

153 PHILLIP

BARRISTERS

Luke Chapman

Barrister (NSW), 2014

Solicitor (NSW), 2006

chapman@153phillip.com.au

+61 2 9132 5700

Luke has a broad practice advising and appearing for commercial and government clients

He regularly appears in the Supreme, District and Local Courts of NSW, as well as in tribunals (AAT, NCAT) and commissions of inquiry

Career

- Barrister (2014 – present)
- Captain, Australian Army Legal Corps (2017 – present)
- Senior Lawyer, Proceeds of Crime Taskforce, Australian Federal Police (2012 – 2014)
- Senior Associate, Henry Davis York Lawyers (2007 – 2012)
- Tipstaff to Hon Mr. Justice Handley AO OSTJ QC, NSW Court of Appeal (2006)

Principal areas of practice

- Commercial disputes
- Insolvency and bankruptcy
- Public law
- Regulatory litigation
- Defamation

Precis of recent experience (as counsel)

Commercial disputes

- Equity – partnership – dissolution (Supreme Court of NSW, led by Studdy SC)
- Equity – partnership – dissolution – corporations – challenge to receiver’s remuneration (Supreme Court of NSW, led by Pritchard SC)
- Professional Negligence – commercial agents – property development (Supreme Court of NSW, unled)
- Equity - freezing orders (Supreme and District Courts of NSW, unled)
- Equity - shareholder dispute – oppression suit (Supreme Court of NSW, unled)
- Contract – commercial dispute – fitness of goods and services (District Court of NSW, unled)

3/153 Phillip Street
Sydney NSW 2000
www.153phillip.com.au

1

- Contract – commercial dispute – breach of trust – accounting (District Court of NSW, unled)
- Appearances on behalf of both liquidators and examinees in s596A/B *Corporations Act 2001 (Cth)* examinations (Supreme Court of NSW, unled)
- Residential Leases; Home Building and Guardianship proceedings (NCAT, unled)

Regulatory

- Regularly briefed to appear on behalf of examinees in compulsory examinations conducted by ASIC and the AFP in the AAT
- Briefed to act for the former Chairman of RSL LifeCare Limited in the *Public Inquiry Under the Charitable Fundraising Act 1991* before The Hon P Bergin SC (unled)
- Briefed by the New South Wales Department of Industry to appear for the New South Wales Mine Subsidence Board, a statutory body, before ICAC (led by Hogan-Doran SC)
- Appearances in the AAT for compulsory examinations under the *Proceeds of Crime Act 2002 (Cth)*

Defamation

- Briefed in an appeal concerning offers of compromise (NSW Court of Appeal, led by Gray SC)
- Briefed for a senior executive of the Commonwealth Bank of Australia in defamation proceedings (Supreme Court of NSW, led by Gray SC and Matthew Richardson)
- Briefed to appear for a disability care organisation at trial (District Court of NSW)
- Experience appearing in interlocutory applications in the Supreme and District Courts of NSW (unled)

Crime and Public Law

- Regularly briefed by the NSW Crown Solicitor to appear unled on behalf of the NSW Commissioner of Police; NSW Commissioner of Corrections; NSW Department of Justice in relation to suppression and non-disclosure orders; public interest immunity claims; applications in respect of subpoenas and other compulsory processes
- Significant experience appearing in sentencing proceedings in the District and Local Courts of NSW
- Appeared on behalf of the Victorian Police in connection with the Lawyer 'X' Royal Commission

ADF

- Briefed to advise and appear on behalf of a number of witnesses in a several IGADF inquiries
- Experience providing advice to my Command as well as to members

March 2020