



NEW ZEALAND

# Women's Law Journal

Te Aho Kawe Kaupapa  
Ture a ngā Wāhine

QUARTERLY  
NEWSLETTER  
Q1 2020



# WELCOME

Nau mai, haere mai ki te panui tuatahi — welcome to our first newsletter of the year! We could not have imagined it would be delivered in the current circumstances, and we hope this finds you all well and safe within your bubbles.

We're still chugging along with the ordinary course of business — albeit planning a lot less gatherings than in previous years. Judging by the number of people who have said they are interested in using the time to write articles or commentary, we're going to have a cracker issue this year — pandemic and a national lock-down notwithstanding. We are so heartened that the Journal can be a helpful part of your level 4 itinerary. And if any others out there have ideas or suggestions and time on your hands, please do get in touch — the more, the merrier!

But most importantly: stay safe, stay inside and horoia o ringaringa (wash your hands).

Arohanui, everyone.

**Monique & Tariqa**  
**Co-Editors-in-Chief**

# JOIN OUR TEAM

We are currently looking for staff to join our 2020 Editorial Team. The roles available are listed below.

**Associate Editors** are responsible for formatting articles according to the Journal house style, as well as editing articles for clarity, style, language and structure. We are seeking applications from recent graduates and graduate students for Associate Editor positions.

**Technical Editors** are responsible for checking sources, editing citations and formatting footnotes. We are seeking applications from law undergraduate and graduate students for Technical Editor positions.

All positions entail a workload of between 30 to 60 hours per year and are voluntary.

If you would like to apply for one of these positions, please download this extract and fill out the application form from our website <http://www.womenslawjournal.co.nz/join-our-team>. As part of your application, you will need to upload an edited and corrected version of the extract that is compliant with the New Zealand Law Style Guide.

**Note:** you will be required to login to your gmail account in order to complete the application form. If you do not have a gmail account, please contact us at [editors@womenslawjournal.co.nz](mailto:editors@womenslawjournal.co.nz) and we will send the form to you manually.

Applications for the 2020 Editorial Team close on **20 April 2020 at 5pm.**

# An interview with Tariqa Satherley

## Co-Editor in Chief



### **Tell me a little bit about yourself**

I'm a mother of three, born and raised in Auckland and currently teetering on the edge of what can still be acceptably called the "mid-30s" age bracket. After spending several years managing retail distribution and sales for a now-defunct magazine publisher (RIP Bauer NZ), I decided to study law after the birth of my second child. Yes, I was one of those mature law students, sitting up the front and chiming in with observations about how the law operates in the real world, but hopefully not too many! While I studied, I served on the editorial teams of several legal journals and was the leader of a support group for mature law students, and I somehow managed to juggle writing my Honours dissertation with looking after a newborn. It's been quite an eventful few years since I made the decision to switch careers, but I'd say the journey has been a rewarding one

### **Why did you want to get involved in the Journal?**

I've been involved with the Journal since its first issue in 2017, initially as a Technical Editor. I've always been drawn to areas of law that have a real impact on people's lives, so part of what made me want to get involved with the Journal was the opportunity to contribute to work that was based in women's lived experiences rather than esoteric legal questions. Having said that, I've found that through editing the Journal I've been exposed to new concepts, issues and solutions that I might not have otherwise considered had I not come across a particular article. I believe the Journal has a really important role in opening those dialogues and providing a venue to raise awareness about women's issues.

### **What is an issue you see facing the legal profession in the next 5-10 years**

Though it's still early days, I think that the effects of Covid-19 will be felt in many industries for a number of years, including the legal profession. We've had to rapidly adapt to decentralised methods of work; does this mean that we can finally make a more flexible workforce a reality in the longer term? Can we can seize this opportunity to finally halt the attrition of woman lawyers by offering ways to work that accommodate the demands of family and home life without sacrificing seniority and meaningful work? And taking a wider view, if social distancing becomes the "new normal", how can the principles of open justice be met in empty courtrooms? What impact will the flow-on effects of Covid-19 have on law firms' client base? Will we see a handbrake on the flow of graduates into the industry, and does that put us at risk of becoming too insular without the exposure to new ideas? Covid-19 is bound to have a lasting impact on the legal profession; it remains to be seen how well we can manage it.

### **Tell me something interesting about yourself**

When I was younger I used to obsessively check whether any number I heard was a multiple of three—phone numbers, street addresses, bank accounts, dates... anything. It's quite easy to work out, and to this day I still tend to do it reflexively a lot of the time - it's a hard habit to break.

