

The International Councilor

April 2009

The Newsletter of the Council of International Investigators

Issue 4

Register now for May regional meeting in London

By Alan Marr

Now is the time for me to finalize the numbers for our European Regional Meeting in London on 8-10 May. I now need to know, who is attending? All or part of the program? Any special dietary needs? It is still not too late to join us for a visit to a London that you will not have seen before! We have four UK past Presidents attending, sadly the fifth John Grant will be in Central

America.

Join the party, just let me know

London in May

Intellectual Property Concerns in India

By Pawanjit S Ahluwalia

The term, "Intellectual Property" (IPR) includes the creative and literary outputs of the human mind, like novels, music, motion pictures and industrial designs that are used for commercial purposes. IPR in industrial contexts include, Patent, Trade Mark, Design and Geographical Indications of Source.

In India, the beginning of IPR is marked with the enactment of Indian Patent and Designs Act, 1911, by British colonial government. Ever since, India has shown serious concerns towards IPR and systematically developed laws to protect these rights. Today, there is a well established statutory, administrative and judicial framework to safeguard IPR in India, whether they relate to Patent, Trade Mark, Copyright or Industrial Design.

The term, ' Patent ' in India acquired statutory status after enactment of The Patents Act in 1930, which was last amended in the year 2005. The Patent law guarantees the exclusive right of a patentee to gain commercial mileage out of his invention.

Similarly, The Trade Marks Act, 1999, was evolved to recognize and protect the proprietary rights of a trader to use a mark exclusively for his

products and services. In India, Copyright Act was passed in the year 1957 and was amended by copyright (Amendment) Act, 1999.

In India, there are three kinds of remedies available against infringement of IPR, viz. (i) Civil Remedies; (ii) Criminal Remedies; (iii) Administrative Remedies. It is however, heartening to note that the Private Remedy has also evolved to protect IPR and prevent infringement and violations of IP rights.



Who's the happy sailor with this gorgeous dame????? We'll reveal all in the next issue of The Councilor.

From the Editor

With each new and exciting technological breakthrough we have examined it and figured out how to use it to make our lives and our work easier, faster, better. Unfortunately, some things have progressed beyond their ability to be used. Video camcorders is one of the latter. As manufacturers have refined and recreated their product, they have perfected their product for the home consumer. The needs of the investigative industry have been left in the dust.

Take the issue of transferring the date/time code data from the SD card or hard drive of the computer to your DVD or CD for your client. A recent stroll through the extensive aisles of our local camera vendor proves that this feature is one of those that manufacturers decided to eliminate in their drive to provide other, more consumer friendly features, that they have integrated into their cameras to appeal to a wider audience of home users.

Unfortunately, the date/time stamp is of utmost importance to our profession and we as an industry have to search out a way to make the technology work for us. Of course, we can still hook up the camera to a dvd recorder or to the computer and play the video on the camera and burn the date/time stamp onto the DVD or CD in that



As a last farewell to winter (and thank goodness it is finally going!), here is a photo of ice fishing in Cape Breton, NS. You have to be dedicated to sit out on the ice, totally exposed to the elements, fishing.

manner, but it seems a dreadful waste of time to have to play the video in total when with just a click of a button you can transfer the data from a flash card or burn it onto a DVD/CD.

With that said, then and the knowledge that the members of CII are some of the best and smartest minds in the investigative industry today, please, weigh in. If any of you have some comments about this technological snafu or some other advance that has inadvertently caused a problem, write in and let's see what everyone has to say. If you have some pointers for others caught in this problem, let's share our resources and knowledge.

If you have found a workaround for the date/time stamp problem, or found one of the newer cameras that has not removed this very important feature, drop us a note and tell us about your work around or what camera you have found to fix this.

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Member's Corner

From Nancy Barber

We have just learned of the death of CII member Paneen Allen's mother, Irma Louise Oxley Call of Tucson, AZ. Please join with us with our prayers and sympathy for Paneen and her family.



