

# HARRY ROGERS

Eleven Wentworth | 180 Phillip Street, Sydney NSW 2000

02 8231 5021 | hrogers@elevenwentworth.com

## Education

---

**Bachelor of Laws (Hons I & University Medal)** | University of Sydney 2020

- R G Henderson Memorial Prize (first in the order of merit) and 18 other prizes
- First in multiple subjects, including Administrative Law, Public Law, Torts, Insolvency, Advanced Contracts, Public International Law and Legal Ethics

**Bachelor of Economics (Hons I & University Medal)** | University of Sydney 2018

- Joye Prize in Economics (first in cohort) and various other prizes

## Professional experience

---

**Barrister** | New South Wales Bar 2023–present

**Senior Lawyer** | Australian Government Solicitor (Dispute Resolution) 2021–2023

**Sessional Academic** | University of Sydney 2021

**Tipstaff/Associate to the Hon Justice A J Meagher** | NSW Court of Appeal 2020–2021

## Selected cases

---

### Selected cases – led

*White Oak Commercial Finance Europe Ltd v Insurance Australia Ltd & Ors* (FCA, NSD1039/2021, Lee J) (ongoing)

Claims arising out of the collapse of the Greensill Group – issues as to construction of insurance policies, underwriters’ authority, and misleading or deceptive conduct.

For the applicant, led by J Sexton SC, T O’Brien and J Jaffray (instructed by Ashurst).

*Doyle’s Farm Produce Pty Ltd & Ors v Murray Darling Basin Authority & Anor* (NSWSC, Common Law, 2019/150651) (ongoing)

Class action – allegations by irrigators of negligent operation of the river system.

For the defendants, led by S Callan SC and T Prince (instructed by Ashurst).

*Bridge Street Capital No. 2 Pty Ltd & Anor v Thomas Peter Crown & Ors* (NSWSC, Equity – Real Property, 2023/43873) (ongoing)

Application based on rule in *Otter v Lord Vaux* – cross-claim alleging unconscionable and misleading or deceptive conduct in relation to net \$100m loan transaction.

For the defendants/cross-claimants, led by M Hodge KC and T O’Brien (instructed by Marque Lawyers).

*Mereworth Property Pty Ltd v Mereworth Pastoral Pty Ltd* [2024] NSWSC 475

Dispute as to purported compromise of proceedings – construction of settlement offer.

<i>Obeid v Commissioner of Taxation</i> (FCA/AAT, various) (ongoing)	For the plaintiffs, led by T O'Brien (instructed by Marque Lawyers). Various challenges by members of the Obeid family to assessments and objections decisions.
<i>Secretary, Department of Communities and Justice v Stewart</i> [2024] NSWCA 59	For the Commissioner, led by D McLure SC and M Hirschhorn (instructed by MinterEllison). Appeal – construction of workers compensation legislation.
<i>Koutsouroupas &amp; Ors v Minister for Health and Aged Care</i> (FCA, NSD502/2023, Kennett J) (ongoing)	For the appellant, led by P Herzfeld SC (instructed by Hall & Wilcox). Challenge to validity of instrument made under the <i>National Health Act 1953</i> (Cth).
<i>Attorney-General of the Commonwealth of Australia v Ghazzawy</i> [2023] NSWSC 1527	For the respondent, led by A Berger KC (instructed by AGS). Application for extended supervision order under the <i>Criminal Code 1995</i> (Cth).
<i>David Fox v Planning Ministerial Corporation</i> [2023] NSWLEC 109	For the plaintiff, led by T Begbie KC, J Edwards and A Garsia, with A Hall (instructed by AGS). Class 3 compensation claim – characterisation of public purpose for compulsory acquisition.
<i>Fox &amp; Anor v Planning Ministerial Corporation</i> (NSWCA, 2023/420522) (settled)	For the respondent, led by N Eastman SC (instructed by Ashurst).

### **Selected cases – unled**

<i>Ramsay Health Care Australia Ltd &amp; Ors v Australian Human Rights Commission</i> (FCA, NSD1324/2023, Perry J) (ongoing)	Application to quash termination of complaint by AHRC – issue as to effect on Circuit Court proceedings arising from complaint. For the Commonwealth, intervening as contradictor (instructed by AGS).
<i>Willis v Abraham</i> (NSWSC, Common Law – Possession, 2023/451976) (ongoing)	Application for writ of possession – defensive claim to adverse possession by defendant. For the plaintiff (instructed by Corrs Chambers Westgarth).
<i>PACCAR Financial Pty Ltd v Xpress Group Australia Pty Ltd (in liq)</i> (NSWSC, Equity – Corporations, 2023/179556, Black J) (ex temp)	Application for orders for delivery up of secured assets and subsequent claim on guarantee. For the plaintiff, led by C Peadon (interlocutory applications) and unled (final hearing on guarantee) (instructed by Mills Oakley).

### **Advices**

Advices (led and unled) for various commercial and Commonwealth, New South Wales and Victorian government entities, briefed by firms including King & Wood Mallesons, Clayton Utz and AGS.