

SURYA PALANIAPPAN

Sixth Floor Selborne Wentworth Chambers
Level 6, 174 Phillip Street Sydney NSW 2000
Telephone: (02) 8915 2613
spalaniappan@sixthfloor.com.au

ADMISSIONS

<i>Barrister</i> , New South Wales	2014
<i>Attorney</i> , New York State, SDNY, EDNY	2009
<i>Solicitor</i> , Supreme Court of South Australia	2006

PROFESSIONAL EXPERIENCE

<i>Counsel Assisting the NSW Solicitor General and Crown Advocate</i>	2014-2015
<i>Associate to the Hon Justice Gageler</i> , High Court of Australia	2013-2014
<i>Senior Lawyer</i> , Australian Competition and Consumer Commission	2012-2013
<i>Associate</i> , Securities and Antitrust, Kirby McInerney LLP, New York City	2008-2012
<i>Associate to the Hon Justice Lander</i> , Federal Court of Australia	2007-2008
<i>Solicitor</i> , Government Litigation Team, DLA Piper Australia	2007

EDUCATION

<i>Master of Laws</i> – University of Melbourne	2018
<i>Honours Degree of the Bachelor of Laws</i> – University of Adelaide	2006
<i>Bachelor of Commerce (Accounting)</i> – University of Adelaide	2003

SELECT APPEARANCES

High Court of Australia

<i>Dawson v The Queen</i> [2022] HCATrans 54	Special leave application – refusal of a permanent stay	Led by P Boulten SC for Mr Dawson (instructed by Greg Walsh & Co)
<i>The Queen v Rolfe</i> [2021] HCA 38; [2021] HCATrans 137	Special leave to appeal against question of law – appeal allowed; Temporary stay of criminal proceedings – stay granted	Led by P Strickland SC and S Callan SC for the prosecutor (instructed by DPP (NT))
<i>Brown v The Queen</i> [2021] HCATrans 29	Special leave to appeal against conviction	Led by TA Game SC for Mr Brown (instructed by the Law Practice)
<i>SAS Trustee Corporation v Miles</i> [2018] HCA 55	Statutory construction	Led by NJ Williams SC and T Ower for appellant (instructed by STC)
<i>Wilkie v Commonwealth; Australian Marriage Equality Ltd v Cormann</i> [2017] HCA 40	Constitutional Law - challenge to Commonwealth expenditure	Led by K Richardson SC, J Emmett, G Ng for AME (instructed by HRLC)

Federal Court of Australia (including Full Court)

<i>CDPP v Aussie Skips Bin Services Pty Ltd</i> [2024] FCA 122	Competition and criminal law – sentence proceedings	Led by M Thangaraj SC for the defendants (instructed by Macedone Legal)
<i>Registrar of the Federal Court of Australia v Mensink</i> [2023] FCA 1581	Contempt proceedings – stay application	Led by P Dunning KC for Mr Mensink (instructed by Alexander Law)
<i>ASIC v Scholz</i> [2022] FCA 1542 (liability); [2023] FCA 337 (penalty)	Corporations Act, s 911A – civil penalty proceedings	Led by RA Dick SC for Mr Scholz (instructed by hortonrhodes)

<i>CDPP v Citigroup (No 5 – Indictment)</i> [2021] FCA 1345 (see also eg <i>(No 1)</i> [2021] FCA 757; <i>(No 3)</i> [2021] FCA 1208)	Competition and criminal law – alleged cartel conduct	Led by TA Game SC and S Buchen SC for ANZ (instructed by Allens)
<i>ASIC v Allianz Australia Insurance Limited</i> [2021] FCA 1062	Consumer protection – liability and penalty	Led by T Mehigan SC for Allianz (instructed by Allens)
<i>CDPP v Citigroup Global Markets Australia Pty Ltd</i> [2021] FCA 511	Competition and criminal law – LPP claims	Led by J Sheahan KC for ANZ (instructed by Allens)
<i>Rushton v Commonwealth Superannuation Corporation (No 3)</i> [2021] FCA 358	Judicial review – superannuation complaint	Unled for CSC (instructed by Ashurst)
<i>APRA v Kelaher</i> [2019] FCA 1521	Superannuation – trusts – application for disqualification of directors	Led by AJ Bannon SC and S Merzabegian for Mr Vernardos (instructed by Jones Day)
<i>Sanum Investments Limited v ST Group Co Ltd</i> [2019] FCA 1047	Service of proceedings to enforce International Arbitration Award	Led by N Owens SC for ST Group (instructed by Colin Biggers & Paisley)
<i>ACCC v viagogo AG</i> [2019] FCA 544	Competition Law	Led by K Morgan SC for viagogo (instructed by MinterEllison)

Supreme Court of NSW (inc Court of Appeal and Court of Criminal Appeal)

<i>CDPP v Allianz Australia</i> (reserved)	Corporations Act – criminal law – sentence proceedings	Led by TA Game SC and K Edwards SC for Allianz (instructed by Allens)
<i>SAS Trustee Corporation v Learmont</i> [2023] NSWCA 272	Appeal on a question of law	Led by S Callan SC for STC (instructed by STC)
<i>R v Officer A (No 2)</i> [2022] NSWSC 1381	Murder trial; statutory construction of available defence	Led by P Strickland SC for Officer A (instructed by McNally Jones Staff)
Intervention for Mr Savage in <i>CIMIC Group Limited v AIG Australia Limited</i> [2022] NSWSC 93	Corporations Act – criminal law	Led by NJ Clelland SC with J Roy for Mr Savage (instructed by Arnold Bloch Leibler)
<i>NSW Electoral Commission v Kempsey Shire Council</i> [2022] NSWSC 282	Administrative law – declaratory relief	Unled for Shellharbour City Council (instructed by Ashurst)
<i>Day v SAS Trustee Corporation</i> [2021] NSWCA 71	Appeal on a question of law	Led by G Watson SC for STC (instructed by STC)
<i>Mawas v Commissioner of Corrective Services NSW</i> [2020] NSWSC 319	Judicial review	Unled for the Commissioner (instructed by CSO)
<i>Jones v Booth</i> [2019] NSWSC 1066	Administrative law – declaratory relief	Unled for NSW Police (instructed by HWLE)
<i>Lees v R</i> [2019] NSWCCA 65	Sentence appeal	Led by J Manuell SC for the applicant (instructed by Legal Aid NSW)

Inquests, Inquiries and Other

<i>Green & Ors v Minister for Mining and Industry</i> [2023] NTSC 18	Judicial review of decision made under <i>Mining Management Act 2001</i> (NT)	Led by S B Lloyd SC for Minister (instructed by Solicitor for NT)
<i>Independent review of The Star Pty Ltd</i> (2022)	Inquiry	Unled for T O’Neil (independent auditor at Star) (instructed by hortonrhodes)
<i>Inquest into the death of Jack Kokaua</i> (2021)	Coroner’s Court of NSW	Led by K Stern SC (counsel assisting the Coroner) (instructed by CSO)
<i>Royal Commission into Aged Care Quality and Safety</i> (2019)	Royal Commission hearing	Led by M Henry SC for Opal Aged Care (instructed by Arnold Bloch Leibler)
<i>Inquests into the deaths of: Naomi Watson Ley; L; BC</i> (2019-2022)	Coroner’s Court of NSW	Unled (counsel assisting the Coroner) (instructed by CSO)