

Contact

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Admissions

Admitted to the legal profession 2008

Admitted as a barrister in NSW 2018

All Australian jurisdictions (Commonwealth, State and Territory)

Qualifications

PhD (Constitutional Law) University of New South Wales

Bachelor of Laws (Hons 1) University of Sydney

Bachelor of Science (Hons 1) University of New South Wales

Rankings

The Legal 500 Asia Pacific – Australian Bar rankings

– Competition – Leading Junior (Band 1) 2023 – 2024

– Commercial Disputes – Leading Junior (Band 3) 2023 – 2024

Doyle’s Guide (Australia)

– Recommended Class Actions Junior Counsel 2023

Previous experience

Sessional Lecturer, Faculty of Law, University of New South Wales 2014 – 2018

Visiting Researcher, Harvard Law School 2016

Research Fellow, Faculty of Law, University of New South Wales 2013 – 2014

Judicial Assistant (Associate) to Lord Justice Mummery, Court of Appeal of England & Wales 2012

Associate, Litigation & Arbitration Group, Linklaters LLP, London 2009 – 2012

Graduate Solicitor, Summer Clerk, Paralegal, Freehills, Sydney 2006 – 2009

**Appointments
and memberships**

Fellow of the Gilbert + Tobin Centre of Public Law

Co-convener of the Australian Association of
Constitutional Law (NSW Chapter)

Australian Association of Constitutional Law

New South Wales Bar Association

Recent cases

Competition and consumer

ACT 1 of 2023 – Applications by Australia and New Zealand Banking Group Limited and Suncorp Group Limited

Competition law; merger authorisation.

Led by Nicholas de Young KC

McDonald v Google LLC and anor (Federal Court VID342 of 2022, ongoing)

Competition law; class action

Led by John Sheahan KC and Nicholas de Young KC, with Kate Burke

Anthony v Apple Inc and anor (Federal Court VID341 of 2022, ongoing)

Competition law; class action

Led by John Sheahan KC and Nicholas de Young KC, with Kate Burke

ACT 1 of 2022 – Applications by Telstra Corporation Limited and TPG Telecom Limited

Competition law; merger authorisation

Led by Gary Rich SC, with Robert Yezerki

ACCC v BlueScope Steel Limited (No 5) [2022] FCA 1475

Competition law; cartel conduct

Led by Michael Hodge KC, with Jonathan Clarke and Sarah Andrews

ACCC v Google LLC (No 2) [2022] FCA 1476

Competition and consumer law; misleading and deceptive conduct

Led by Ruth Higgins SC, with Robert Yezerki

Class actions

Zonia v Commonwealth Bank of Australia; Baron v Commonwealth Bank of Australia (VID1085/2017 and NSD1158/2018, Federal Court of Australia, judgment reserved)

Class action; continuous disclosure obligations; anti-money laundering and counter-terrorism financing obligations

Led by Jeremy Stoljar SC and William Edwards SC, with Dion Fahey

McDonald v Google LLC and anor (Federal Court VID342 of 2022, ongoing)

Competition law; class action

Led by John Sheahan KC and Nicholas de Young KC, with Kate Burke

Anthony v Apple Inc and anor (Federal Court VID341 of 2022, ongoing)

Competition law; class action

Led by John Sheahan KC and Nicholas de Young KC, with Kate Burke

Coatman v Colonial First State Investments Limited (Federal Court of Australia, VID1139/2019) – settled under Court supervision

Class action, equity and trusts

Led by Jeremy Stoljar SC, with Adam Hochroth

Shimshon v MLC Nominees Pty Ltd (Supreme Court of Victoria, S ECI 2020 00306, ongoing)

Class action, equity and trusts

Led by Nicholas Owens SC, with Kane Loxley

Shimshon v MLC Nominees Pty Ltd [2021] VSCA 363

Appeal

Led by Justin Gleeson SC and Nicholas Owens SC, with Melanie Szydzik)

Rodriguez & Sons Pty Limited v Queensland Bulk Water Supply Authority t/as Seqwater (No 24)

[2020] NSWSC 149; (No 25) [2020] NSWSC 1544; (No 26) [2020] NSWSC 1728

Class action, negligence, damages

Led by Julian Sexton SC and Nicholas Owens SC, with Ryan May

Queensland Bulk Water Supply Authority t/as Seqwater v Rodriguez & Sons Pty Ltd [2021] NSWCA 206

Appeal

Led by Julian Sexton SC and Nicholas Owens SC, with Robert Yezerski and Jane Taylor

Constitutional and administrative

Unions NSW v New South Wales (No 3) [2023] HCA 4

Constitutional law; caps on electoral expenditure; implied freedom of political communication

Led by Justin Gleeson SC and Nicholas Owens SC, with Celia Winnett (submissions only)

Commonwealth v Kupang Resources Pty Ltd [2022] NSWCA 77

Appeal; disclosure of protected information; statutory interpretation
Special leave refused

Led by Luke Livingston SC

Mulalley Gas and Pipeline Accord (MGPA) Incorporated v Santos NSW (Eastern) Pty Ltd & Anor [2021] NSWLEC 24

