

HANNAH RYAN

Level 11, 180 Phillip Street, Sydney NSW 2000
hannah.ryan@elevenwentworth.com | (02) 8029 0738

ADMISSIONS **NSW BAR** May 2022
Christopher Gee QC Memorial Prize for Advocacy for May 2022 Bar Practice Course

NSW SUPREME COURT August 2015

EDUCATION **HARVARD LAW SCHOOL, LL.M., 2017**
Honours: Fulbright Postgraduate Scholar
Frank Knox Memorial Fellow
Dean's Scholar Prize for outstanding work in First Amendment

UNIVERSITY OF SYDNEY, B.A. (Honours I) and LL.B. (Honours I), 2014
Honours: Philip C. Jessup International Law Moot Competition, National
Champion and Harold Snelling Prize
Caroline Munro Gibbs Prize (first in Torts)
Convocation Medal for Undergraduate Achievement, Finalist
Judicial Conference of Australia Social Justice Scholarship
Walter Reid Memorial Prize (x 2)
Justice William Gummow Intersvarsity Equity Moot, winner
Sir John Peden Contract Law Moot, winner
Ernest Bramsted Prize for best Honours thesis in Modern or Medieval
European History
JHM Nolan Prize for proficiency in History
University of Sydney Exchange Scholarship
Deutsche Akademischer Austauschdienst Academic Exchange Service
Scholarship for Germanic Studies

LEGAL **ELEVEN WENTWORTH, Barrister, Sydney** 2022 – present
EXPERIENCE

HUMAN RIGHTS LAW CENTRE, Lawyer, Sydney 2017 – 2018

NYU SCHOOL OF LAW CENTER FOR HUMAN RIGHTS AND GLOBAL JUSTICE, 2017
Junior Research Scholar, New York

HON. JUSTICE GLEESON, FEDERAL COURT OF AUSTRALIA, Associate, Sydney 2015

HON. JUSTICE MEAGHER, NSW COURT OF APPEAL, Tipstaff, Sydney 2014

PUBLICATIONS *Case note: Ruddick v Commonwealth of Australia [2022] HCA 9, BAR NEWS*
(Winter 2022)

The Constitutional Cost of Combatting Espionage and Foreign Interference, 47
LAW SOCIETY JOURNAL 73 (2018)

Giving the Environment a Voice — The Landmark Decision of Brown v Tasmania, 32
AUSTRALIAN ENVIRONMENT REVIEW 34 (2018)

*The Half-Hearted Protection of Journalists' Sources: Judicial Interpretation of
Australia's Shield Laws*, 19 MEDIA & ARTS LAW REVIEW 325 (2014)

What's in a Name? Bloggers, Journalism, and Shield Laws, 33 COMMUNICATIONS
LAW BULLETIN 10 (2014)

COMMUNITY	DUTY BARRISTER SCHEME , <i>Volunteer</i>	2022 – present
	NSW COUNCIL FOR CIVIL LIBERTIES , <i>Vice President</i>	2014 – 2015
OTHER	AUSTRALIAN ASSOCIATED PRESS , <i>Reporter</i> , Sydney	2020 – 2022
EXPERIENCE	BUZZFEED NEWS , <i>Reporter</i> , Sydney	2018 – 2020

SELECTED APPEARANCES AND BRIEFS

APPELLATE (AND ORIGINAL JURISDICTION OF THE HIGH COURT)

Led

State of New South Wales v Wojciechowska (High Court, ongoing) – Ch III of the *Constitution*, whether State tribunal exercises judicial power of the Commonwealth when hearing privacy complaints by interstate residents (for appellant, led by B Lim, instructed by CSO)

Sister Brigid Arthur as Litigation Guardian for DVUI8 v Minister for Immigration, Citizenship and Multicultural Affairs (High Court, withdrawn) – mandatory ankle monitor and curfew visa conditions imposed on those released from indefinite detention, Ch III of the *Constitution* (for plaintiff, led by A Hochroth, instructed by Norton Rose Fulbright)

Roberts-Smith v Fairfax Media Publications (Full Federal Court, reserved) – appeal from dismissal of defamation claim, challenging findings that Victoria Cross recipient committed murder (for respondents, led by N Owens SC and C Mitchell, instructed by MinterEllison)

Boyle v Commonwealth Director of Public Prosecutions (SA Court of Appeal, reserved) – scope of immunity from criminal and other liability for making a disclosure under the *Public Interest Disclosure Act 2013* (Cth) (for Human Rights Law Centre as amicus curiae, led by P Herzfeld SC)

Commissioner of Police v Ritson [2023] NSWCA 300 – Tribunal’s power to order police to provide personal information, application of *Government Information (Public Access) Act 2009* (NSW) to requests for personal information, statutory construction (for Privacy Commissioner, led by B Lim)

Babet v Electoral Commissioner [2023] FCAFC 164 – challenge to Electoral Commissioner’s guidance on informality of certain votes ahead of Voice referendum, standing of Senator and electors (for respondent, led by S Free SC and B Lim, instructed by AGS)

