

Professional Experience

2014 – present	Barrister
August 2013 – April 2014	Senior Lawyer, Dispute Resolution, Australian Government Solicitor (AGS) <i>Australian Electoral Commission v Johnston</i> (2014) 251 CLR 463 (WA Senate Election Case)
August 2011 – August 2013	Counsel Assisting the Solicitor-General of the Commonwealth Junior counsel in various matters noted below. Assisted Solicitor-General in preparation of significant matters in the High Court and international courts, including matters such as <i>JT International SA v Commonwealth of Australia (Plain Packaging case)</i> (2012) 86 ALJR 1297. Co-authored opinions and assisted in researching and drafting advice to government at the highest levels. Australian delegate, International Court of Justice, <i>Australia v Japan; New Zealand intervening (Whaling in the Antarctic Case)</i> .
May 2010 – August 2011	Senior Lawyer, Constitutional Litigation Unit, AGS (Canberra)
April 2009 – April 2010	Senior Legal Officer, Office of Constitutional Law, Attorney-General's Department (Canberra)
June 2005 – March 2009	Lawyer and Senior Lawyer, AGS (Adelaide)

Key Appearances

Hocking v Director-General of the National Archives of Australia (NSD1843/2016): reserved

— Led by Tom Howe QC and Craig Lenehan (AGS)

— Judicial review – whether “Commonwealth records” under *Archives Act 1983* (Cth)

Brett Cattle v Minister for Agriculture, Fisheries and Forestry & Anor (NSD1102/2014): ongoing proceedings

— Led by Neil Williams SC and Michael O’Meara (AGS)

— Mifeseance in public office; damages

Ehrenfeld and Australian Securities and Investments Commission [2017] AATA 883

— Led by Mr David Healey (instructed by ASIC)

— Merits review – decision to disqualify from managing corporations – recusal application

Construction Industry Training Board v Transfield Services [2017] SASFC 103

— Led by Chris Horan QC for the Attorney-General (Cth) intervening (AGS)

— Section 52(i) of the Constitution, power over places acquired for public purposes

Carter and Tax Practitioners Board (Taxation) [2017] AATA 528; (2017) 2017 ATC 10-454

— Unled for the Respondent (instructed by the Tax Practitioners Board)

— Merits review – decision to terminate tax agent registration – Code of Professional Conduct

Oliver and Comcare (Compensation) [2017] AATA 252

— Unled for the Respondent (Sparke Helmore)

— Commonwealth workers’ compensation – ongoing entitlement to treatment

Strata Community Insurance Agencies Pty Ltd and ASIC [2016] AATA 768

- Unled for the Respondent (instructed by ASIC)
- Merits review – Australian Financial Services licence – refusal of cross endorsement

Parker and ASIC [2016] AATA 767

- Unled for the Respondent (instructed by ASIC)
- Merits review – freedom of information decision

CLS15 v Minister for Immigration & Anor [2016] FCCA 2164

- Unled for the Respondents (AGS)
- Judicial review – protection visa

Yeap v Minister for Immigration and Border Protection & Anor [2016] FCCA 1173

- Unled for the Respondents (AGS)
- Judicial review – Employer nomination visa decision

Wang & Ors v Minister for Immigration [2016] FCCA 1033

- Unled for the Applicant (W & H Lawyers)
- Judicial review – visa cancellation decision – extension of time

Paxton & Child Support Registrar and Anor [2016] FamCAFC 116

- Unled for the First Respondent (AGS)
- Leave to appeal – extension of time – SSAT decision endorsing determination to register overseas maintenance liability under *Child Support (Registration and Collection) Act 1988* (Cth)

Chow v Chow [2016] NSWSC 908

- Led by Paul Blackburn-Hart SC for the Plaintiffs (Arnold Bloch Leibler)
- Format of estate accounts for the purpose of passing by a registrar

Applications by Public Interest Advocacy Service Ltd and Ausgrid Distribution [2016] ACompT 1