Judicial review, climate change litigation, environmental law, interlocutory application (Unled)

FBJV v National Disability Insurance Agency [2021] AAT 913

Merits review, disability law (Unled)

Minister for Education and Early Childhood Learning v Zonneville (2020) 103 NSWLR 91; [2020] NSWCA 232

Appeal (Unled)

Iris Frank v National Disability Insurance Agency [2020] ACTSC 52

Statutory interpretation, Commonwealth and territory laws

Led by Kate Eastman SC

Palmer v Australian Electoral Commission [2019] HCA 24

Constitutional law, electoral law, statutory interpretation

Led by David F Jackson QC, with Luke Livingston

Commonwealth Director of Public Prosecutions v Christian [2019] FCAFC 5 (29 January 2019)

Appeal

Led by Angus Stewart SC

AB v Judicial Commission of New South Wales (Conduct Division) [2018] NSWCA 264

Judicial review, statutory interpretation
Led by Arthur Moses SC

Galaxy Day Care Pty Ltd v Secretary, Department of Education and Training [2018] FCA 1549 (11 October 2018)

Urgent stay, judicial review (Unled)

Other

Amphora Australia Holdings Pty Ltd v All underwriters as per LPSO Registered Consortium No. 9744 (NSW Supreme Court, 2021/00159848)

Breach of contract; insurance
Led by Noel Hutley SC and David McLure SC

Benson v Ortho-Bionomy Australia Limited [2023] NSWSC 687

Equity; expulsion of member; natural justice (Unled; multi-day trial)

Dyer v Chrysanthou [2021] FCA 578; [2021] FCA 641; [2021] FCA 642

Urgent restraint; confidential information
Led by Michael Hodge KC

Alford v AMP Superannuation Limited (Federal Court of Australia, VID572/2019, ongoing)

Class action, equity and trusts
Led by Nicholas Owens SC, with Adam Hochroth

Junior Counsel Assisting the inquiry into interaction between Crown Casino and federal law enforcement agencies (2019)

Corruption inquiry
Led by David McLure SC

Publications and Seminars

**Selected
publications**

S Chordia, *Proportionality in Australian Constitutional Law* (Federation Press, 2020)

S Chordia, 'Border closures, COVID-19 and s 92 of the Constitution – what role for proportionality (if any)?' on AUSPUBLAW (05 June 2020)

S Chordia, 'Proportionality and the new postwar juridical paradigm: a challenge to Australian exceptionalism?' in M Groves, J Boughey and D Meagher (eds), *The Legal Protection of Rights in Australia* (Hart Publishing, 2019)

S Chordia, 'Australian Securities and Investments Commission v Kobelt' [2019] HCA 18' [2019] (Summer) *Bar News: Journal of the NSW Bar Association* 16

S Chordia, 'The Trajectory of Structured Proportionality in Implied Freedom of Political Communication cases: *Brown v Tasmania*' on AUSPUBLAW (2 November 2017)

S Chordia, 'Proportionality and *McCloy v New South Wales*: close but not quite?' on AUSPUBLAW (1 March 2016)

S Chordia, 'Section 96 of the Constitution: developments in methodology and interpretation' (2015) 34(2) *University of Tasmania Law Review* 54

S Chordia, A Lynch and G Williams, 'Williams v Commonwealth: Commonwealth Executive Power after Williams (No 2)' (2015) 39 *Melbourne University Law Review* 306

S Chordia and A Lynch, 'Constitutional Incongruence: Explaining the Failure of the Council of the Australian Federation' (2015) 43 *Federal Law Review* 339

S Chordia and A Lynch, 'Federalism in Australian constitutional interpretation: signs of reinvigoration?' (2014) 33(1) *University of Queensland Law Journal* 83

S Chordia, 'The High Court, Same-sex Marriage and Federalism' (2014) 39(2) *Alternative Law Journal* 84

S Chordia, A Lynch and G Williams, 'Williams v Commonwealth: Commonwealth Executive Power and Australian Federalism' (2013) 37(1) *Melbourne University Law Review* 189

Presentations and seminars

'The Border Closures Case: *Palmer v Western Australia*', Australian Association of Constitutional Law, Brisbane (by videolink), 7 April 2021

'COVID-19, border closures and s 92', Gilbert + Tobin Centre of Public Law Constitutional Law Conference, Sydney, 12 February 2021

'Legislative intent and the constitutional contours of statutory interpretation', Statutory Interpretation Masterclass, Legalwise Sydney, 3 September 2019

'Proportionality in Europe and Australia', Sydney Law School and the Australian Association of Constitutional Law, University of Sydney, 8 August 2019

'Structured proportionality after *McCloy* and *Murphy*', Australian Association of Constitutional Law, Federal Court of Australia, Sydney, 17 May 2017

'The problem of balancing: structured proportionality and tiered scrutiny', Harvard Law School Visiting Scholar Colloquium Series, Harvard Law School, Cambridge, 30 November 2016