against refusal of Board to issue a compliance certificate: Access to Court files); **Montenegro v Legal Profession Admission Board (No 2)** [2022] NSWSC 1101 (Application to appear by AVL)

Hyland v Medical Council of NSW [2021] NSWCATOD 199 (Medical Student; s.159 and s.159B merit review and point of law appeals); **Hyland v Medical Council of NSW** [2021] NSWCATOD 167 (Medical student; stay application associated with s.159B appeal: point of law)

Ansari v Medical Council of NSW [2021] NSWCATOD 138 (Cosmetic surgeon; Stay application; s.159B appeal: point of law)

Clarke v Nursing and Midwifery Council [2021] NSWCATOD 32 (s.152K Appeal); **Clarke v Nursing and Midwifery Council** [2017] NSWCATOD 163 (Nurse; Merit review appeal against interim conditions on registration)

Prothonotary of the Supreme Court of NSW v Thomson [2018] NSWCA 230 (Lawyer; fit and proper person; removal from roll of Australian lawyers; led by Patrick Griffin SC)

HCCC v Jiang [2018] NSWCATOD 78 (Psychologist; Professional Misconduct; impairment; de-registration)

Vo v Medical Council of NSW [2018] NSWCATOD 18 (Medical practitioner; De-registration review)

Clarke v Nursing and Midwifery Council [2017] NSWCATOD 163 (Nurse; Appeal against interim conditions on registration)

Han v Psychology Board of Australia [2017] NSWCATOD 174 (Psychologist; Appeal against refusal to grant provisional registration)

Jiang v Psychology Council of NSW [2016] NSWCATOD 104 (Psychologist; Appeal against decision of Psychology Council suspending registration – impairment)

CWV v Medical Board of Australia [2016] NSWCATOD 161 (Medical practitioner; Appeal of Refusal by Medical Board of application for re-registration; Impairment)

HCCC v Follent (No 2) [2015] NSWCATOD 106; **HCCC v Follent** [2015] NSWCATOD 31 (Medical practitioner; Professional Misconduct)

O'Meara v The Dental Council of NSW [2014] NSWCATOD 19 (Dentist; Appeal of Council decision; Dental professional discipline)

Chowdhury v HCCC [2010] NSWCA 56 (Medical practitioner; Appeal; led by Gail Furness SC)

Xu v Council of the Law Society of NSW [2009] NSWCA 430 (Lawyer; Appeal; led by Carol Webster)

Inquests and Commissions of Inquiry

Inquest into the death of Stephen Gruber, 19-23 June 2023 (appearing for the Department of Communities and Justice)

Inquest into the death of Reuben Roberts Collins, 22-26 May 2023 (appearing for the Department of Corrective Services)

Inquest into the disappearance and suspected death of Melissa Louise Caddick, 12-16, 26-30 September 2022, 28-29 November 2022, 10 February 2023 (appearing for the Australian Federal Police and the Commissioner of Police)

Inquest into the death of Yakamurro, 6-17 June 2022 (appearing for the Department of Communities and Justice)

Inquest into the death of EW, 25-19 July 2022 (Counsel Assisting)

Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability, Preventing and responding to violence, abuse, neglect and exploitation in disability services (South Australia), 7-11 June 2021 (Junior Co-Counsel Assisting; led by Kate Eastman SC)

Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability, Psychotropic medication, behaviour support and behaviours of concern: 21-25 September 2020 (Jnr Co-Counsel Assisting, led by Kate Eastman SC)

Inquest into the death of Tristan Naudi, 13-17 May, 30 September, 1 October 2019 (appearing for the Commissioner of Police, the NSW Police Force, and four police officers)

Inquest into the deaths of Robson Pham and Daryl Jones, 27-31 August 2018; 27-28 February, 1 March 2019 (appearing for the Commissioner of Corrective Services)

Inquest into the death of Shaun Bell, 10-14, 20 December 2018, 29 March 2019 (Counsel Assisting)

Inquest into the death of Jaxon McGrorey Smith, 29-31 October 2018 (Counsel Assisting)

Inquest into the death of Colin Parker, 14-16 August, 7-8 November, 1 December 2017 (Counsel Assisting)

Royal Commission into Institutional Responses to Child Sexual Abuse, Health Care Providers and Regulators: 6-15 May 2015 (Counsel Assisting)

