

Christine Ernst

Tenth Floor Chambers | 180 Phillip St SYDNEY NSW 2000

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Professional experience

- 2019- **Barrister, Tenth Floor Chambers**
- 2018-19 **Counsel Assisting the Solicitor-General of the Commonwealth**
- 2015-18 **Senior Legal Officer/Legal Officer, Commonwealth Attorney-General's Department**
- 2017 **Tutor, Australian National University** (Australian Public Law, International Law)
- 2013-14 **Lawyer, Allens, Sydney** (Litigation & Dispute Resolution, Competition Law)
- 2012-13 **Associate to the Hon Justice Susan Kiefel AC, High Court of Australia**

Academic qualifications

- 2015 **Bachelor of Civil Law (Distinction), St John's College, University of Oxford**
Awarded the Sir Ninian Stephen Scholarship by the Sir Robert Menzies Foundation
- 2011 **LLB (Hons I)/Bachelor of Economic and Social Sciences, University of Sydney**
Pitt Cobbett and C A Hardwick prizes for Federal Constitutional Law

Areas of practice

Christine has a broad practice, advising and appearing for both commercial and public sector clients in commercial disputes, regulatory matters, public law matters and insurance matters.

Selected appearances

Commercial matters

- *Greensill Bank AG v Insurance Australia Limited* and related proceedings, Federal Court of Australia (led by S Finch SC, D Thomas SC and D Hume) (ongoing)
- *Wright Prospecting Pty Ltd v Hancock Prospecting Pty Ltd*, Supreme Court of Western Australia (reserved) (led by C Withers SC, A Hochroth and D Delany)
- *Medical Device Technologies Pty Ltd v Health Administration Corporation* [2024] NSWCA 142; at first instance [2023] NSWSC 602 (led by D Studdy SC)

- *AAI Limited v The Owners – Strata Plan No 91086*, Full Court of the Federal Court (reserved) (led by J Sexton SC and C Colquhoun SC) (reserved)
- *Resilient Investment Group Pty Ltd v Barnet and Hodgkinson as liquidators of Spitfire Corporation Limited (in liq)* [2023] NSWCA 118 (led by M Izzo SC); at first instance [2022] NSWSC 340
- *KTC v David & Ors* [2022] FCAFC 60 (led by A Bannon SC)
- *Copyright Agency Limited v Isentia Pty Ltd* [2022] FCAFC 163 (led by N Murray SC)
- *Matheson Property Group Pty Ltd (Trustee) v Virgin Australia Holdings Limited*, Federal Court (ongoing) (led by M Darke SC)
- *Shao v Crown Global Capital Pty Limited* [2023] NSWSC 820 (led by S Lawrance SC)
- *Shao v One Funds Management Limited (in its capacity as trustee of the Iprosperity JY Hotel Fund)* [2023] VSC 192; [2023] VSC 251 (unled)
- *In the matter of Wholesome Child Holdings Pty Ltd* [2023] NSWSC 1530 (led by S Balafoutis SC)
- *Kingfisher Mobile Australia Pty Ltd v Telstra Ltd*, Supreme Court (ongoing) (led by V Whittaker SC and R Pietriche)
- *Krejci, in the matter of Union Standard International Group Pty Ltd (in liq)* [2021] FCA 1483 (led by R Scruby SC)
- *TWW Yachts SARL v The Yacht “Loretta” (No 1)* [2021] FCA 240; *(No 2)* [2021] FCA 241 (led by M McHugh SC)
- *Woolworths v SCT Logistics* [2021] NSWSC 344 (led by M McHugh SC)
- *Lavigne v Kumar* [2020] NSWSC 1120 (led by S Lawrance)
- *TX Australia Pty Ltd v Australian Competition and Consumer Commission* [2020] FCA 1100 (led by K Morgan SC)
- *Hurford Hardwood Kempsey Pty Ltd v Kempsey Timbers (Sawmilling) Pty Ltd (No 5)* [2020] NSWSC 287 (led by R Scruby SC)
- *Zaps Transport (Aust) Pty Ltd (in liquidation) (controlled appointed) v Catlin Syndicate No 2003* [2020] FCA 1311 (led by M McHugh SC)
- *Calacoci v Calacoci* [2020] NSWSC 476 (led by S Balafoutis SC)
- *In the matter of Merlin Diamonds Limited (Provisional Liquidator Appointed)*, NSWSC no. 2019/335350 (unled)

