



**DECLAN ROCHE SC**

*Barrister*

+61 2 9376 0662

declan.roche@banco.net.au

**AREAS OF PRACTICE**

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Declan is an experienced barrister who appears in a variety of courts and tribunals. He is a recognised leader in competition law and has appeared in many of the leading cases in this field in the past decade. Declan also has extensive experience in consumer law and family law (large and complex matters), as well as a range of other areas including commercial law, class actions, defamation, judicial review and regulatory proceedings.

**QUALIFICATIONS**

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Doctor of Philosophy (in Law), Australian National University (2001)  
Bachelor of Laws (1<sup>st</sup> Class Hons), Australian National University (1996)  
Bachelor of Economics, Australia National University (1994).

**ADMISSIONS**

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NSW Bar (2009)  
State of New York (2008)  
ACT Supreme Court (1998)

**RANKINGS**

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Chambers and Partners, Competition and Antitrust Law, New Silks (2023)  
Doyle's Guide to Competition Law Junior Counsel, NSW, 2016-2022 (*Pre-Eminent*)  
Doyle's Leading Commercial Litigation and Dispute Resolution Junior Counsel, NSW, 2019-2022 (*Recommended*)  
Who's Who Legal, Australia – Competition Law, 2019-2022 (*Recommended*)  
The Legal 500, Competition Law, Leading Juniors, 2020 - 2022

**SELECTED RECENT CASES**

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*Electoral Commissioner of the Australian Electoral Commission v Laming (No 2)* [2023] FCA 917  
(contraventions of *Commonwealth Electoral Act 1918* (Cth))

*Venter & Venter (No 5)* [2023] FedCFamC1F 635 (family law property proceedings, dismissal for failure to give discovery)

*Corry v NHB Enterprises Pty Ltd* [2023] NSWCA 162 (civil contempt, appeal against sentence)

*Applications by Telstra Corporation Ltd and TPG Telecom Ltd (No 2)* [2023] ACompT 2 (competition law, application for authorisation, led by M Hodge KC)

*Australian Rail Tram and Bus Industry Union v Aurizon Operations Ltd* [2023] NSWSC 484 (judicial review)

*Green v Fairfax Media Publications Pty Ltd (No 4)* [2021] WASC 474 (defamation)

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*Port of Newcastle Operations Pty Ltd v Glencore Coal Assets Australia Pty Ltd* (2021) 395 ALR 209; [2021] HCA 39 (competition, review of access dispute, led by CA Moore SC)

*Application by New South Wales Minerals Council (No 3)* (2021) 361 FLR 24; [2021] ACompT 4 (competition law, review of Minister's decision not to declare service)

*ACCC v Pacific National Pty Ltd* (2020) 277 FCR 49; [2020] FCAFC 77 (competition law, alleged contravention of s 50 *Competition and Consumer Act 2010* (Cth), led by CA Moore SC)

*Kedrina and Amery* [2020] FamCA 117 (family law, *Anshun* estoppel, led by G Richardson SC)

*ACCC v Oticon Australia Pty Ltd* [2018] FCA 1826 (consumer law, misleading and deceptive advertising)

### **PREVIOUS EXPERIENCE**

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Litigation Associate, Milbank Tweed Hadley & McCloy, New York (2007-09)

Senior Lawyer, Australian Government Solicitor (2005-07)

Lecturer in Law, London School of Economics (2001-05)

### **ACADEMIC PRIZES**

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Prize for Excellence in Pro Bono Advocacy, Sanctuary Women's Center for Battered Women's Legal Services, NY (2008)

British Society of Criminology Book Prize (2004)

London School of Economics Teaching Prize (2004)

PhD Scholarship, Australian National University (1998-2001)

### **PUBLICATIONS**

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*Accountability in Restorative Justice* (Oxford University Press, 2003)

*Restorative Justice* (Ashgate Dartmouth, 2004)