Inquest into the death of Ahmad Ali Jafari, 16-18 December 2014 (Counsel Assisting)

Royal Commission into Institutional Responses to Child Sexual Abuse, Yoga Ashram: 2-10 December 2014 (Co-Counsel Assisting)

Inquest into the death of Michelle Griffiths, April 2014 (Counsel Assisting)

Royal Commission into Institutional Responses to Child Sexual Abuse, May 2013 (Assist with Private Sessions)

Inquest into the deaths of Natasha Lee Fitzpatick-Moore and Sarah Maree Evans, December 2009 (Junior Counsel Assisting; led by Gail Furness

SELECTED INVITED PRESENTATIONS

To Judges and other legal decision makers (legal decision making)

The civil standard of proof and the "test" in Briginshaw: Is there a neurological basis to being "comfortably satisfied", Commonwealth Professional Services Review Agency: Annual Training for PSA Committee members, 7 and 14 May 2022, Sydney and Melbourne.

Unconscious judicial prejudice: The neurobiology of "prejudice" (or "bias") in legal decision making. Judicial Commission of NSW: Cross-jurisdictional Twilight Webinar Series, 24 June 2020.

Unconscious judicial prejudice: The neurobiology of "prejudice" (or "bias") in legal decision making (joint presentation with the Hon. Keith Mason AC KC). National Judicial Orientation Program, 23 February 2016 (Adelaide); 21 February 2017 (Melbourne); 24 October 2017 (Sydney); 24 July 2018 (Gold Coast); 2 April 2019 (Adelaide).

The neurobiology of achieving a comfortable satisfaction. Administrative Appeals Tribunal Annual Conference, 24 May 2016, Sunshine Coast, Queensland.

Judicial neurobiology, unconscious bias and emotion: The neurobiology of decision making and the role of unconscious processes. Federal Court of Australia Annual Conference, 17 March 2016, Melbourne.

Unconscious judicial bias in decision making. Workers Compensation Commission: Arbitrator Professional Development Day, 27 November 2015, Sydney.

The role of neurobiology in achieving "Comfortable Satisfaction". Council of Australasian Tribunals: NSW Annual Conference, 28 August 2015, Sydney.

Bias and unconscious processes: When and how can "bias" facilitate judicial decision making? NSW Civil and Administrative Tribunal Seminar (Administrative and Equal Opportunity Division), 12 December 2014, Sydney.

The Rule of Law and Emotion: How do judges make sentencing decisions? Supreme Court of Victoria Annual Judges Conference, 18 September 2014, Yarra Valley, Victoria.

Unconscious Judicial Bias and Decision Making. Local Court of NSW Annual Conference, 3 July 2014, Sydney.

Cognitive Impairment and professional performance: How do Health Discipline Councils manage cognitive impairment? Nursing and Midwifery Council of NSW Seminar, 2 July 2014, Sydney.

The finding of facts and satisfaction thereof: How "satisfied" must a legal decision maker be? Land & Environment Court of NSW Educational Program, 20 November 2013, Sydney.

Magistrates and fast versus slow decision making: The neurobiological basis to thinking and reasoning, Keynote address, Annual Victorian Magistrates Conference, 24 July 2013, Melbourne.

Dialogues on being a judge: Impact of neurobiological research on judging. National Judicial College of Australia Conference, 11 October 2012, Adelaide.

Implications of Briginshaw to Tribunal decision making. Health Tribunals of NSW Seminar, 27 August 2012, Sydney.

Neurobiology Decision Making Workshop, Judicial College of Victoria Judicial Education Seminar, 9 March 2012, Melbourne.

Neurobiology and judicial decision making. Annual Conference of the Workers Compensation Commission Arbitrators, 9 December 2011, Sydney.

Neurobiology and judicial decision making. Annual Conference of the New South Wales Administrative Decisions Tribunal, 16 September 2011, Sydney.

The civil standard of proof and the "test" in Briginshaw v Briginshaw: Is there a neurobiological basis to being "comfortably satisfied"? Keynote address, Queensland Civil and Administrative Tribunal Annual Conference, 18-19 March 2011, Brisbane.

Judicial decision making and neurobiology: The role of emotion and the ventromedial cortex in deliberation and reasoning. National Judicial College of Australia Conference: Judicial Reasoning: Art or Science? 7-8 February 2009, Canberra.

