



RYAN MAY

Barrister

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EDUCATION

University of Oxford Bachelor of Civil Law (Distinction), 2013

University of Sydney Bachelor of Arts & Bachelor of Laws (Hons), 2009

EXPERIENCE

May 2015 – present Banco Chambers, Barrister

2013 – 2015 King & Wood Mallesons, Solicitor

2011 High Court of Australia, Associate

2010 Federal Court of Australia, Associate

SELECTED CASES

Recent appeals

Karpik v Carnival plc [2023] HCA 39 (Led by Justin Gleeson SC) (Successful appeal concerning the extraterritorial application of s 23 of the Australian Consumer Law and the enforceability of a class action waiver clause and exclusive jurisdiction clause).

Fairbairn v Radecki [2022] HCA 18 (Led by Bret Walker SC) (Successful appeal concerning the meaning of “breakdown” of a de facto relationship in the Family Law Act 1975 (Cth)).

Cigno Pty Ltd v ASIC [2022] HCATrans 224 (Led by John Sheahan SC) (An application for special leave concerning the proper construction of provisions of the National Credit Code).

Westgem Investments Pty Ltd v Commonwealth Bank of Australia Ltd [2022] WASCA 132 (Led by Robert Newlinds SC) (An appeal arising out of a large development in the Perth CBD involving the proper construction of a finance facility, trade practices and insolvent transaction claims).

Parkin v Boral Ltd (Class Closure) [2022] FCAFC 47 (Led by William Edwards) (Question referred to the Full Court on the Federal Court’s power to make class closure orders).

Arsalan v Rixon; Nguyen v Cassim [2021] HCA 40 (Led by Justin Gleeson SC) (An appeal concerning the measure of damages for the temporary loss of use of personal property).

Recent commercial matters

Shinetec (Australia) Pty Ltd v The Gosford Pty Ltd; The Gosford Pty Ltd v Bank of China Ltd (No 2) [2023] NSWSC 1405 (Led by Richard McHugh SC) (A dispute about amounts owing under a letter of credit).

Hutson v New Hope Corporation Ltd (Led by Jeremy Giles SC) (A commercial and insolvency dispute arising out of the failure of the Wiggins Island Coal Export Terminal).

McAssey v Nemo (BC) HoldCo Pty Ltd (Led by Steven Finch SC) (A dispute arising out of the acquisition of a childcare business concerning breach of contract, breach of restraints, breach of fiduciary duties and oppression).

Recent class actions

Karpik v Carnival plc (The Ruby Princess) (Initial Trial) [2023] FCA 1280 (Led by Ian Pike SC) (A successful initial trial of the lead applicant's claims in negligence and for contraventions of the Australian Consumer Law arising out of the outbreak of COVID-19 onboard the Ruby Princess).

Haswell v Commonwealth of Australia (No 3) [2023] FCA 1093 (Led by William Edwards KC) (A claim arising out of land contamination of seven defence bases around Australia).

Rickhuss v The Cosmetic Institute Pty Ltd [2023] NSWSC 666; [2022] NSWSC 625 (Unled) (Acting for the surgical director in a medical negligence class action).

Recent tax disputes

Re Pherous Holdings Group Pty Ltd [2022] FCA 613 (Led by Kristen Deards SC) (A case concerning relief under s 601AH(3)(d) of the *Corporations Act 2001* (Cth) in respect of potentially significant capital gains tax liability).

Various audits and advices concerning a range of issues but with a focus on transfer pricing and anti-avoidance.