Public law matters

- *HBSY Pty Ltd v. Lewis* (High Court of Australia, reserved) (led by S Donaghue KC)
- *Attorney-General (Cth) v Huynh* [2023] HCA 13 (led by S Donaghue QC and T Glover)
- *Vunilagi v The Queen* [2023] HCA 24 (led by S Donaghue QC and B Lim)
- *Ruddick v Commonwealth* [2022] HCA 9 (led by S Donaghue QC and B Lim)
- *Taylor v Attorney-General* [2019] HCA 30 (led by S Donaghue QC, T Begbie and K Evans)
- *Lordianto v Commissioner of the Australian Federal Police; Kalimuthu v Commissioner of the Australian Federal Police* [2019] HCA 39 (led by S Donaghue QC and L Livingston)

- *Roberts-Smith v Fairfax Media Publications Pty Limited (No 41)* [2023] FCA 555 (led by K Stern SC, A Mitchelmore SC, J Single SC and J Edwards)
- *Commissioner of the Australian Federal Police v Yang* [2023] VSCA 271 (led by D McLure SC)
- *AKW22 v Commonwealth of Australia* [2024] FCAFC 22 (led by P Knowles SC); *AKW22 v Commonwealth of Australia* [2023] FCAFC 71 (led by N Wood SC)
- *FKV17 v Minister for Home Affairs* [2022] FCAFC 93 (led by G Kennett SC)
- *Minister for Home Affairs v Lee* [2021] FCAFC 89 (led by G Kennett SC and P Knowles)
- *Carberry v Australian Capital Territory* [2022] ACTCA 55 (unled)
- *LibertyWorks Inc v Commonwealth* [2021] FCAFC 90 (led by S Donaghue QC and T Howe QC)
- *BDS20 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCAFC 91 (led by C Lenehan SC)
- *Will v Brighton* [2020] NSWCA 355 (led by T McDonald SC)
- *Whitebull HTL Pty Ltd v Independent Liquor and Gaming Authority* [2023] NSWSC 588 (led by K Morgan SC)
- *Williams v Australian Capital Territory* [2023] ACTSC 18 (led by H Younan SC)
- *Central Australian Frack Free Alliance Inc v Minister for Environment*, Supreme Court of the Northern Territory (reserved) (led by G Rich SC and H Baddeley)
- *Barnes v Director of Professional Services Review* [2023] FCA 129 (led by T Wong SC)
- *Roberts-Smith v Inspector-General of the Australian Defence Force* [2023] AATA 1095 (unled)
- *R v Collaery* [2022] ACTSC 108 (led by P Herzfeld SC and T Begbie QC)
- *Newman v Minister for Health and Aged Care* [2021] FCA 517 (led by C Lenehan SC)
- *Minister for Home Affairs v Pender* [2021] NSWSC 1644 (led by P Herzfeld SC and Z Heger)
- *BNL20 v Minister for Home Affairs & Ors* [2020] FCA 1180; *BNL20 v Dawson* [2020] WASC 315 (for the Commonwealth respondents) (led by P Knowles)
- *Winston v Commonwealth* [2021] NSWSC 62 (led by A Mitchelmore SC)
- *NCKX v Australian Information Commissioner* [2024] AATA 1100 (unled)
- *BWD16 v Minister for Immigration, Citizenship and Multicultural Affairs* [2023] FCA 602 (unled)
- *Eggleton v Commissioner of Corrective Services NSW* [2021] NSWSC 1605 (unled)
- *FDT20 v Minister for Home Affairs* [2021] FCA 1484 (led by P Knowles and with C Roberts)
- *AIN19 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2022] FCA 866 (unled)
- *FJE20 v Minister for Home Affairs* [2021] FCCA 1900 (unled)
- *BHS19 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCCA 459 (unled)
- *DYN v Children's Guardian* [2019] NSWCATAD 271, NCAT (unled)