



PAULINE DAVID

Samuel Griffith Chambers

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Admitted as Solicitor: 1989

Admitted as Barrister: 2007

Academic

Bachelor of Laws, University of Queensland, Australia, 1988

Bachelor of Arts, University of Queensland, Australia, 1985 (Politics & Journalism)

Master of Laws, University of Sydney, Australia 2005 (Criminal & International Law)

Certificate in Chinese Law and Legal Systems, East China University of Politics and Law, Shanghai, PRC 2004 (Postgraduate).

Principal areas of practice

Criminal Law: trials, sentences, bail and appeals in all Courts

Commissions of Inquiry & Inquests (Counsel Assisting/Witness Representation)

Medical Defence

Mental Health & Fitness Hearings

Proceeds of Crime & Money Laundering

People Trafficking

International Cooperation (mutual assistance, extradition, and asset recovery)

Previous professional Experience

2004-2007 - International Development Law & Justice Advisor, various countries.

2000-2005 - Solicitor and Advocate, Legal Aid Commission, NSW

1997-2000 - Solicitor (Executive 2) National Crime Authority (Sydney)

1994-1997 - Principal Legal Officer, Criminal Justice Commission (Qld)

1989-1994 - Solicitor & Associate, Criminal Lawyer, Private Practice

1987-1989 – Articled Law Clerk

Panel member

Complex & Serious Crime Panel (Legal Aid Commission)

Legal Representation Office (ICAC, LECC and Special Commissions of Inquiry)

Department of Justice, Office of General Counsel's (Inquests & Inquiries)

Specialist Criminal Appellate Matters (Legal Aid Commission)

University lecturer & tutor

Anti-money laundering, Evidence, and Australian Politics.

Countries of work experience

Australia, Bangladesh, Cambodia, Indonesia, Lao PDR, Malaysia, Nepal, Papua New Guinea, Pakistan, the Philippines, Thailand, all ASEAN countries, and Uganda engaged by Asian Development Bank (ADB), World Bank (WB) Australian Agency for International Development (AusAID), Transparency International (TI), UK Department for International Development (DFID), and International Justice Mission (IJM).

International law & justice advisor

NEPAL: Anti-Corruption and Anti-Money Laundering 2001-02 (ADB);

INDONESIA: Anti-Corruption, Anti-Money Laundering & Counter Terrorist Financing 2004-06 (ADB);

INDONESIA: Lead Transnational Organised Crime Advisor 2006-2008 (AusAID);

BANGLADESH: Anti-Money Laundering & Counter Terrorist Financing 2004-05 (WB);

PHILIPPINES: Anti-Money Laundering & Counter Terrorist Financing 2006-7 (ADB);

ASEAN Countries, Transnational Organised Crime Advisor, People Trafficking (Anti-Money Laundering & International Cooperation focus) – 2006-09 (AusAID);

PAKISTAN: Anti-Money Laundering & Counter Terrorist Financing, 2008-10 (ADB/DFID);

LAO PDR: Anti-Money Laundering & Counter Terrorist Financing, 2010-11 (ADB);

CAMBODIA: Anti-Money Laundering & Counter Terrorist Financing 2012-14 (ADB);

ASIA PACIFIC REGION: Strengthening Anti-Corruption Legislation Review 2015 (TI);

UGANDA: Prosecutor GBV Trial Advocacy Training, 2018 (IJM).

OVERVIEW & RECENT SELECTED CASES

Barrister with more than 30 year's experience as a specialist criminal lawyer. Since 2001 has been regularly engaged as a consultant legal advisor in international law and justice projects.

Member of Samuel Griffith Chambers, appearing in the full range of criminal related work principally briefed to appear in jury trials, sentences, commissions of inquiry, committals, proceeds of crime proceedings, bail applications, extradition proceedings and appeals. Briefed by private practitioners and government agencies, including as Counsel on several preferred and pre-qualified NSW government panels for Barristers.

Appears as Counsel in all courts in a wide range of criminal cases of differing complexity and seriousness involving general and special crimes, including: money laundering; medical purpose defence cases; crimes of violence; narcotic offences; property offences; frauds and 'white collar crimes'; human trafficking; people smuggling; and other transnational crimes.

Specialist experience in medical defence, recently appearing as lead Counsel in the defence of a specialist Physician in a significant and complex long running prosecution, *R v Dr Jeremy Coleman* (Newcastle District Court 2017-18). The jury were empaneled for more than a year, and the case involved multiple witnesses and medical experts.

Specialist experience in crime and mental health cases, and since 2016 has been a part time member of the Mental Health Review Tribunal. Regularly represent clients in fitness and special hearings.

Regularly appears in transnational crime cases and recently has appeared in high profile cases involving allegations of people trafficking, money laundering, and drug importation cases where the defence involves the accused being victim of organised international criminal syndicate 'romance scam'.

During the Royal Commission into Institutional Responses to Child Sexual Abuse, appeared for survivors, whistleblowers and other witnesses in: Case Study 29 - Jehovah's Witnesses; Case Study 38 - Criminal Justice System; Case Study 40 – Australian Defence Force; Case Study 41 – Disability Service Providers; Case Study 42 - Anglican Diocese of Newcastle; Case Study 43 – Response of Catholic Church in Maitland-Newcastle Region.

Regularly engaged as an international advisor in law and justice development projects with a emphasis on anti-money laundering, counter terrorist financing, human trafficking, and other transnational organized crimes. In international development work engages closely with high level and operational level officials in key departments including Financial Intelligence Units, Justice Departments, National Security & Counter Terrorism Agencies, Central Banks, Anti-Corruption Agencies, Police Services, Prosecutors, regulators and other enforcement agencies.

Engaged in review and gap analysis of many laws, procedures and conventions in many jurisdictions including those with new fledgling laws and institutions through to countries at more advanced stages of development in terms of their laws and institutional capacity, and their compliance with international and regional conventions and standards.

AUTHORED PUBLICATIONS AND LEGAL PRACTITIONER HANDBOOKS

Has prepared many presentations, seminars and workshops. Country specific guides and manuals authored include:

“ASEAN Handbook on International Legal Cooperation in Trafficking in Persons Cases” UNODC/ASEAN (2010)

<https://www.unodc.org/documents/human->

[trafficking/ASEAN_Handbook_on_International_Legal_Cooperation_in_TIP_Cases.pdf](https://www.unodc.org/documents/human-trafficking/ASEAN_Handbook_on_International_Legal_Cooperation_in_TIP_Cases.pdf);

‘Anti-Money Laundering, Terrorist Financing & Proceeds of Crime Procedures in Cambodia (2013);

Guide to Cambodian AML/CFT International Legal Obligations (2013);

‘Recovering Criminal Assets Across Borders: A Guide for Investigators & Prosecutors in Pakistan (2010);

‘International AML Framework and Pakistan’s AML and CFT Obligations’ (2010)

‘AML & Asset Forfeiture in Pakistan: A Handbook for Investigators & Prosecutors’ (2009);

‘Proceeds of Crime: Handbook for Indonesian Prosecutors (2008);

‘Inspection Manual for On-Site & Off-Site Monitoring: Anti-Money Laundering and Counter Financing of Terrorism (Cambodia- 2013) and

‘Bangladesh Bank Anti-Money Laundering & Terrorist Financing Training of Trainer Manual’ (2005);

‘Law Enforcement Cooperation in AML/CFT: the Philippines’ (2007);

Analysis of the Strengths & Weaknesses of the Indonesian Anti-Corruption Commission (2005).