# SUBMISSIONS

Submissions for the 2020 edition of the Journal are due on **7 May 2020**.

The best article will be awarded the ADLS Writing Prize of \$1,500.

Articles and commentaries for the 2020 edition will be accepted that relate to any domestic or international topic concerning women, gender perspectives and the law. We encourage submissions that take an intersectional approach and simultaneously examine issues of race, ethnicity, socioeconomic status and sexual orientation.

Articles will be considered that are up to 12,000 words in length. However, if you have a longer piece we encourage you to contact us to discuss your submission. Please include an abstract. Commentaries such as case and legislation notes and book reviews of between 2,000 to 3,000 words in length will also be considered.

To submit an article or commentary, please send it to the Editors-in-Chief at **[editors@womenslawjournal.co.nz](mailto:editors@womenslawjournal.co.nz)**.

Feel free to get in touch with us in advance of submitting to discuss your ideas further.

Please ensure your submission complies with the New Zealand Law Style Guide.

# IN THE NEWS.....

## HISTORY IN THE MAKING AT THE LAW COMMISSION

Legal history has been made at the New Zealand Law Commission this year, with Associate Professor Amokura Kawharu recently being named as its new President and the first Maori to hold the role. The Minister of Justice Hon Andrew Little commented on her appointment, "Amokura Kawharu has the ability to lead an innovative and forward-looking approach to the law reform process, and brings extensive networks throughout Maoridom and academic circles that can assist in how the Commission addresses its responsibilities regarding te ao Māori."

Currently a member of the University of Auckland Law School's academic staff, her research interests include international trade and investment law, arbitration and international dispute resolution.

Amokura will start the role in May, taking over from Deputy President Helen McQueen who has led the Commission since May 2019.

## NEW FEMALE QUEEN'S COUNSEL

On 5 December 2019 eight new Queen's Counsel were appointed by Attorney-General David Parker, four of whom were women. The four female QCs appointed were:

- Janet Mclean, who has spent the majority of her career teaching at the University of Auckland, and is a specialist in constitutional and administrative law.
- Julie-Anne Kincade who is a current member of Blackstone Chambers in Auckland and serves as a panel member for Kayes Fletcher Walker, practicing criminal law.
- Nicolette Levy who is a Wellington-based barrister specialising in civil litigation and criminal appeals to the Court of Appeal and Supreme Court including on legal aid.
- Karen Feint, who has been practicing as a barrister at Thorndon Chambers since 2009, where she specialises in civil litigation, public and constitutional law, and Maori legal issues.

As Jenny Cooper QC set out in her commentary "Who Gets to Speak in New Zealand's Top Courts" in the third edition of the Journal, the proportion of QCs appearing in the Court of Appeal in 2018 who were women was nine per cent, which is identical to the figure for the previous year. In contrast, the proportion of QCs appearing in the Supreme Court in 2018 who were women was a remarkable 40 per cent, with women QCs making eight out of a total of 20 QC appearances in total. Alongside the appointment of Janet Mclean in recognition of her "extraordinary and longstanding contribution to, and development of, the law", we hope that the appointment these female QCs in the 2019 round signals the further recognition of women's excellence in courtroom advocacy.

## NEW FEMALE DISTRICT COURT JUDGES

In January 2020, 21 new judges were appointed to the District Court bench. Fourteen were named in January 2020, with the remainder to be announced later in the year. Ten of the new judges are Maori, eight Pakeha, one Maori/ Chinese and two Samoan. Twelve of the new judges are women. Attorney-General David Parker said of the appointments, "[i]t's pleasing to see high quality appointees coming forward from diverse backgrounds. It is important that the judiciary reflects the make-up of the community it serves."

Of the new appointments named in January 2020, Turitea Bolstad was appointed District Court Judge with jury jurisdiction. Michelle Duggan, Hana Ellis, Nicola Grimes, Michelle Howard-Sager, Alison Mcleod, Rachel Paul, Kiriana Tan and Robyn von Keisenberg have each been appointed as District Court Judges in the Family Court jurisdiction.

As with the appointment of female QCs, the New Zealand Women's Law Journal commends the appointment of women to the upper echelons of New Zealand's legal profession. Such appointments are proper, both to recognise the achievements of the women appointed, and to provide role-models for women entering the profession.