

ALICIA LYONS

Sixth Floor Selborne Wentworth Chambers • Level 6, 174 Phillip Street, Sydney NSW 2000 •
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Professional experience

- 2017-** **Barrister, Sixth Floor Selborne Wentworth Chambers (select cases below)**
- Class actions, banking & financial services, insurance, competition & consumer law, corporations & insolvency law and general commercial law
- 2013-2017** **Associate, Allens (Sydney)**
- Secondment to Dispute Resolution, ANZ Wealth 2016-2017
 - Commercial Litigation & Dispute Resolution 2014-2017
 - Banking & Finance 2013-2014
 - Volunteer Lawyer & Co-ordinator, Homeless Persons' Legal Service 2014-2016
- 2011-2012** **Associate to the Hon. Justice Bell AC, High Court of Australia**

Qualifications

- 2012-2013** **Bachelor of Civil Laws, University of Oxford**
- Distinction
 - Clarendon & Oxford Australia Scholarships
 - Sir Rupert Cross Prize for Evidence
- 2006-2010** **Bachelor of Laws, University of Sydney (with exchange to Harvard Law School)**
- University Medal in Law & First Class Honours
 - Outstanding Achievement Scholarship 2006-2010
 - Exchange to Harvard Law School 2010
 - Student Editor of Sydney Law Review 2010
 - Internship, Sydney Centre for International Law 2008
 - Prizes: R G Henderson Memorial Prize for University Medal in Law 2010, Rose Scott Prize for Proficiency at Graduation by a woman candidate 2010, Joye Prize in Law for highest WAM 2010, Ian Joye Prize in Law for proficiency in Years II & III 2010, Peter Paterson Prize for best contribution to Sydney Law Review 2010, Academic Merit Prize 2010, Academic Merit Prize 2009, Walter Reid Memorial Book Grant 2009
- 2006-2008** **Bachelor of Arts, University of Sydney**
- Majors in Japanese & English Literature
 - Prizes: Academic Merit Prize 2007, A L Sadler Prize for Excellence in Japanese 2007, Maud Stiles Prize for a Woman Student in First Year English 2006, Walter Reid Memorial Book Grant 2008, Walter Reid Memorial Book Grant 2007

Admissions

- 2017** Called to the Bar
- 2012** Admitted as a Lawyer of the Supreme Court of New South Wales

Select Cases

Appellate Cases

<i>Singapore Telecom Australia Investments Pty Ltd v Commissioner of Taxation (Cth)</i> [2024] FCAFC 29	Taxation – transfer pricing	Led by C Burnett SC, with M Sherman for Commissioner (AGS)
<i>Freedom Pharmaceutical Pty Ltd v Minister for Health</i> [2022] FCAFC 123; (2022) 293 FCR 494; and first instance: [2021] FCA 213	Administrative law – judicial review application of decision under National Health Act	Led by S Free SC for Respondent (AGS)
<i>Moore v Scenic Tours Pty Ltd</i> [2020] HCA 2017; (2020) 94 ALJR 481	Representative proceeding – Civil Liability Act – personal injury damages	Led by D Williams SC & D Weinberger for Respondent (SWS Lawyers)
<i>Westpac Banking Corporation v Lenthall</i> [2019] FCAFC 34; (2019) 265 FCR 21	Representative proceeding – common fund orders	Led by A Leopold SC & S Free SC for Applicants (Allens)
Federal Court of Australia		
<i>Pabai v Commonwealth</i> (VID 622/2021) (ongoing)	Representative proceeding – negligence	Led by S Lloyd SC, Z Maud SC, with M Sherman and M Salinger for Respondent (AGS)
<i>Zulic v CMC Markets Asia Pacific Pty Ltd</i> (NSD 410/2022) (ongoing)	Representative proceeding – financial products	Led by C Withers for Applicants (JWS)
<i>Jordan Kym Sinclair v Sony Interactive Entertainment Inc & Ors</i> (NSD 1579/2023) (ongoing)	Representative proceeding – competition & consumer	Led by M Darke SC & I Ahmed SC for First & Third Defendants (Clayton Utz)
<i>Thomas v Commonwealth Financial Planning Ltd</i> (VID 559/2020) (ongoing)	Representative proceeding – insurance & financial services	Led by E Collins SC & P Kulevski for Respondents (Allens)
<i>Fisher & Ors v BT Funds Management Ltd & Ors</i> (VID 826/2023) (ongoing)	Representative proceeding – insurance & financial services	Led by D Thomas SC for 1 st & 3 rd Respondents (Allens)
<i>ACCC v Techtronic Industries Australia Pty Ltd</i> (NSD 1220/2021) [2023] FCA 1574	Competition & consumer law – civil penalty proceeding – resale price maintenance	Led by S Free SC for ACCC (AGS)
<i>Ceni Enterprises Pty Ltd (in liq) v Sykes</i> (NSD 24/2023) (ongoing)	Insolvency – directors’ duties and knowing involvement	Led by T Alexis SC for 3 rd & 4 th Respondents (Jenkins Legal)