Secretary, Department of Education v Derikuca [2023] NSWCA 94 – appellant’s power to place former contractor at school sites on “Not To Be Employed” List (for appellant, led by S Free SC, instructed by CSO)

DMH20 v Minister for Home Affairs [2023] FCAFC 31 – indefinite detention, challenge to *Al-Kateb v Godwin* (2004) 219 CLR 562 (for appellant, led by A Hochroth, instructed by Ryan Payten Le)

Elwood v Director of Public Prosecutions [2023] NSWSC 772 – appeal from committal of accused where case conference process ongoing and no plea entered (for plaintiff, led by N Broadbent, instructed by ALS)

Hancock v Hancock Prospecting Pty Ltd (2022) 409 ALR 638; [2022] NSWCA 152 – commercial arbitration, whether Supreme Court decision on challenge to arbitrator may be appealed, cross-vesting legislation (for ninth and tenth respondents, led by P Herzfeld SC, instructed by Gilbert + Tobin)

Unled

Kelloway v Registrar of Births, Deaths and Marriages (NSW Supreme Court, ongoing) – privacy complaint arising from disclosure of plaintiff’s birth certificate to third party, application for maximum costs order to appeal from NCAT Appeal Panel (for plaintiff, instructed by SBA Lawyers)

Coster v Compass Housing Services Co Ltd t/as Home in Place [2022] NSWSC 1067 – appeal from decision of NCAT Appeal Panel upholding decision to terminate plaintiff’s social housing tenancy in her absence (for plaintiff, instructed by Legal Aid NSW)

Registrar of Births, Deaths and Marriages v Kelloway [2023] NSWCATAP 231 – privacy complaint arising from disclosure of plaintiff’s birth certificate without her consent, construction of *Privacy and Personal Information Protection Act 1998* (NSW) (for respondent, instructed by SBA Lawyers)

YDB v NSW Land and Housing Corporation [2023] NSWCATAP 55 – appeal on question of law from refusal to extend time to apply to set aside termination of social housing tenancy (for appellant, instructed by Legal Aid NSW)

COMMERCIAL AND REGULATORY LAW

Led

Probis Financial Services Pty Ltd (Administrators Appointed) v Kong (Federal Court, ongoing) – breach of trust, misleading and deceptive conduct (for respondent, led by M Izzo SC, instructed by Allen & Overy)

Arrotex Pharmaceuticals Pty Limited v Minister for Health and Aged Care (ongoing) – operation of Pharmaceutical Benefits Scheme’s price disclosure scheme (for applicant, led by B Lim, instructed by Arnold Bloch Leibler)

Mayfield Development Corporation Pty Ltd v NSW Ports Operations Hold Co Pty Ltd (Federal Court, reserved) – contracts for privatisation of ports alleged to be anti-competitive, issue estoppel, deed of release (for fourth respondent, led by I Ahmed SC, instructed by MinterEllison)

Credit Suisse Virtuoso SICAV-SIF – Credit Suisse (Lux) Supply Chain Finance Fund v Insurance Australia Ltd (Federal Court, ongoing) – trade credit insurance claim arising from Greensill collapse (for Credit Suisse parties, led by M Jones SC, R Yezerski SC, A Smith, A Zheng, A Campbell, instructed by Gilbert + Tobin)

Confidential arbitration – construction of contract, contract alleged to effect unlawful restraint of trade (led by J Hutton SC, instructed by Gilbert + Tobin)

Hancock v Rinehart [2022] NSWSC 1025 – suppression order to protect confidentiality of commercial arbitration (for the first defendant, led by P Herzfeld SC, instructed by Speed & Stracey Lawyers)

Carey-Evans v Wu [2022] NSWLEC 144 – whether valid easement for view (for applicant, led by S Free SC, instructed by Dentons)

Faisal al Nusif Trading Co LLC v Hamburg Südamerikanische Dampfschiffahrts-Gesellschaft A/S & Co KG (Federal Court, discontinued) – shipping claim, for loss of cargo (for respondent, led by J Kennedy, instructed by Clyde & Co)

Unled

Newall v Richards (NSW Supreme Court, ongoing) – breach of fiduciary duty and contract by business partner (for plaintiff, instructed by Vintage Commercial Law)

Hume Community Housing Association Co Ltd v Gonzalez (NCAT, reserved) – termination of residential tenancy (for respondent, instructed by Legal Aid NSW)

NSW Land and Housing Corporation v Debattista (NCAT, reserved) – termination of residential tenancy (for respondent, instructed by Legal Aid NSW)

Georges v Georges (NSW Local Court) – existence of loan contract, intention to form legal relations (instructed by Kreisson Legal)

CONSTITUTIONAL AND ADMINISTRATIVE LAW

Led

Zillman v NSW Treasury, NCAT proceeding 2023/68940 (reserved) – administrative review of decision to refuse access to information under *Government Information (Public Access) Act 2009* (NSW) (for third party, led by Z Heger, instructed by Mills Oakley)

