

# QLS Symposium 2018 – Commercial Package

Recorded: 9-10 March 2018 | Over 5.5 hours of content  
2018/2019 CPD year

## Overview

This newly streamlined collection of topics is sure to strengthen the way you practise commercial law, whether you are a commercial litigation or business law practitioner. Join us for key updates as well as thought-provoking sessions such as growing the responsibility and exposure of officers and directors, a focus on post-employment restraint of trade, and a CGT refresher for business sales.

This package also features every keynote address from QLS Symposium 2018, including presentations by Emeritus Professor Gillian Triggs, Professor Gino Dal Pont and highlights from Bernard Salt AM presentation.

## 5.5 CPD Points



55mins



## Opening plenary: Upholding the rule of law in a complex post truth era

In a complex world with 24/7 media commentary, populist governments and the erosion of procedural rights, how is the rule of law holding up? In this session, Emeritus Professor Gillian Triggs, will discuss the implications of a “post- truth” era on the rule of law for Queensland, and also explore what responsibilities, if any, lawyers have to uphold the rule of law and to hold governments and law makers to account.

**Emeritus Professor Gillian Triggs**, Vice Chancellor’s Fellow, University of Melbourne and former president, Australian Human Rights Commission

Chair: **Ken Taylor**, President, Queensland Law Society; Director, Purcell Taylor and Accredited Specialist (Personal Injuries Law) - Qld

52mins



## Ethics plenary: Professionalism in the 21st Century

With rapid changes happening in the legal marketplace including various models to deliver legal services, widespread use of technology including artificial intelligence and the increase in on-line legal services, how can lawyers mark their point of difference whilst delivering high quality legal services, backed by high ethical standards and appropriate insurance?

Join us to hear from Professor Dal Pont on current challenges that legal practitioners face, and how a commitment to professionalism can add value to legal services. This session will discuss what legal professionalism means in the 21st century, and how this translates:

- selling legal value in a market of ‘off the shelf’ products
- self-policing functions regarding peers’ conduct
- limited scope retainers, and how do you get ‘off retainer’?

**Professor Gino Dal Pont**, Law School, University of Tasmania

Chair: **Stafford Shepherd**, Director, QLS Ethics Centre, Queensland Law Society

46mins



## Key legal consumer protection issues

Join us for this Q&A session to hear from a panel of industry experts about the current consumer protection issues, including unfair contract terms for small businesses to enable you to better advise your clients.

**John Weaver**, Regional Commissioner, Queensland and Senior Manager Financial Advisers – Wealth Management, Australian Securities and Investments Commission

**Dr Craig Latham**, Deputy, Australian Small Business and Family Enterprise Ombudsman

**Deborah Mayall**, Principal Lawyer, Queensland & Northern Territory, Competition and Consumer Law Unit, Legal Group Australian Competition and Consumer Commission

Chair: **Alicia Hill**, Principal, MST Lawyers and Accredited Specialist (Commercial Law) – Qld and Vic

44mins



## Restraint of trade clauses: Tips and traps

Join us for practical hints and tips to help you better understand employer-employee restraint of trade clauses, including:

- practical drafting tips
- are they enforceable?
- potential pitfalls

**Kristin Ramsey**, Practice Group Leader, Hynes Legal and Chair, Queensland Law Society Industrial Relations Committee

Chair: **Rob Stevenson**, Principal, Australian Workplace Lawyers, Accredited Specialist (Workplace Relations) and Member, Queensland Law Society Industrial Law Committee

46mins

## Key updates: Legislation and case law



Hear about key recent decisions and the topical issues in commercial law.



**Frances Williams**, Partner, Corrs Chambers Westgarth and Deputy Chair, Queensland Law Society Litigation Rules Committee

Chair: **Alicia Hill**, Principal, MST Lawyers and Accredited Specialist (Commercial Law) – Qld and Vic

42mins

## Capital gains tax: Implications for a sale of business



Hear a detailed analysis of a commercial business sale from a taxation expert. . Both the seller's and the buyer's point of view will be addressed. This session will analyse capital gains tax implications of the transaction, in particular considering:

- small business concessions
- rollover relief
- valuation for tax purposes.

**David Hughes**, Partner, Small Myers Hughes Lawyers and Accredited Specialist (Taxation Law)

Chair: **Joe Kafrouni**, Director, Kafrouni Lawyers and Accredited Specialist (Business Law) - Qld

49mins

## Directors' and officers' duties: Growing responsibilities and exposure



With the growing chain of responsibility legislation being introduced to protect workers, what do you need to know to better advise your clients in relation to increased exposure to an organisation's directors and officers? This session will provide:

- a refresher on director's duties
- what are the consequences for breaching those duties
- director's rights and access to information.

**Lesley Symons**, Consultant, Board Matters and Special Counsel, GRT Lawyers

Chair: **Joe Kafrouni**, Director, Kafrouni Lawyers and Accredited Specialist (Business Law) – Qld

10mins

## Highlights from the closing plenary: Thriving in the complexity of legal practice



Like many professions, the legal profession is under threat from automation, artificial intelligence and other technological advances. So how do we, as lawyers, thrive in a rapidly changing legal landscape? Join us to hear from Bernard Salt AM about the key trends shaping Australia and in particular Queensland, and how you as a millennial, generation X or baby boomer can ensure your practice thrives.

**Bernard Salt AM**, Managing Director, The Demographics Group

Chair: **Ken Taylor**, President, Queensland Law Society; Director, Purcell Taylor; Accredited Specialist (Personal Injuries) – Qld and Member, Queensland Law Society Accident Compensation/Tort Law Committee