

PROFILE: PATRICK FRANCIS MCINTYRE
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Contact details: Patrick McIntyre
Barrister & Mediator
John Toohey Chambers
1/18 Knuckey Street GPO Box 3348
DARWIN NT 0801
ph: 08 8941 3373; 0417 805 956; Fax: 08 8941 7018
email: patmcintyre@bigpond.com

Qualifications & Affiliations

2003- Co-chair Mawul Rom Project
2009- NT Supreme Court Ad Hoc Costs Committee
2008-09 NT Supreme Court Ad Hoc Rules Committee
2003-6 Co-chair National Mediation Conference
2000- Member, Bar Council of the NT
1996-06 Member NT Chapter Leadr, Chairperson 1996-97, 99-2000
1998-2006 Member NT Reconciliation Council, vice-President 1998-99, President
2000-04
1999 Member, Financial Services Complaints Resolution Scheme Conciliators
Panel
1998-01 Member, Law Reform Commission, NT; ADR sub-committee
1997-09 Charles Darwin University External Law Lecturer
1997 Member National Electricity Market Mediator List
1996 Member IOOF Building Society Mediators Panels
1996 Member LEADR Advanced Panel of Mediators
1996- Member of the NT Bar Assoc.
1995-98 Associate Member Institute of Arbitrators Australia
(Vice-President NT Chapter 1996);
1996-98 Member Board of Directors, Australian Centre for
International Commercial Arbitration
1995- Member NT Supreme Court Mediator Panel
1994- Admitted Supreme Court of Northern Territory of Australia; Member Law
Society NT
1994 Recipient Law Society of South Australia Honorary Inter-state Membership
(3 years) for services to the rural legal profession.
1993- Registered Mediator (LEADR);
1993 Member Law Society of SA, ADR Executive Committee.
1985-91 Member Flinders University Ethics Committee
1979- Admitted to the Bar Supreme Court of South Australia & High Court.
1979-97 Member Law Society of SA

Some Significant Major Mediation Projects

Galiwinku/NT Police Cross-cultural Negotiation (2007): I facilitated a negotiation pursuant to an Order of the NT Supreme Court and pursuant to Madayin Law (Yolngu Legal System) resulting in a settlement of two damages claims against the NT Police and the development of a framework for future collaboration toward good policing practice in Galiwinku, Elcho Island NT.

Lake Bennett Mediation (2002-2003) : Retained by the NT Department of Justice, I successfully mediated a Commercial Land Use and Town Planning Dispute involving in excess of 70 negotiating parties including Registrar General, Dep't of Lands, a Resort Operator and the owners of numerous allotments of land. The terms of the settlement were eventually put into effect by special legislation [Lake Bennett (Land Title) Act 2005].

Waluwarra/Georgina River Peoples Native Title Claim (1997-2002): During the preparation of this on-going Native Title Claim, and for the first time anywhere in Australia, I led successful negotiations on behalf of a Native Title Claim Group, securing the terms of an Indigenous Land Use Agreement in respect of Pastoral Lease lands between the claimants, a Pastoral Lease Holder and the Queensland Government.

Mardiwah Loop Native Title and Land Use Dispute(1998-99): Engaged by the W.A. Department of Indigenous Affairs and the Kimberley Land Council, I successfully mediated a multi-departmental, Federal/State, cross-cultural and intra-indigenous land dispute relating to a proposed multi-million dollar Housing & Community Development Project in Halls Creek, East Kimberley W.A.

S.A. Rural Finance Crisis (1990-94): I designed and delivered a negotiation/mediation summit between S.A. Government (Dep'ts of Agriculture and Finance), Banks and the Rural Finance Industry Sector & Primary Producers (United Farmers & Stockowners and others) during the rural finance crisis resulting in a 12 month moratorium on primary producer mortgage foreclosures. Eventually a structured program for re-settlement of impoverished farmers was implemented with the assistance of the Law Society of S.A.

Other professional, training and facilitation activities

- Cultural Literacy Workshop (1994): Bombay, India. I facilitated a multi-national 14 day 'live-in' workshop "Community participation in cultural decision-making".
- LEADR Mediation Workshops (1996-2006): Trainer & Coach (Darwin, Adelaide, Sydney, New Delhi, Bombay) (Including mediation training of staff of National Native Title Tribunal, Aust. Taxation Office, S.A. Corrections Department, S.A. Courts, SA Correctional Services).
- "LISTEN-UP" Negotiating Native Title (1997): Sydney. (Co-produced and co-delivered this workshop which was sponsored by LEADR).
- NT Aboriginal Justice Advisory Council (1999): collaboration training workshop N.T. Aboriginal & Torres Strait Legal Aid Services; (CAALAS, KRALAS & NAALAS); 'whole of staff' collaboration training weekend.

- Yilli Reungg Regional Council(2000 & 2001); ATSIC Strategic Planning Workshops, Top End NT.
- NT Community Consultation (2000); Retained by the NT Government to facilitate community consultation meetings to assist Ntsafe (the government's Crime Prevention Unit) to develop the NT Crime Prevention Strategy. Facilitation of meetings in urban centres and in a large number of remote aboriginal communities throughout the NT.
- UNTAET Mediation Training (Dec. 2000); Developed & delivered an ADR Training Program for the East Timorese Land Dispute Resolution Unit and again for the East Timor/Australia Legal Assistance Symposium (March 2002).
- ATSIC NT 'Framework Agreement' 2001-2002; Facilitated discussions between ATSIC and the four NT Land Councils.
- National Native Title Tribunal 'Mediating and Agreement Making in Native Title Disputes' (2003-2004); I co-designed and co-delivered (with 'ADR plus') an advanced skills training program over three workshop sessions in Perth (x2) & Brisbane to all Members and Case Managers (and other staff) of the Tribunal involved in facilitating negotiations under the Native Title Act (C'wlth).
- Community Justice Centre; I designed & delivered various Mediation training programmes, Darwin NT (2003-06) and Indigenous Mediation Training, Alice Springs (2006), Yuendumu (2007).
- Mawul Rom Cross-cultural Mediation & Leadership Training Project; After several years of dialogue, negotiation & design, the 'pilot' project was delivered in 2004. The programme was re-launched as a 4-year course of study (cross-culturally accredited) in a collaboration between Yolngu Elders, NT Dept of Justice, Australian Federal Police & Charles Darwin University on 21st March 2007 and the annual remote intensive workshop delivered in July 2007-2010. It is anticipated that in October 2010 our first graduates will receive from CDU their Masters in Indigenous Knowledge (Mawul Rom).

Professional Papers Delivered

- "Cross-cultural Mediation & Training; Problems & Prospects"; AIATSIS Seminar; May 2005 (with Morgan Brigg)
- "The Mawul-Rom Capital City Seminars; Bridges for Cross-Cultural Mediation"; (with Rev. Dr. Djiniyini Gondarra OAM), Brisbane, Sydney, Melbourne, Canberra, Perth & Darwin 2004.
- "Ethics, Pluralism & Leadership in ADR"; Plenary Paper 6th National Mediation Conference, Canberra, September 2002
- "Choice Meets for Vegetarians:- a peace praxis"; Asia Pacific Mediation Forum, Uni. S.A. Adelaide 2001
- "Societal Decision-making: The Role of Negotiation Facilitators"; LEADR International ADR Conference, Sydney 2000.