

## MELITA EVELYN PARKER

Barrister

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### ADMISSION

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**Aug 2021**                      Called to the New South Wales Bar

**Feb 2015**                      Admitted to the Supreme Court of Western Australia

### SELECTED APPEARANCES

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#### ***Commercial***

*Independent Liquor & Gaming Authority v Melco Resorts & Entertainment & Ors* [2022] NSWSC 294, for the Defendants, led by J Stoljar SC – disputed international service – civil procedure

*Freeman & Scorse v Scorse & Commonwealth Bank*, Supreme Court of NSW, 2022/77041, for the Plaintiffs, unled – application for freezing order – duty judge application

#### ***Constitutional, administrative and statutory interpretation***

*Hamzy v Commissioner of Corrective Services* [2022] NSWCA 16, for the Amicus Curiae, led by C O Gleeson – statutory interpretation, administrative law

*Santos NSW Pty Ltd and EnergyAustralia Narrabri Gas Pty Ltd and Gomeroi People and State of New South Wales*, National Native Title Tribunal, NF2021/0003-0006, for the State, led by H El-Hage – future act determination

*NSW Land and Housing Corporation v Ohlsen*, NCAT, SH 21/21028, for the Respondent, unled – right to silence in simultaneous criminal and civil proceedings

### SELECTED BRIEFS

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#### ***Commercial***

*Wright Prospecting Pty Ltd v Hancock Prospecting Pty Ltd & Ors*, WA Supreme Court, CIV/3041/2010, CIV2617/2012, for the Defendant, led by C Bova SC – partnership dispute

*Sheehy v Nuix Pty Ltd*, Federal Court, NSD1168/2020, for the Applicant, led by N Owens SC and O Jones – breach of contract, oppression, unconscionability

*Independent Liquor & Gaming Authority v Melco Resorts & Entertainment & Ors*, Supreme Court of NSW, 2021/347264, for the Defendants, led by J Stoljar SC and Z Hillman – statutory claim for costs of public inquiry

*Al Maha Pty Ltd & Bechara v Bechara & Broughton Road Investments Pty Ltd*, Supreme Court of NSW, 2021/193624, unled – breach of contract, fiduciary duties

Ongoing advice to Macquarie Telecom, led by J Hutton – lease dispute, planning law

Advice to Royal Australasian College of Physicians, led by J Hutton – governance, statutory duties of charitable organisation

Confidential investigation into workplace behaviour, led by A Munro

***Constitutional, administrative and statutory interpretation***

*Axicom Inbuilding Solutions Pty Ltd v Australian Communications and Media Authority*, Federal Court, NSD2021/1171, for the Applicant, led by S Free SC – statutory interpretation, administrative law

**PROFESSIONAL EXPERIENCE**

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- Sep 2021 – present**      **Eleven Wentworth**  
*Barrister - Reader*
- Oct 2020 – Jun 2021**      **Government Legal Department (United Kingdom)**  
*Lawyer - Home Office and Immigration Division*  
Drafting prospects advice and pleadings; preparing witness statements and collecting evidence in UK administrative law and human rights challenges.
- Feb 2017 - Sep 2019**      **Australian Government Solicitor**  
*Senior Lawyer - AGS Dispute Resolution*  
Managing Federal Court representative proceedings; drafting prospects advice; identifying ADR solutions for claimants within the Commonwealth legal framework; drafting pleadings and submissions; conducting witness conferences and drafting witness statements; briefing counsel; and analysing large volumes of documentary evidence.
- Feb 2015 - Feb 2017**      **Australian Government Solicitor**  
*Lawyer - AGS Dispute Resolution*  
Advocacy in inferior courts; briefing the Solicitor-General on a constitutional matter; leading large teams of lawyers in Federal Court discovery processes; representing the Commonwealth in enterprise bargaining; 12-month secondment to the Department of Defence (advising on Commonwealth-State and *Williams (No 2)* related issues; identifying constitutional issues in proposed policy responses; and advising on unlitigated claims).
- Feb 2014 - Feb 2015**      **Australian Government Solicitor**  
*Graduate Lawyer*  
Preparing constitutional risk assessments; legislative drafting; advising on constitutional and tax issues regarding the G20 summit; evidence preparation for tobacco litigation.
- Jan 2013 - Dec 2013**      **Supreme Court of Western Australia**  
*Research Associate to the Hon Justice Simmonds and the Hon Justice Beech*  
Associate duties for civil and criminal trials, sentencing and interlocutory hearings; legal research; drafting and proofing judgments; managing the Civil List; and reviewing transcript, evidence and court documents to prepare summary memoranda.

**EDUCATION**

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- 2019 - 2020**      **London School of Economics and Political Science**  
*Master of Laws (Distinction)*  
Dissertation: Multiple Source Contamination: Overcoming the Causation Challenges in Australian Tort Law
- 2014**      **Australian National University**  
*Graduate Diploma in Legal Practice*
- 2011 - 2013,  
2007 - 2009**      **University of Western Australia**  
*Bachelor of Laws (Hons) (First Class)/Bachelor of Arts*  
Dissertation: Reconceiving the Assessment of Common Law Judicial Reviewability in Australia

**2010**                      **University of Melbourne**  
*Bachelor of Arts (Political Science and International Relations) (Hons) (First Class)*  
 Dissertation: Interest Representation in the EU: A Privileged System of Access?

#### AWARDS

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**2015**                      **Australian Government Solicitor Client Care Award**  
 Recommended by the Australian Competition and Consumer Commission      for  
 representing management in enterprise bargaining and employment law advice.

**2014**                      **Australian Government Solicitor Australia Day Award**  
 For constitutional advice in preparation for the G20 Summit in Brisbane.

**2012**                      **Top Mark in Advanced Constitutional Law (91)**

#### PUBLICATIONS AND PRESENTATIONS

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**2022**                      **"Backpacker tax" offends Australia-UK double taxation treaty**  
 Bar News – forthcoming edition

**2014, 2015**              **AGS FOI Practitioners' Forum**  
 Presenting to Commonwealth clients on emerging issues in Australian information law.

**2013**                      **Beyond Kakavas: The Future of Unconscionable Dealing in Australia**  
 Co-author of paper with the Hon Justice Beech presented at Law Society of WA.

**2011**                      **LEADR Negotiation and Mediation Course**  
 Five-day intensive negotiation and mediation course with LEADR coach.

#### VOLUNTEERING

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**2019 - 2020**              **LSE Volunteering**  
*Ad hoc* volunteering with the elderly and persons with a disability.

**2019 - 2020**              **Philip C Jessup International Law Moot Court Competition (LSE team)**  
*Consultant coach*  
 Assisting team in preparation of written submissions and oral advocacy.