
EDUCATION AND PROFESSIONAL QUALIFICATIONS

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| May 2010: | Called to the Bar, New South Wales |
| 2009: | Admitted to the legal profession in England and Wales |
| 2002: | Admitted to the legal profession in New South Wales |
| 2000: | Bachelor of Laws, University of Sydney – Honours |
| 1997: | Bachelor of Arts – Major in Ancient History and Celtic Studies |

PROFESSIONAL EXPERIENCE

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| 1999 to 2004: | Allens Linklaters (formerly Allens Arthur Robinson) – Litigation Joanne started her career at Allens as a summer clerk in 1999 and continued with Allens for approximately four years. Joanne worked predominantly in commercial litigation as well as banking and finance and specifically with Michael Quinlan in commercial litigation and insolvency, David Cross in workplace relations and industrial relations and Andrew Boxall in banking and finance. |
| 2005 to 2007: | Freshfields Bruckhaus Deringer, Amsterdam - Banking & Finance Lawyer Joanne worked on a variety of international banking and finance matters. Joanne was the lead associated for a real estate finance matter for ING Real Estate Finance. A precedent did not exist for this type of financing and Joanne was tasked with creating one for the European market based upon LMA documentation. Given that the security assets were located in eight different jurisdictions, the security structure had to comply with the respective jurisdiction. Joanne led eight international teams to accomplish the deal. Following the success of that transaction, ING Real Estate Finance requested that Joanne led all of their finance matters. |
| 2008 to 2010: | St. George Bank Limited - Legal Counsel for Special Projects Joanne worked directly with the Head of Legal, Paul Rogerson on high profile projects that Paul was directly responsible. In this capacity, Joanne worked and advised on the merger of St. George Bank with Westpac Banking Corporation into a single ADI. |
| May 2010 to 2011: | Seven Wentworth Chambers (as it was then known) - Reader |
| 2011 to Present: | Third Floor, St James' Hall Chambers – Barrister-at-Law Representative matters are described below |

REPRESENTATIVE MATTERS

Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry (2018) – Insurance – Superannuation – Acted for AMP in respect of Round 6 relating to insurance as junior counsel led by Mr Robert Hollo SC

Posco v Peabody Coalsales Australia Pty Ltd (2017) – International Arbitration - Breach of contract – Contractual interpretation – Shipping law

Deputy Commissioner of Taxation v Tannous [2016] NSWSC 281 – Insolvency & debt recovery – Tax: Acted for the Deputy Commissioner of Taxation in respect of a penalty arising from the giving of a Director Penalty Notice. This was an important decision for the ATO given that it reaffirmed the meaning of “giving” for the purposes of the *Taxation Administration Act* and affirmed the form of the Director Penalty Notice.

Martin v Norton Rose Fulbright Australia (2016) – Fair Work Commission – Unfair Dismissal – Constitutional Law – Writ of prohibition: Joanne was led by Mr Wayne Muddle SC and acted on behalf of Norton Rose Fulbright. Joanne was successful in having proceedings dismissed in the Fair Work Commission by consent after initiating proceedings challenging the jurisdiction of the Commission in the circumstances of this case

Papantoniou v Brown [2015] NSWCA 168 – Contracts Review Act – Procedural Fairness: Joanne acted for the Appellant and was successful. While Joanne was led in the substantive hearing, Joanne argued the costs application before the Court of Appeal. Additionally, Joanne initially identified the ground of appeal, drafted the notice of appeal and drafted the written submissions in respect of the procedural fairness contentions. The Court of Appeal did not need to hear oral submissions in respect of the procedural fairness point given that it was decided on the strength of the written submissions.

Chapmans Ltd (No 3), Re [2015] NSWSC 2082 - Annual general meeting — Orders requiring votes to be cast in favour of certain resolutions - Corporations Act 2001, s 611, on construction of deed.