To Barristers and Solicitors (ethical decision making and neuroscience)

Ethical Decision making by barristers (joint presentation with Katherine Richardson SC and Nicolas Bentley), NSW Bar Association CPD, 21 March 2023, Sydney

How to stop Bullying: Your rights and obligations, NSW Bar Association Regional CPD, Orange, 18 March 2023.

Fairness in Inquisitorial Proceedings: The neurobiology and psychology of fairness (Panel discussion with Robert Rankin (Chair), Richard Beazley SC, Pat Griffin SC). NSW Bar Association (Inquests and Inquiries Committee) CPD, 19 October 2022.

Ethical dilemmas for Wills and Estates legal practitioners (joint presentation with Tamara Goodwin), University of NSW Edge, 23 March 2021, Sydney

Unconscious bias in decision making: the good and the bad. Department of Communities and Justice inservice training, 31 July 2020

Thinking with your brain and your body: The neurobiology of decision making and implications for mental health and well being. Queensland Bar Association CPD, 5 December 2019

Ethics and professional responsibility: The neurobiology of ethical decision making. University of NSW CLE, 15 February 2018, Sydney;

Legal Practitioners and Ethical Decision making: Why thinking with your body may assist with ethical dilemmas. The Office of the General Counsel in-house training program, 25 October 2017, Sydney;

Unconscious Bias and Decision Making. Australian Young Lawyers Conference, 20 October 2017, Sydney

The Neuropsychology of Sentencing. NSW Crown Prosecutors Conference, 19 April 2017, Sydney;

The neurobiology of moral decision-making: What happens in the brains of white collar criminals? (joint presentation with David Staehli SC), ASIC Conference, 3 August 2016, Sydney;

Legal Practitioners and Ethical Decision making: Why thinking with your body may assist with ethical dilemmas. Henry Davis York CLE, 5 and 25 March 2015, Sydney;

The neuroscience of learning: When unconscious experience leads to intelligent decision making. Annual Conference of Continuing Legal Education Association of Australasia (hosted by the NSW Bar Association), 17 October 2014, Sydney;

Insights from neuroscience and psychology in Mediation, NSW Bar Association Mediation Master Class Conference, 16 August 2014, Sydney;

The Science of Decision Making. Victorian Bar Association Readers Course, 14 March 2014, Melbourne;

Improving Ethical Decision Making in Practice. Queensland Bar Association Annual Conference, 9 March 2014, Gold Coast;

Is emotional decision making consistent with the rule of law: Judicial neurobiology and reasoning in sentencing decisions. Office of the Crown Solicitor Seminar, 14 November 2013, Sydney;

The psychology of persuasion and the neurobiology of the pursuadee, Victorian Bar Association Conference, 16 March 2013, Melbourne;

Barristers and Ethical Decision making: Why barristers should think with their stomachs, NSW Bar Association CPD Conference, 31 March 2012, Sydney;

Understanding the Psychology of Decision Making, Legalwise seminar to Government Administrative decision makers, 8 March 2012, Sydney;

How do judges make decisions? The neurobiology of decision-making and deliberation and the role of emotion. Meeting of the Australian Academy of Forensic Sciences, May 2009, Sydney.

To legal and health Professionals (Expert evidence, Succession and Mental Capacity Law)

Neuroscience: Text, Context, and Purpose (and relevance to Succession and Protective Law), Introduction to presentation by Justice Lindsay, NSW Bar Association (Succession and Protective Law Committee) CPD, 19 April 2023.

"Community expectations" in Family Provision Claims, Legalwise Succession Law Symposium, 9 March 2023, Sydney.

Evidence in Probate suits: Is there really a hierarchy? Introduction to presentation by Justice Hallen, NSW Bar Association (Succession and Protective Law Committee) CPD 8 February 2023

Community Standards in Family Provision Claims, Annual Conference of the Eastern Suburbs Law Society, 5 November 2022, Sydney.

Mental Capacity issues in Litigation, experts (joint presentation with Professor Matthew Kiernan, neurologist), University of NSW Edge, 4 August 2022, Sydney

Testamentary Capacity and Knowledge and Approval: The Judges Talk Lecture Series (joint presentation with Justice Mark Leeming and Lindsay Ellison SC (Chair), NSW Bar Association (Succession and Elder Law Committee) CPD, 5 April 2022.