Deripaska v Minister for Foreign Affairs [2024] FCA 62 – constitutional challenge to autonomous sanctions regime, judicial review of decision to declare and designate the applicant (for respondent, led by P Herzfeld SC, instructed by AGS)

Commissioner of Police v Ritson [2023] NSWSC 854 – statutory construction, application of *Government Information (Public Access) Act 2009* (NSW) to requests to public sector agencies for personal information under privacy law (for Privacy Commissioner, led by B Lim)

Wojciehowska v Secretary, Department of Communities and Justice [2023] NSWCA 191 – Ch III of the *Constitution*, whether NCAT exercises Commonwealth judicial power when hearing certain applications, application of *Burns v Corbett* (for respondent, led by B Lim, instructed by CSO)

Babet v Electoral Commissioner [2023] FCA 1126 – challenge to Electoral Commissioner’s guidance on informality of certain votes ahead of Voice referendum, standing of Senator and electors (for respondent, led by S Free SC and B Lim, instructed by AGS)

Australian Electoral Commission v Kelly [2023] FCA 854 – prosecution of former federal MP for breach of electoral law (for applicant, led by C Tran, instructed by AGS)

Ings v Racing NSW [2022] NSWSC 1127 – judicial review of disqualification of racehorse trainer (for Racing NSW, led by O Jones)

DMH20 v Minister for Home Affairs [2022] FCA 1054 – indefinite detention, challenge to *Al-Kateb v Godwin* (2004) 219 CLR 562 (for applicant, led by A Hochroth, instructed by Ryan Payten Le)

Unled

Waga v Minister for Immigration, Citizenship and Multicultural Affairs [2023] FCA 990 – judicial review of AAT’s decision not to revoke visa cancellation, failure to consider representations about minor siblings (for applicant, instructed by Kinslor Prince Lawyers)

MPZB and Minister for Immigration, Citizenship and Multicultural Affairs [2023] AATA 2192 – review of decision not to revoke visa cancellation of Iraqi citizen (for applicant, instructed by Legal Aid NSW)

Elevate Education Pty Ltd and Australian Securities and Investments Commission [2023] AATA 84 – whether names “nearly identical” under *Business Names Registration Act 2011* (Cth), whether Tribunal may consider validity of delegated legislation (for applicant, instructed by SBA Lawyers)

Whippy v State of NSW (Federal Circuit and Family Court, withdrawn) – human rights complaint against State, application for maximum costs order (for respondent, instructed by CSO)

Aparekka v Chief Commissioner of State Revenue [2022] NSWCATAD 333 – *Constitution*, s 117, whether surcharge purchaser duty provisions in *Duties Act 1997* (NSW) discriminate based on State of residence (for respondent, instructed by CSO)

PYCS and Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2022] AATA 4426 – review of decision not to revoke visa cancellation of young Afghan citizen (for applicant, instructed by Legal Aid NSW)

Ornelas and Minister for Immigration, Citizenship and Multicultural Affairs [2022] AATA 3182 – review of decision not to revoke visa cancellation (for applicant, instructed by Legal Aid NSW)

COMMON LAW

Led

Seaforth Securities v Zoya Investments (Supreme Court, ongoing) – private nuisance and negligence, contamination of neighbouring property (for plaintiff, led by J Hutton SC, instructed by Rush Legal)

Sister Brigid Arthur as Litigation Guardian for DVU18 v Minister for Immigration, Citizenship and Multicultural Affairs (Federal Court, ongoing) – claim for damages for false imprisonment for time spent in indefinite immigration detention (for plaintiff, led by A Hochroth, instructed by Norton Rose Fulbright)

Unled

Belahouane v State of New South Wales (NSW District Court, settled) – claim for damages for false imprisonment, assault and battery by police (for plaintiff, instructed by Rebecca Dunlop Legal)

DEFAMATION

Led

Al Muderis v Nine Network Australia Pty Ltd (Federal Court, ongoing) – lay evidence and pre-trial appearances in defamation claim arising from *60 Minutes* investigation (for respondents, led by M Collins KC and L Barnett, instructed by Thomson Geer Lawyers)

GRC Project Pty Ltd t/as GRC Property Management v Lai [2023] NSWDC 63 – application for early hearing on serious harm (for defendant, led by J Mack)

Unled

Nemr v Lombardo (NSW District Court, dismissed by consent) – whether pleaded case met “serious harm” threshold (for defendants)

CRIME

R v DR (NSW District Court) – sexual assault trial (for accused, led by N Broadbent)

INQUESTS AND INQUIRIES

Led

Inquest into the disappearance and suspected death of Melissa Caddick (NSW Coroners Court) – led by L Gyles SC, for the NSW Police Commissioner

Unled

Special Commission of Inquiry into LGBTIQ Hate Crimes – for witness in private hearing

OPINIONS

Various opinions on questions concerning competition law, contracts, regulatory law, constitutional law, statutory construction, administrative law, and police torts.