

Contact

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Admissions

Date of admission to the Bar 2022

Date of admission as a lawyer of the Supreme Court of NSW 2015

Admissions in other jurisdictions High Court of Australia

Qualifications**Master of Taxation, University of Sydney** 2025 –

• Ongoing

Master of Laws, University of Melbourne 2020 – 2024

• Areas of study: remedies in commercial law, Australian consumer law, intellectual property law, international tax and tax administration.

• Awarded Frank Pinkerton Scholarship

Bachelor of Laws (LLB) (Hon I, Medal), University of NSW 2010 – 2014

• Awarded First Class Honours and the University Medal for Bachelor of Laws

• Dean's List Awards for attaining the highest mark in Conflict of Laws, and Foundations of Law

Bachelor of Science (BSc), University of NSW 2010 – 2014

• Awarded a major in Physiology

Previous experience**Barrister, Tenth Floor Chambers** May 2022 – December 2023

• Recipient of the Katrina Dawson Award 2021

Senior Associate (and formerly Solicitor), Herbert Smith Freehills 2016 – 2022

Intellectual Property Dispute Resolution and Stamp Duty

Associate to Hon. Justice Jagot, Federal Court of Australia 2015 – 2016

Selected cases

Tax

Nicola acts for and advises clients regarding Federal income tax and State tax issues (including land tax, stamp duty and payroll tax).

Nicola has experience acting for clients in objection proceedings before the Commissioner, and has acted in compulsory interviews held during audits conducted by the Commissioner.

Selected cases include:

Alcoa of Australia Ltd and Commissioner of Taxation [2025] ARTA 482: led by B Sullivan SC and R Jedrzejczyk (instructed by AGS) for the Commissioner – complex transfer pricing appeal.

Commissioner of Taxation v Toowoomba Regional Council – FCA, Full Court appeal (reserved): led by B Sullivan SC, with C Raad (instructed by AGS) for the Commissioner – appeal regarding fringe benefits tax.

ISPT Pty Ltd atf ISPT Retail Australia Property Trust (FSREC Fund) v Chief Commissioner of State Revenue – Supreme Court of NSW appeal (reserved): led by F O'Loughlin KC (instructed by Allens) for the taxpayer – appeal regarding stamp duty (landholder provisions).

[A Taxpayer] v Commissioner of Taxation – Administrative Review Tribunal appeal (reserved): led by A McInerney SC (instructed by Norton Rose Fulbright) for the Commissioner – alleged dividend stripping scheme.

Commercial, Consumer Law & Class Actions

Nicola acts for and advises clients regarding a wide range of commercial, consumer law and class action matters. Recent cases include:

ACCC v Edgewell Personal Care Australia Pty Ltd & Anor – ongoing Federal Court proceeding: led by S Mirzabegian SC (instructed by Gilbert + Tobin) – acting for the respondents in proceedings regarding alleged misleading and deceptive conduct in respect of sunscreen products.

LEAP Legal Software Pty Ltd v Themis Solutions (Australia) Pty Ltd – ongoing NSW Supreme Court proceedings: led by J Beaumont SC (instructed by King & Wood Mallesons) – acting for the respondent regarding alleged misleading and deceptive conduct in respect of software products.

KX024 v BHP Group Ltd – ongoing Federal Court proceeding: led by S Mirzabegian SC, I Ahmed SC, T Kane and L Hilly (instructed by HSF Kramer) – acting for BHP in class action regarding alleged discrimination and negligence.

Credit Suisse & Ors v Insurance Australia Limited and related proceedings (Greensill litigation) – ongoing Federal Court proceedings: led by M Darke SC, I Ahmed SC, T Kane, R Jedrzejczyk and P Meagher (instructed by JWS) – acting for Marsh in nine Federal Court proceedings regarding the collapse of the Greensill group and claims for indemnity under various insurance policies.

Alexiou v ANZ Banking Group Ltd – Federal Court proceeding (reserved): led by C Withers SC, J Burnett and C Mitchell (instructed by YPOL Lawyers) – acted for applicant in 6-week hearing regarding claims under the whistleblower provisions of the *Corporations Act 2001* (Cth), and adverse action claims under the *Fair Work Act 2009* (Cth).

Intellectual Property

Nicola acts for and advises clients regarding all areas of intellectual property law, including patents, copyright and trade marks. Recent cases include:

Zip Co Limited v Firstmac Limited – High Court proceeding (ongoing): led by AJL Bannon SC, L Merrick SC, with T Middleton (instructed by King & Wood Mallesons) – for the appellant, in appeal concerning honest concurrent use defence under the *Trade Marks Act 1995* (Cth) (special leave granted).

Wollemi Capital Group Pty Ltd v Wollemi Capital Pty Ltd – Federal Court proceeding (settled): led by AJL Bannon SC and R Clark (instructed by HSF Kramer) – for the respondent, trade mark infringement and invalidity proceeding.

Hytera Communications Corporation Ltd v Motorola Solutions Inc – FCA, Full Court appeal (reserved): led by AJL Bannon SC and P Arcus SC (instructed by HSF Kramer) – for Motorola Solutions, copyright infringement appeal regarding source code used in digital two-way radios.

Hytera Communications Corporation Ltd v Motorola Solutions Inc [2024] FCAFC 168: led by C Moore SC and P Arcus SC (instructed by HSF Kramer) – acted for Motorola Solutions in Full Court appeal regarding complex patent and copyright issues in relation to source code and the operation of digital two-way radios.

Administrative & Public law

Papoutsakis v Australian Information Commissioner [2025] FCAFC 10: unled (instructed by Mills Oakley) – acted for the Australian Information Commissioner in Full Court appeal concerning an application for judicial review of a decision not to investigate a complaint under the *Privacy Act 1988* (Cth).

Nolutshungu v Minister for Immigration and Citizenship [2025] FCA 1491: unled (instructed by Kamara Lawyers & Advisors) (pro bono) – acted for the applicant in application for extension of time to appeal in respect of visa cancellation.

Minister for Immigration, Citizenship and Multicultural Affairs v Sidhu [2023] FCAFC 133: led by P Knowles SC (instructed by Mills Oakley) – acted for the Minister in Full Court appeal concerning the meaning of a person being “ordinarily resident” in Australia for the purposes of the *Australian Citizenship Act 2007* (Cth).

Quintana v Minister for Immigration, Citizenship & Multicultural Affairs [2025] FedCFamC2G 481: unled (instructed by Mills Oakley) – acted for the Minister, in appeal regarding partner visa.

Sun v Minister for Immigration & Multicultural Affairs [2025] FedCFamC2G 424: unled (instructed by HWL Ebsworth Lawyers) – acted for Minister, in appeal regarding carer visa.