Irma Louise Oxley Call - November 30, 1932 - February 28, 2009, a vibrant force of nature, was born in Philadelphia, PA to Dr. Thomas and Elsa Oxley. She graduated with a BS in Biology from Wilson College. Traveling to Europe she met her husband the late Richard D. Call. She lived in Greece, Alaska, Africa, many States, settling in Tucson (1966) where she did research in virology for the U of A

Medical Center. Her work as an Educator of Human Sexuality for Churches, Dept. of Juvenile Justice, and the Division of Developmentally Disabled earned her the 1998 Educator Award from the AZ Family Planning Council and the gratitude and respect of many. An empowering mother to Tom Call (Aimee daughters Lily, Avalon), Diane Call (Andrew Farley), Paneen Allen (Baron son John), Big sister to Elsa Oxley. Irma's dedication to a greater vision for humanity was realized in co-founding Stone Curves Co-housing Community where Memorial services were held Saturday, April 25, 2009, 5:45 p.m.

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From Graham Dooley

On Friday 6th March an annual congress took place between the three largest unions of Private Investigators or *agent de recherches* to discuss the French Government changes in the Law concerning the regulations of French PI's.

There are changes about to be brought in by President Sarkozy regarding the profession of "Private Detective" in France. The laws were introduced in 1983 and there were changes in 2005.

These changes included Qualifications to Degree standards. More changes will include ex-police in France being banned from operating as Private Detectives in France until they have finished in the job for 5 years and taken a two year course after.

In the first link our esteemed colleague Goolem Monsoor gets a mention. "Monsieur Le Président" will be putting a judge in charge of Private Detectives in fact it does mention a little about Judges in the profession.

It might be an idea for either Goolem or Joel and anyone else who is French for that matter to submit an article for the CII magazine.

I unfortunately was a "traitor to the cause" and did not attend the meeting - mainly because when the arguments start my French is not good enough to keep up with the speakers.

From Mark Feefel

I noticed that the latest issue of the Councilor shows me as president of F.A.P.I. when in fact I am Co-President of this great organization. I am gladly joined by Mr. Chuck Chambers of Bradenton Florida and we share the honor together. I just wanted to clear this up for factual purposes.

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From Joan Beach

On a happy note, Walter Atwood has been blessed with a great granddaughter, Lilly Atwood was born on February 25, 2009. Her parents are Brian and Sara Atwood. We welcome a new Atwood into this world. Congratulations to you Walt.

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From Nancy Barber

Michael Newman will be awarded the Board of Directors of Federal Defenders and Appellate Defenders Award for Special Recognition for Significant Contributions to Indigent Defendants at the upcoming Annual Defender Dinner.

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From Peter Psarouthakis

This year the 10th Anniversary-Associations One conference will be hosted in Michigan on May 13-15 at the Marriott hotel located at the Renaissance Center in downtown Detroit. For those wanting to get out of the country it is an easy drive by way of tunnel to Winsor, Canada that also has plenty to see and do.

For more information and how to register for this event go to www.associationsone.org.

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From Alan Marr

It is with deep regret we report the passing of Urula Swain (John Swain's wife) in December. She had been in a convalescent hospital in Surrey for several years with Parkinson's dementia. Nancy Poss Hatch and her husband had visited her before and after the Intellenet meeting in Arundel and she knew them but had difficulty speaking. John just got home from the hospital with his own circulations problems. His health is failing at nearly 88 and he is alone in the house. He would most likely appreciate notes or cards from his CII friends.

His address is 40 Cockshot Hill, Reigate, Surrey, RH28AN, UK and his telephone number, from the USA, is 011-44-01 737 249084.

Many of us remember wonderful days spent with John and Urula Swain.

Companies urged to think outside the box

By Daisy Sampson

Will our business sink or swim? This crucial and pertinent question is being asked of all business owners across the region during the current recession.