Harwood v Trustee of Property of Harwood (2015) 297 FLR 159; [2015] FCCA 1058 – Bankruptcy – Discovery – Interest of the administration of justice

Sze Tu v Lowe (2014) 89 NSWLR 317; [2014] NSWCA 462 – Partnership and Constructive Trust: Joanne was led by David Williams SC and has been briefed in this matter since 2010. The matter required a detailed knowledge of trust law, tracing, the nature of indefeasibility of title; principles related to section 47 of the Limitation Act, laches, acquiescence and delay and the taking of partnership accounts. Joanne was also briefed to resist a special leave application subsequently brought by the plaintiffs and prepared much of the written submissions in this regard. The High Court did not need to hear oral submissions in respect of these written submissions.

Sze Tu v Lowe interlocutory and substantive decisions included [2011] NSWSC 192 (re-opening application) per Smart AJ; [2012] NSWSC 151 (where a trial judge is unable to complete the hearing and the interpretation of s 88 of the *Civil Procedure Act*) per Bergin CJ in Eq; [2012] NSWSC 740 (Meaning of fresh trial) per Gzell J; [2012] NSWSC 1493 (findings as to constructive trusts) per Gzell J.

Westpac Banking Corporation v Billgate Pty Ltd [2013] NSWSC 460 – Commercial Finance – Misrepresentation and misleading conduct by bank – Contracts Review Act: Joanne acted for Mrs Jamieson and was led by David William’s SC. Mrs Jamieson was the wife of Billgate’s managing director and guarantor of Billgate’s commercial debt. The matter traversed many of the issues related to responsible lending and specifically in respect of a guarantor. This included issues related to the need for prior notice; the need to deal directly with the borrower or guarantor as the case may be; the need for independent legal advice; the need for financial advice; the need to inquire as to the ability to meet any demand and the need to comply with the Banking Code of Practice and the bank’s internal policies.

First Mortgage Managed Investments Ltd v Pittman [2012] NSWSC 1332 – Unfair contracts – Unconscionable conduct - Contracts Review Act: Joanne acted for Mr Pittman and Mr Webster (the “respondents”) and assisted in drafting the written submissions in respect of the breaches of the lenders prudential lending manual and standard procedures. The matter, again, raised issues of responsible lending including that the lender undertook no prudential check on property development, did not make inquiries about obviously untrue and incorrect material in documents, had no material on which to be satisfied that there was any joint venture between the respondents, made no assessment of capacity to repay the loan, knew that neither respondent received any part of the loan funds with the only risk strategy engaged by the credit provider was to take securities over the respondents’ properties.

Loyola v Cryeng Pty Ltd [2012] FCAFC 71 – Employment law - Trade and commerce — Misleading and deceptive conduct — Representations — Business reputation

Jarmyn v v IGEA (2011) – Employment law – Unfair dismissal - Minority shareholder and director – Oppression: Joanne was successful in negotiating a settlement of this matter at mediation

BE Australia WD Pty Ltd (subject to a Deed of Company Arrangement) v Sutton (2011) 82 NSWLR 336; (2011) 285 ALR 532; (2011) 256 FLR 67; (2011) 86 ACSR 507; [2011] NSWCA 414 – Employment law – Unfair dismissal - Deed of Company Arrangement; Meaning of Creditor

OTHER ACHIEVEMENTS AND SKILLS

- 2018:** Interviewed for the purposes of a podcast on *Deputy Commissioner of Taxation v Tannous* [2016] NSWSC 281 by Benchmark
- 2017:** Presenter of training session on the topic of "Privilege in the context of access orders" to the Korean Law Society
- 2016 to present:** Mentoring three law students being ex-students from Joanne's high school: Santa Sabina College.
- 2012 to 2014:** Presenter of annual graduate training session in Insolvency for Allens Linklaters
- 2011:** Author of "*Admitting Expert Evidence*" in Bar News, Summer edition
- 2010:** Winner of the group Advocacy Award during 2010 Bar Course
- 2010 to present:** Appointed to the panel of barristers for the Australian Taxation Office
- 2010:** Member of the Bar Association of New South Wales