Mental capacity, will making, powers of attorney and appointment of enduring guardianship (Panel discussion with Darryl Browne (Chair), Dr Jane Lonie, and Tamara Goodwin), University of NSW Edge, 22 March 2022, Sydney.

Mental Capacity Assessment: Game Plan for Acquiring a Medico-legal report (joint presentation with Alisa Green), Legalwise 19th Annual Succession Law Symposium, 9 March 2022, Sydney

Use of treating doctor expert evidence in mental capacity cases, NSW Law Society Wills & Estates Specialist Accreditation Conference 2021, 2 August 2021, Sydney

Testamentary capacity – back to the source: Banks v Goodfellow (In conversation with Richard McCullagh), Macquarie University, Succession Law, 4 May 2020, Sydney

Life after Drivas – implications for practitioners instructing medical capacity experts (joint presentation with Lindsay Ellison SC), University of NSW Edge, 12 March 2020, Sydney

2019 NSW Court of Appeal Decisions in Succession Law, Legalwise, 11 March 2020, Sydney;

Estate Disputes Case Law Update: Key Decisions. Legalwise, 27 February 2020, Parramatta

Mental Capacity (the Medical Perspective), Blue Mountains 2019 Succession Law Conference, 14 September 2019, Medlow Bath, NSW.

Family Provision Update: Review of 2019 Court of Appeal decisions. Legalwise, 5 September 2019, Sydney.

Family Provision Update: Review of 2018 Court of Appeal decisions. University of NSW CLE, 14 February 2019, Sydney.

Testamentary Trusts & will making: Implications for capacity assessment & establishing knowledge and approval, Society of Trust and Estate Practitioners, 22 November 2018, Sydney.

Use of Experts in Capacity Cases. Specialist Accreditation Conference 2018 (Wills and Estates stream), Law Society of NSW, 11 August 2018, Sydney.

Expert Evidence in Testamentary Capacity (Session convener). University of NSW CLE, 19 October 2017, Sydney

Capacity, knowledge and approval (joint presentation with Michael Willmott SC). University of NSW CLE, 21 March 2017, Sydney;

Notional Estate Law in Family Provision (joint presentation with Michael Willmott SC). Benchmark TV, 16 February 2017, Sydney;

Dealing with a client with questionable capacity: Capacity assessment for lawyers (joint presentation with Elizabeth Cheeseman SC). Commercial Litigation Conference (Legalwise), Sydney, 18 March 2016;

The legal presumption of mental capacity: Implications for "issue-specific" assessment by clinicians, International Neuropsychological Society/ASSBI, 4 July 2015, Sydney;

Taking instructions for wills: The neurobiology of a client's deliberation and decision making process, University of NSW CLE, 12 March 2015, Sydney;

Best Practice in Elder Law (half day seminar), Chairperson, University of NSW CLE, 2 October 2014, Sydney;

Succession Law update: Family Provision Claims and Mediation. Annual Conference of the Eastern Suburbs Law Society, 30 August 2014, Sydney;

Capacity Assessment for Lawyers: What courts are looking for when testamentary capacity is in question. University of NSW CLE, 6 March 2014, Sydney;

Banks v Goodfellow and Testamentary Capacity in the 21st Century: Implications for Expert Medical Evidence. Prince of Wales Hospital, Academic Department for Aged Care Psychiatry In-service, 7 August 2013, Randwick;

What lawyers need to know about cognition and behavior: A practical guide to the assessment of mental capacity, University of NSW CLE, 7 March 2013, Sydney;

The latest developments in Wills and Mental Capacity Issues. Annual Conference of the Eastern Suburbs Law Society, 25 August 2012, Sydney;

Capacity Issues in Will Disputes, University of NSW CLE, 28 March 2012, Sydney;

Wills and Mental Capacity Issues. Annual Lawyers Learning for Charity Conference, Eastern Suburbs Law Society, 20 August 2011, Sydney;

Testamentary Capacity and Expert Evidence. College of Law Day of Wills and Estates, 28 February 2011, Sydney.

PRINCIPAL AREAS OF PRACTICE

COMMON LAW

Appellate

EQUITY

Appellate

Family Provisions

Wills and Estates

INQUESTS AND INQUIRIES

Commissions of Inquiry

Coronial Inquests

PUBLIC AND ADMINISTRATIVE LAW

Appellate

Health law

Public law

Disciplinary proceedings

Merits review

SECTORS

Government

Healthcare