In an attempt to offer some advice, several leading business figures from the Algarve came together on Wednesday, March 18, at the Boavista Resort to discuss just how companies can meet and beat the economic crisis, giving practical tips on how to stay afloat and advice on what to do if insolvency is the only option left.

Sheena Rawcliffe, managing director of MMS Publishing, publishers of the Algarve Resident, told the assembled audience: "This is not about a quick fix to your businesses economic problems, it is about reminding everyone about what steps can be taken to inspire you to continue your business or help you make the difficult decisions you may well face in the weeks and months to come."

The speakers were unanimous in their advice to control budgets, continue with marketing plans, increase communications and tackle staffing issues to try and maintain your business during these difficult times.

General Manager of the Oceânico Group, Martin Date, described how the problems of big businesses are the same as those of smaller companies and, therefore, both large and small businesses need to think of new ways to sell their products. "Every business should have a recession strategy. Look at your competitors to see what they are doing and restructure your workforce, lose underperforming members of staff and reward the remaining members for their loyalty and faith" said Martin.

Resort consultant Constantino Jordan reiterated earlier messages from speakers on the importance of defining your market and moving with the changing times. "You need to monitor the changing market and your competitors, being innovative and creative. However, always remember that it is good to be able to invent but much better to copy already successful ideas," he said.

When times become hard it is important to remain buoyant yourself and to project a positive attitude while avoiding negative business practices: "Companies must try to resist discounting prices and price wars as there would be potential for terrible long term damage if this becomes the case," said Martin Date.

Meanwhile, Roy Whitehouse, CEO of WIS International, spoke of debt recovery and how to keep lines of communication open if you owe money as a business or if you are trying to recover funds from other companies. "There are no excuses not to chase debtors. Equally, if you



From left: Martin Date, General Manager of the Oceânico Group, Sheena Rawcliffe, Managing Director of MMS Publishing, Roy Whitehouse, CEO of WIS International, Constantino Jordan of CJ Resort Consultants and Lawyer Miguel Sengo da Costa.
Photo: Daisy Sampson

owe money, try to be honest about the situation as in the end everyone wants to be paid and stay in business," he said.

In the worst situations, insolvency may be the only option:

"Remember that insolvency should be used as a last resort but at times it is the only route to take. It is the equivalent of an atomic bomb to a company, so should not be dealt with lightly," said lawyer Miguel Sengo da Costa.

He went on to detail the processes of insolvency and the ramifications for all involved.

"If you act quickly, it is still possible to save your company. However, if you leave it too late then your business will fall into the hands of the courts and you will have no further input in its future," he said.

Australia
Sept 1-5, 2009

Aussie AGM a perfect place to wine and dine

The wines of South East Queensland are new players in the growing winery game. There are more and more wineries, vineyards and cellar doors opening within an easy drive from Brisbane.

You might think the Queensland wine industry is a newcomer but apparently wine grapes have been planted in the cooler regions since the late 19th century. Regardless of your favourite tastes in wine, a trip to local cellar doors and their cafes and restaurants promise a wonderful day of temptation by the glass.

So, which wine regions are within reach? And which local labels can you look out for at your bottle shop or restaurant?

Brisbane and the Scenic Rim

You can start by enjoying a meal at the awarded Restaurant Lurleen overlooking the vineyard of Sirromet Winery at Mount Cotton. Only about 40 minutes south east of the city, Sirromet provides great views across to Moreton Bay.

Gold Coast Hinterland

Inland from the Gold Coast beaches you can discover an increasing number of small, boutique wineries that cater for travellers and wine buffs alike. About an hours' drive from Brisbane, you could find yourself seated beside Cedar Creek or admiring the views from Mount Tamborine, with glass in hand.

Mount Tamborine Vineyard and Winery

All wines are grown, harvested and processed on the 68 acre site. Fine local food is also on offer and the cellar door is on the well-known Gallery Walk at Mount Tamborine town. Mount Tamborine Winery was one of the first established in the Gold Coast hinterland in the 1990s.