<i>In the matter of Allianz Australia General Insurance Limited</i> [2023] FCA 994	Insurance – scheme of transfer under Insurance Act	Unled for APRA
<i>In the matter of Aioi Nissay Dowa Insurance Co Ltd</i> [2023] FCA 697	Insurance – scheme of transfer under Insurance Act	Unled for APRA
<i>In the matter of AIA Australia Limited</i> (NSD 134/2023) [2023] FCA 1305	Insurance – scheme of transfer under Life Insurance Act	Unled for APRA
<i>ASIC v MLC Limited</i> (VID 681/2021) [2023] FCA 539	Insurance – civil penalty proceeding	Led by D Thomas SC & E Murphy for Respondent (Clyde & Co)
<i>Melbourne Aircraft Leasing (UK) Ltd v Algeri & Ors in their capacity as joint & several Trustees of the Project Volar Creditors' Trust</i> [2022] NSWSC 443	Corporations – voluntary administration – priority	Led by J Arnott for the Plaintiffs in two appeals (Minter Ellison / K&L Gates)
<i>CJMcG Pty Ltd v Boral Limited</i> (NSD 340 of 2020) incl [2020] FCA 914; [2021] FCA 350	Representative proceeding – continuous disclosure	Led by E Collins SC & I Ahmed for Applicant (Quinn Emanuel)
<i>Haswell v Commonwealth</i> (NSD 431/2020) incl [2020] FCA 915	Representative proceeding – tort & breach of statutory duties	Led by R Lancaster SC for Respondent (KWM)
<i>Smith, Hudson, Bartlett v Commonwealth of Australia</i> (no. NSD 1908 of 2016, 1155 of 2017, 1388 of 2018) incl [2020] FCA 837	Representative proceedings – tort & breach of statutory duties	Led by J Kirk SC, S Free SC & A Munro for Respondent; led by R Lancaster SC on settlement approval (AGS / KWM)
<i>Lenthall v Westpac Life Insurance Services Limited</i> (no. NSD 1880 of 2018) incl [2018] FCA 1422 (settled)	Representative proceeding – insurance & financial services	Led by A Leopold SC & S Free SC for Respondents (Allens)
<i>Mid-Coast Council v Fitch Ratings, Inc</i> (no. NSD 995 of 2014) (settled)	Representative proceeding – rating agencies	Led by N Hutley SC & C Withers for Applicants (Squire Patton Boggs)
<i>Liverpool City Council v McGraw-Hill Financial, Inc</i> [2018] FCA 685; [2018] FCA 686; [2018] FCA 1289; [2018] FCA 379; [2017] FCA 1319 (settled)	Representative proceeding – rating agencies	Led by N Hutley SC, A Stewart SC & C Withers for Applicants (Squire Patton Boggs)

<i>Darkinjung Local Aboriginal Land Council v Attorney-General for NSW</i> [2018] FCA 1136	Native title – non-claimant application (s 86G notice)	Unled for First Respondent (NSW CSO)
<i>Chamberlain (Trustee) v Tilbrook</i> [2017] FCA 1586	Bankruptcy & insolvency – void transaction	Unled for Applicant (TressCox)

New South Wales Supreme Court

<i>Winston v Commonwealth</i> (no. 2019/339343) (ongoing)	Tort – negligence – personal injury – governmental authorities	Led by M Fordham SC and H Chiu for Respondent (AGS)
<i>POSCO Australia Pty Ltd v Mount Thorley Operations Pty Ltd</i> (no. 2023/00185984) (ongoing)	Debt – cross-claims in contract & negligence	Led by J Hutton SC for Defendants (Ashurst)
<i>Apada Holdings Pty Ltd v Jardine Lloyd Thompson Pty Ltd</i> (no. 128864 of 2020) (settled)	Commercial law – breach of contract, misleading or deceptive conduct	Led by E Collins SC for Plaintiff / Cross-Defendants (Holding Redlich)
<i>Kupang Resources Ltd (subject to a DOCA v Commonwealth of Australia</i> (no. 106859 of 2020)	Equity – <i>Barnes v Addy</i>	Led by J Hogan-Doran for Defendant (AGS)
<i>In the matter of O’Keefe Heneghan Pty Ltd (in liquidation)</i> [2018] NSWSC 1885; [2019] NSWSC 106	Corporations / partnership law – application for directions concerning priorities regime	Led by S Nixon SC for 6 th Defendant (Commonwealth) (Clayton Utz)

Other Courts / Tribunals

Confidential arbitration, 2022-2023	Equity	Led by C Withers SC and A Hochroth, with others for John Hancock and Bianca Rinehart (YPOL Lawyers)
<i>Darkinjung LALC v Minister Administering the CLMA</i> [2022] NSWLEC 68	Native title – claim under Aboriginal Land Rights Act	Unled for Respondent (NSW CSO)
<i>Ethnic Communications Pty Ltd v Goldmate Group Pty Ltd</i> , NSWLC (2019/388787) (judgment for plaintiff)	Commercial law – breach of contract	Unled for Plaintiff (Von Muenster Legal)
<i>ASIC v O’Sullivan</i> , Administrative Appeals Tribunal [2022] AATA 153	Corporations law – appeal by director against disqualification & banning orders	Led by K Stern SC & T Phillips for ASIC

Confidential arbitration, 2020	Reinsurance	Led by Tim Faulkner SC (KWM)
Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry, 2018	Round 5: Superannuation	Led by R Hollo SC & T Spencer-Bruce for AMP Superannuation & NM Superannuation (KWM)
<i>ELMO Software Limited v Enero Group Limited</i> , District Court of NSW (no. 7402 of 2020) (settled)	Commercial law – breach of contract	Unled for Defendant/Cross-Claimant (Von Muenster Legal)

In addition to the above, Alicia regularly provides advice on a range of matters including class actions, banking & financial services, insurance, and appears for / advises parties in relation to regulatory investigations and confidential arbitrations.

Publications

‘Reasonableness is not in the eye of the beholder: appeals from judicial review applications’ (case note on *Minister for Immigration and Border Protection v SZVFW* [2018] HCA 30) [2018] (Summer) Bar News 76

Weinstein & Lyons, ‘*Critical Perspectives on the Uniform Evidence Law*’ (book review) (2018) 92 ALJ 735

‘Recasting the landscape of interlocutory applications: *Aon Risk Services Australia Ltd v Australian National University*’ (2010) 32 *Sydney Law Review* 549