- Led by Stephen Lloyd SC, Michael O’Byrne QC, Stefan Balafoutis, Anna Mitchelmore, James Arnott, Tamara Phillips, with Frances St John for the Australian Energy Regulator (Corrs Chambers Westgarth)
- National Electricity Law – review of distribution determination by AER

Commonwealth of Australia v Director, Fair Work Building Industry Inspectorate & Ors (2015) 258 CLR 482

- Led by Cameron Moore SC for the amici curiae (AGS)
- Whether *Barbaro v The Queen* (2014) 253 CLR 58 applies to civil penalty proceedings

AZAEY v Minister for Immigration and Border Protection [2015] FCAFC 193; (2015) 238 FCR 341

- Unled for the Respondent (AGS)
- Judicial review – procedural irregularity

Muir and Comcare [2015] AATA 612

- Unled for the Respondent (Sparke Helmore)
- Commonwealth workers’ compensation – whether reasonable administrative action

Chow v Chow (No 2) [2015] NSWSC 1348; (2015) 229 BPR 35,385

- Led by Paul Blackburn-Hart SC for the Plaintiff (Arnold Bloch Leibler)
- Whether “usual order” for all costs out of proceeds appropriate

Chow v Chow (No 1) [2015] NSWSC 1347; (2015) 229 BPR 35,381

- Led by Paul Blackburn-Hart SC for the Plaintiff (Arnold Bloch Leibler)
- Section 66G application, under the *Conveyancing Act 1919* (NSW) – dispute as to trustees

Day v Sanders; Day v HRNSW (2015) 90 NSWLR 764

- Led by Andrew Bell SC and Sandy Dawson (now Sandy Dawson SC) for the Respondent (Cockburn & Co)
- Whether “absolute liability” offence within rule-making power

Day v Harness Racing New South Wales (2014) 88 NSWLR 594

- Led by Andrew Bell SC and Sandy Dawson (now Sandy Dawson SC) for the Respondent (Cockburn & Co)
- Rule making powers - principles of statutory construction and delegated legislation

In the matter of JGS Investment Holdings Pty Ltd [2014] NSWSC 1532; (2014) 32 ACLC 14-063

- Unled for the Plaintiff (Clayton Utz)
- Amendment application - joinder - reflective loss - particularisation of loss and causation

Application for Authorisation of Acquisition of Macquarie Generation by AGL Energy Limited [2014] ACompT 1

- Led by Charles Scerri QC, Nicholas De Young and Clare Exell for the ACCC (DLA Piper)
- Application for authorisation - *Competition and Consumer Act 2010* (Cth)

Assistant Commissioner Michael James Condon v Pompano Pty Ltd (2013) 252 CLR 38

- Led by Justin Gleeson SC (Commonwealth Solicitor-General) and Nicholas Owens (now Nicholas Owens SC) for the Attorney-General (Cth) intervening on the constitutional question (AGS)
- Chapter III - incompatibility as repository of Commonwealth judicial power

TCL Air Conditioner Co Ltd v The Judges of the Federal Court of Australia (2013) 251 CLR 533

- Led by Justin Gleeson SC (Commonwealth Solicitor-General) and Michael O’Meara for the Attorney-General (Cth) intervening (AGS)
- Chapter III - whether institutional integrity impermissibly impaired

Director of Public Prosecutions v Keating (2013) 248 CLR 459

- Led by Justin Gleeson SC (Commonwealth Solicitor-General) and Ruth Higgins (now Ruth Higgins SC) for the Attorney-General (Cth) intervening on the constitutional question (AGS)
- Chapter III and retrospectivity

Stanford v Stanford (2012) 247 CLR 108

- Led by Peter Hanks QC and Richard Hooker for the Attorney-General (Cth) intervening (AGS)
- Scope of s 51(xxii) and (xxiii) of the Constitution; “marriage” and “matrimonial causes”

Education

Honours Degree of Bachelor of Laws, 2004
Bachelor of Arts (International Studies), 2001
University of Adelaide

Master of Laws, 2011
Australian National University