Witches Falls Winery

With grapes from the Granite Belt, you can see the wines made on site and taste test them at the cellar door of Witches Falls Winery everyday.

O'Reilly's Canungra Valley Vineyards is a great spot to call in when driving to the spectacular Lamington National Park. Spotting a platypus could be a possibility while sipping your wine. You can order a picnic lunch in advance.

Albert River Wines is a family run winery in an historic Queenslander house.

More Gold Coast Hinterland wineries:

Heritage Wines, Aussie Vineyards, Thumm Estate Wines, Mount Nathan Winery, Cedar Creek Estate Vineyard and Winery, Sunshine Coast Hinterland

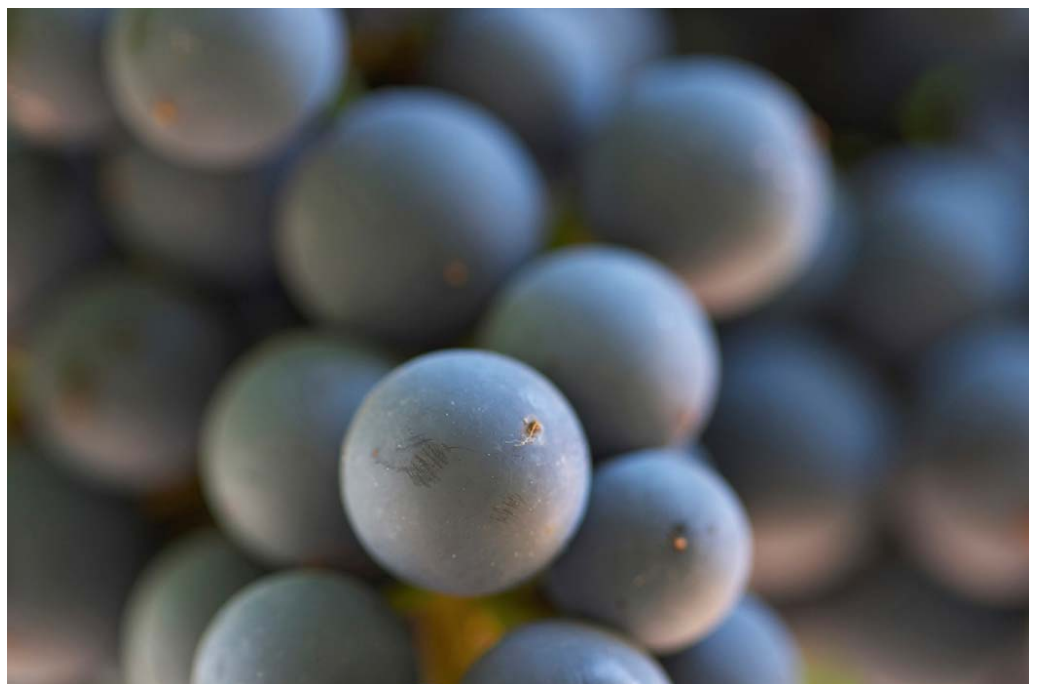
North from Brisbane, the Sunshine Coast hinterland, with the green hills of the Blackall Range and good rainfall are the spot for burgeoning wineries.

There's Settlers Rise at Montville, with cellar door and platters available. Maleny Mountain Wines at the Big Barrel. You can't miss the enormous wooden barrel as you drive up from Landsborough towards the township of Maleny. Step inside to taste their wines.

Or head a little further north to Dingo Creek winery, near Gympie. It hosts an annual Jazz and Blues Festival and the cellar door is open each weekend for tastings.

For a winery experience with a difference, visit the **Little Morgue winery** at Yandina on the Sunshine Coast.

Continued on page 6



Aussie AGM a perfect place to wine and dine

Continued from page 5

Housed in what was once the morgue, these days you can see the wine making process and buy from the cellar door.

Heading towards the rich soils and high altitude of the Darling Downs, there are a number of wineries.

