

### Catherine Gleeson

# NEW/CHAMBERS

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Admitted to the legal profession 2003

Admitted as a barrister in NSW 2009

Also entitled to practise in All Australian jurisdictions (Commonwealth, State and

Territory)

Principal areas of practice

Admiralty and Maritime Communications, Media and Defamation

Banking Criminal
Building and Construction Insurance

Commercial Private International Law

Corporations Sports

Commissions of Enquiry Trade Practices and Competition

Previous professional experience

• Solicitor and Senior Associate, Freehills Commercial Litigation, 2008 – 2009

Associate, Clyde & Co LLP Commercial Litigation, 2007 – 2008

Assistant, Institute of European and Comparative Law, Oxford University 2006 – 2007

• Solicitor, Corrs Chambers Westgarth Litigation, 2004 – 2006

Awards or professional recognition

Leading Junior Counsel, Doyle's Leading Transport Barristers 2017 - 2018 Recommended Junior Counsel, Doyle's Leading Transport Barristers 2016 Who's Who Legal, Shipping 2018 - 2019

Professional memberships

Honorary Secretary, Bar Council, 2018 - present Bar Councillor, 2013 – 2014, 2015 – 2017, 2018 - present

New South Wales Bar Association Professional Conduct Committee, 2014 – present

New South Wales Bar Association Bar News Committee, 2010 – present New South Wales Bar Association New Barrister's Committee, 2011 – 2013 New South Wales Bar Association Examination Marker, 2015 – present New South Wales Bar Association Course Lecturer, 2015 – present

Professional profiles

au.linkedin.com/pub/catherine-gleeson/58/b9b/836/

## Selected Cases



#### **As Junior Counsel**

- Appearing at first instance and on appeal in proceedings concerning challenge to arrest of surrogate ship: Lord Energy SA v The Ship "MV Dangjin" [2018] FCA 1717.
- Appearing for the Commonwealth in class action proceedings concerning contamination at RAAF Base Tindal.
- Appearing for manufacturers in trial of class action concerning pelvic mesh medical devices.
- Appearing for Teekay Shipping in contract dispute with BHP.
- Appearing for receivers of Dick Smith Electronics in proceedings concerning stoppage in transit of goods: *Toll Holdings Ltd v Stewart* (2016) 338 ALR 602.
- Appearing for liquidator of offshore insurer in proceedings for recovery of assets from directors: Trans Pacific Insurance Corp (In Liq) v Aradlay Investments Pty Ltd [2016] NSWSC 755.
- Appearing as counsel assisting the Royal Commission into Trade Union Governance and Corruption.
- Appearing for Qantas Airways Limited in proceedings involving misuse of confidential information by an employee.
- Appearing for shipowners in claim for damage to rail cargo in the Federal Court of Australia.
- Appearing for the Rural Fire Service in proceedings in the Independent Commission Against Corruption concerning fraudulent conduct by an employee and associated persons.
- Appearing for shipbuilder in appeal to the Full Court of the Federal Court of Australia against dismissal of writ in rem on jurisdictional grounds: Virtu Fast Ferries Ltd v Ship 'Cape Leveque' [2015] FCAFC 58; (2015) 232 FCR 22; [2015] 2 Lloyd's Rep. 222.
- Appearing for international hotel group in application for stay of proceedings on forum non conveniens grounds: Hargood v OHTL Public Company Ltd [2015] NSWSC 446; Hargood v OHTL Public Company Ltd (No 2) [2015] NSWSC 511.
- Appearing for waste processing contractor in contract dispute with local councils: Campbelltown City Council v WSN Environmental Solutions Pty Ltd [2015] NSWSC 155 and on appeal [2015] NSWCA 299.
- Appearing for subrogated insurer in professional negligence dispute arising from construction of the Epping to Chatswood Rail Link: *UGL Rail Pty Ltd v Wilkinson Murray Pty Ltd* (2014) NSWSC 1780.
- Appearing for shipowner in appeal to the Full Court of the Federal Court of Australia of forum non conveniens stay of proceedings in rem: CMA CGM SA v Ship 'Chou Shan' [2014] FCAFC 90; (2014) 224 FCR 384.
- Appearing for insured in indemnity dispute concerning estoppel, breach of duty of utmost good faith and replacement cost of domestic premises: Camellia Properties Pty Ltd v Wesfarmers General Insurance Ltd [2013] NSWSC 1975.
- Acting as junior counsel assisting the Independent Commission Against Corruption in confidential inquiry.
- Appearing for Indian energy concern in fraud proceedings, including applications to set aside service and to stay proceedings on *forum non conveniens* grounds: Suzlon Energy Ltd v Bangad (Application of Credit Suisse Group SA) (2011) 196 FCR 259; Suzlon Energy Ltd v Bangad (No 3) [2012] FCA 123.
- Appearing for Air New Zealand Limited in Federal Court class action proceedings concerning travel agents' commissions on fuel surcharges.
- Acting for Baulderstone Pty Ltd in proceedings in the New South Wales Supreme Court regarding termination of a contract for construction of a shopping centre.
- Appearing for defendant at first instance and on appeal in proceedings *Euroceanica (UK) Ltd v The Ship "Gem of Safaga"* (2009) 182 FCR 1; (2010) 182 FCR 27 concerning challenge to arrest of surrogate ship.

#### **As Sole Counsel**

- Appearing for Malaysian Airline in a class action and other proceedings concerning flights MH17 and MH370: Gibson v Malaysian Airline System Berhad (No 3) [2017] FCA 1164.
- Appearing in proceedings concerning joint venture operating an entertainment vessel: Ozmen Entertainment Pty Ltd v Neptune Hospitality Pty Ltd [2017] FCA 1124; (No 2) [2018] FCA 647; (No 3) [2018] FCA 1411.
- Appearing for Airservices Australia in application for review of airport major development plan at Gold Coast Airport: *Hicks v Minister for Infrastructure and Regional Development* [2016] AATA 437.
- Appearing for Vodafone Hutchison Australia in proceedings concerning the exercise of powers under Schedule 3 of the *Telecommunications Act 1997* (Cth).
- Appearing as Crown Prosecutor in trials of indictable offences in the District Court of New South Wales.
- Appearing for interested person at Royal Commission into Institutional Responses to Child Sex Abuse.
- Appearing at a number of compulsory examinations at the Australian Securities and Investments Commission.
- Appearing for respondent to joinder application in the District Court and Court of Appeal: Sydney Anglican Schools Corp T/as Roseville College v Mears (2015) 21 DCLR (NSW) 313; Mears v Sydney Anglican Schools Corp [2016] NSWCA 159.
- Appearing for plaintiff in claim for recovery of sums paid in circumstances of unconscionability: Thorn, as Executrix of Estate of late Mcauley v Boyd [2014] NSWSC 1159; Thorn as Executrix of Estate of Late McAuley v Boyd (No 2) [2015] NSWSC 199.
- Appearing for applicant for interlocutory relief in relation to an adjudication under the Building and Construction Industry Security of Payments Act 1999 (NSW): Grindley Constructions Pty Ltd v Painting Masters Pty Ltd [2012] NSWSC 234.
- Appearing for Ski Racing Australia in coronial inquest.
- Appearing for national sporting federation in the Court of Arbitration for Sport in relation to a challenge to the federation's nomination of an athlete to the 2012 Summer Olympics.
- · Appearing for cyclist in Court of Arbitration for Sport proceedings concerning a doping charge.