



ERIN O'CONNOR JARDINE
Barrister

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ADMISSIONS

- 2022** Barrister, New South Wales Bar
- 2017** Solicitor, Supreme Court of New South Wales

ACADEMIC

- 2017** **University of NSW**, Juris Doctor
Faculty of Law Dean's List; Jessup International Moot Court Competition
- 2009** **University of Sydney**, Master of Strategic Public Relations with Distinction
- 2008** **University of Queensland**, Bachelor of Arts (Political Science; French)

EXPERIENCE

- Since 2022** **Barrister**, Banco Chambers
- 2015 - 2022** **Gilbert + Tobin**
Solicitor, Competition and Regulation Group (2018-2022)
Solicitor, Pro Bono Group (2017-2018)
Secondment, North Australian Aboriginal Justice Agency (2015)
- 2020 - 2021** **NSW Crown Solicitor's Office**
Senior Solicitor, Torts (Justice)
Role undertaken while on leave from Gilbert + Tobin
- 2016** **Legal Aid NSW**
Human Rights Fellowship
Role undertaken while on leave from Gilbert + Tobin
- 2009 - 2014** **Policy, public relations and programs advisor (trade and international development)**
Various policy, programs, media and communications advisor roles in the public and not-for-profit sector including at the Australian Trade Commission, the Australian Red Cross, and Caritas Australia (in Australia, Papua New Guinea, Fiji and the Democratic Republic of Congo).
- 2013 - 2015** **Legal and policy researcher (international public law)**
Various roles working with the UN Special Rapporteur of Violence Against Women, the Australian Human Rights Centre and International Women's Rights Action Watch.

SELECTED MATTERS

Unled proceedings

Optus Networks Pty Limited v Link Enterprise Solutions Pty Ltd (NSWDC case no. 2022/277869) – acting for Optus Networks Pty Limited in proceedings concerning contract law and alleged contraventions of ss 18 and 21 of the Australian Consumer Law (unled, instructed by Gadens).

Davsul Pty Ltd v Double 8 Media Pty Ltd (NSWDC case no. 2022/361228) – acting for the plaintiff in a dispute concerning contraventions of s 18 of the Australian Consumer Law (unled, instructed by Strategic Legal).

Beck v Usher (NSWLC case no. 2021/00355157) – appearing for the plaintiff in a contract law and negligence dispute concerning use and damage of property.

Sydney Ground Transport Trust t/as Sydney Ground Transport v Kirillova (NSWLC case no. 2022/301998) – acting for the defendant in a contract law and restitution claim concerning payment for services (unled, instructed by Strategic Legal).

Zhihai Lin v NSW Land and Housing Corporation (NSWLC case no. 2022/372820) – appearing for the NSW Land and Housing Corporation in negligence proceedings concerning damage to property (unled, instructed by McCabes Lawyers).

R v Angelis – appearing for the accused in proceedings in the Local Court of New South Wales and sentencing proceedings in the District Court of New South Wales.

Various directions hearings in the Supreme Court of New South Wales commercial, corporations and family provisions lists.

Led proceedings

The Owners Strata Plan No 74232 v Tezel [2023] NSWCA 35 – appeared for the lot owner in proceedings concerning the limitation period under s 106(6) of the *Strata Schemes Management Act 2015* (NSW) (led by James Emmett SC, instructed by Sachs Gerace Lawyers).

Parkin and Martini Family Investment Pty Ltd atf Matini Family Investments Super Fund v Boral Limited – appeared for the applicants in an interlocutory application to challenge claims of legal professional privilege (led by R McHugh SC and D Roche, instructed by Maurice Blackburn Lawyers).

Betmax Pty Ltd v Racing NSW (NSWSC case no. 2022/205908) – administrative law proceedings concerning licensing and approvals under the *Racing Administration Act 1998* (NSW) (led by R Newlinds SC, instructed by Cockburn & Co Pty Ltd)

Spozac Pty Limited atf the LDB Family Trust t/as Not Just Cakes v Tyro Payments Ltd (FCA file no. NSW1100/2021) – appearing for the applicant in a representative proceedings settlement approval application (led by R Newlinds SC and R Pietriche, instructed by Bannister Law).

Fintechnix Pty Ltd v Actian Australia Pty Ltd (NSWSC case no. 2023/101901); *ClearView Wealth Limited & ors v Fintechnix Pty Ltd & Actian Australia Pty Ltd & anor* (2023/100842) – appearing for Fintechnix Pty Ltd in proceedings concerning software licensing, contract and copyright law, and urgent injunctive relief (led by N Bender SC, instructed by Makinson d'Apice Lawyers).

Villefranche Investments Pty Limited v ASP Aluminum Holdings Pty Ltd (NSWSC case no. 2022/387792) – preliminary discovery proceedings (led by Matthew Darke SC, Robert Yezerski, instructed by Gilbert + Tobin).

Double Bay Aged Care v Aged Care Quality and Safety Commissioner (NCAT proceeding no. 2022/2116) – appeared for the Aged Care Quality and Safety Commission in proceedings concerning home care provider approvals under the *Aged Care Quality and Safety Commission Act 2018* (Cth) (led by F Roughley, instructed by Sparke Helmore Lawyers).

Gargan v National Disability Insurance (NCAT proceeding no. 2020/3278) – acted for the National Disability Insurance Agency in proceedings concerning NDIS funding for care provided by the Applicant’s family (led by B Kremer, instructed by Ashurst).

Regulatory investigations and inquiries

Acting for the Australian Competition and Consumer Commission, and for various public and private companies in ongoing investigations concerning alleged contraventions of ss 45, 47 and 50 of the *Competition and Consumer Act 2010* (Cth).

Acting for various public and private companies in ongoing investigations concerning alleged contraventions of the Australian Consumer Law.

Appearing for a witness in private hearings of the Special Commission of Inquiry into LGBTIQ hate crimes.

Opinions

Various opinions on questions of competition and consumer law, statutory construction, contract law, and negligence and intentional torts claims for companies, statutory bodies, and community legal centres.

As a solicitor

ACCC v NSW Ports Operations Hold Co Pty Ltd [2023] FCAFC 37 Competition - alleged contravention of CCA s 45 in connection with port privatisation.

Telstra Corporation Ltd and TPG Telecom Ltd application for merger authorisation.

Advising Telstra Corporation Limited and Virgin Australia in relation to regulatory investigations, market inquiries and significant transactions.

Advising the Australian Broadcasting Corporation in relation to the Inquiry into the Competitive Neutrality of the National Broadcasters.

Advising companies in relation to various competition and consumer law matters including alleged cartels, merger authorisations, and ACCC and the ACMA investigations.

Advising and acting for NSW Government agency clients in relation to historical sexual assault and intentional tort proceedings in the District Court of New South Wales and Supreme Court of New South Wales.

Acting and appearing for clients in a range of civil and administrative law matters including immigration law and NDIS proceedings in the Administrative Appeals Tribunal, Residential Tenancy disputes in the NSW Civil and Administrative Tribunal, employment law disputes in the Local and District Courts of New South Wales, and anti-discrimination complaints to the Australian Human Rights Commission.

COMMUNITY ENGAGEMENT

NSW Bar Association Duty Barrister (since 2022).

Australian Lawyers for Human Rights, member of the Business and Human Rights Subcommittee (since 2017).

Head of Media Department, Woodford Folk Festival (since 2018).