Preston Peak winery is just 10 minutes from Toowoomba. You'll have free wine tastings at the cellar door whilst admiring the rose gardens, olive groves and views of Table Top Mountain, the Lockyer Valley and the Darling Downs.

Warrego Wines is a certified organic winery with lunchtime cafe, about half way between Brisbane and Toowoomba. They make a selection of white and red wines and tours are available for groups. Children are welcome and you can play a game of bocce or croquet too.

Kooroomba Vineyard and Lavender Farm is only

just over an hour from Brisbane, near Boonah in the west, Kooroomba Vineyard has a cellar door open for free tastings and restaurant. Admire the 6 hectares of vineyard and lavender farm.

Take a winery tour

If you'd rather drink than drive, take a tour of local wineries. **Grape Experience Tours** lets you choose from three regional wining and dining tours, all within coo-ee of Brisbane.

Hughie's Grape and Golf Tours - offer a number of tours, all revolving around the local wines on offer within a day trip from Brisbane.

Or to enjoy Queensland wines without leaving Brisbane, ask at your restaurant or bottle shop for local products. Take a look at the [Queensland Wine website](#) for a listing of restaurants that stock our wines.

Pack the right duds for your Australian get away!

Brisbane Weather

The weather in Brisbane is comfortable and sub-tropical. The city of Brisbane enjoys a very enviable climate of brilliant hot summers and clear mild winters. These enticing attributes ensure that Brisbane is idyllic for visitors all year round.

Whilst summer maximum average temperatures generally linger around 30C, the summer months have some extremely hot days. Sun-screen, hats and protective clothing is essential in Brisbane throughout summer and is highly advised throughout the year.

The winter is mild and very pleasant. Most winter days are sunny with average temperatures of around 17C. Average monthly rainfall over the year is around 96 millimetres. With an average of 8 hours of sun per day.

Brisbane Australia Weather Information

Standard time zone: UGT/GMT +10 hours



Pauls Breaka Beach, South Bank Parklands.

September/October/November - Spring

Mean temperature: 20.80 C

Max average temperature: 26.0 C

Min average temperature: 15.60 C

Precipitation: averages 73mm a month

Wind speed average : 10.6 km/h



Chinatown in Brisbane!

Above right: Brisbane from Kangaroo Point



The Botanical Gardens

What's on in Brisbane during the CII AGM

- **3 September (Thursday) 2009 - Australian National Flag Day** - The 108th birthday of the Australian Flag. It was first raised on this day in 1901.

4 to 6 September 2009 - [Redland Spring Festival](#)

4 to 13 September 2009 - Boonah 2009 Arts Festival - Presented by the [Boonah Arts Collective](#). The festival features local artists, music, food, craft, fiction events, markets and more. 10.00am to 6.00pm at the Boonah and District Cultural Centre, High St, Boonah. Click here for the [festival program](#).

- **5 & 6 September 2009 - RockStock Music Festival** - With dance workshops, a classic car display, stalls and more. Helidon, on the Warrego Hwy on the way to Toowoomba.

6 September (Sunday) 2009 - Father's Day: see [Father's Day Gift ideas here](#)

Register now
www.ciiagm.com

CII Welcomes Our Mates To **AUSTRALIA**



SEMINARS and SPEAKERS

- Technology and the Internet
- Privacy and Investigations
- Continuing Education
- Security & Global Investigations



- The 2009 AGM will be held in beautiful Surfers Paradise Australia (The Gold Coast of Australia)
- **September 1 through September 5, 2009**
- Stay at the Surfer's Paradise Marriot Resort
 - Exciting parks and tours
 - Luxurious day spas
 - Excellent golf courses



Register at <http://ciagm.com>

Questions, no worry mate. Contact:
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or

Nancy Barber (in the USA), nickbk@aol.com

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James Craig
James Craig Investigations
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Manuel Torder-Baena
M. Torret Associates Detectives
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