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29 July, 2014

Mr Philip Selth,
Executive Director,
The New South Wales Bar Association,
BY HAND.

Dear Philip,

My application for silk 2014

Please advise how many applications were accepted for consideration notwithstanding failure to comply strictly with the 5 pm deadline.

I do not agree with the observations in your letter today.

Your letter also fails to deal with the category of accident.

It also fails to deal with the overriding obligation of the Association to act reasonably and fairly in the institution and application of rules which operate in restraint of trade, or which are capable of operating unfairly or oppressively and which, further, are supposed to operate in the public interest and as part of the administration of justice.

Please also convey to the President that I find it disappointing that she has not seen fit to correspond with me directly. I am a member of the Association, not some remote third party.

I hereby re-submit my Application. As the governing body of the Association, the Bar Council is ultimately responsible for these matters and cannot avoid such responsibility by delegation. It also ultimately controls the appointment and duration of office of its office bearers.

I therefore insist that my application be referred to the Bar Council for its urgent consideration and that you advise me forthwith of the arrangements that will be made for consideration of this issue by the Bar Council.

You will soon be hearing from my solicitor.

Yours faithfully,

D. A. SMALLBONE 