

Contact

Level 5, 99 Elizabeth St, Sydney NSW 2000

T: 02 8039 7294 M: 0415 384 483

courtney.raad@omniachambers.com

omniachambers.com

Admissions

Called to the New South Wales Bar 2023

Supreme Court of New South Wales 2019

High Court of Australia 2019

Qualifications

Master of Laws (LLM), University of Melbourne 2024

- Areas of study: taxation, competition law, international commercial arbitration, constitutional law (82.4 WAM; First Class Honours (H1))

Bachelor of Laws (LLB), University of Sydney 2018

- Dean's List of Excellence in Academic Performance 2016, 2018
- Academic Merit Prize 2016
- CA Hardwick Prize in Constitutional Law 2017 (First in Year)
- Sydney Law Review student editor 2018
- Sir Peter Heydon Prize for Best Undergraduate Contribution in Constitutional Administrative or International Law 2018

Bachelor of Design in Architecture, University of Sydney 2016

- Graduation project published in *Architectural Culture: New Perspectives* (2016)

Previous experience

Counsel Assisting the NSW Solicitor General Michael Sexton SC and Crown Advocate David Kell SC March 2023 — February 2025

Senior Solicitor, NSW Crown Solicitor's Office March 2022 — February 2023
Constitutional & Administrative Law Team

Tipstaff/Associate to the Hon Justice Payne January 2021 — February 2022
NSW Court of Appeal

Solicitor, NSW Crown Solicitor's Office February 2019 — December 2020
Constitutional & Administrative Law, Employment Law & Industrial Relations, Property & Native Title, Public Safety & Justice

Appointments and memberships

New South Wales Bar Association, New Barristers Committee (2025 to present)
Australian Association of Constitutional Law, member

Publications and presentations

Hossain v Minister for Immigration and Border Protection: A Material Change to the Fabric of Jurisdictional Error? (2019) 41(2) *Sydney Law Review* 265

Taking the Terror out of Jurisdictional Error. Judicial Review in Employment Related Matters (Seminar delivered at NSW Crown Solicitor's Office Employment Law Conference, 2019)

Paper Battles: Resolving Documentary Disputes in Arbitration (Seminar delivered during Australian Arbitration Week, October 2025)

The 2025 Constitutional Year in Review (Seminar delivered for the Australian Association of Constitutional Law, Federal Court, November 2025)

Selected cases

Appellate

Pabai v Commonwealth of Australia, Full Court of the Federal Court of Australia (reserved)

Representative proceedings – whether the Commonwealth has a duty to take reasonable steps to protect Torres Strait Islanders from the impacts of climate change (counsel team led by Fiona McLeod AO SC and Sera Mirzabegian SC, instructed by Phi Finney McDonald and with a speaking role)

Commissioner of Taxation v Toowoomba Regional Council [2026] FCAFC 50

Fringe benefits tax – objection to Private Binding Ruling (led by Brendan Sullivan SC and Nicola Gollan for appellant, instructed by AGS)

Viva Energy Australia Pty Ltd v Bibby [2026] NSWCA 118

Negligence – liability of landlord of commercial premises (led by Kate Morgan SC and Dean-Lloyd Del Monte for the first respondent, instructed by Turner Freeman)

Khamiss v Director of Public Prosecutions (NSW) (No 2) [2025] NSWCA 193

Judicial review – whether Local Court decision reviewable where District Court dismissed conviction appeal for want of prosecution – construction of *Crimes (Appeal and Review) Act 2001* (NSW) (led by Adam Hochroth, amicus)

DN v Secretary, Department of Communities and Justice [2023] NSWCA 321

Judicial review – jurisdiction of Children’s Court (led by David Kell SC and Jake Harris for respondent, instructed by CSO)

Cripps v The King, NSW Court of Criminal Appeal (reserved)

Review of *Whyte* guideline judgment for dangerous driving occasioning death or grievous bodily harm (led by Kate Morgan SC for Attorney General for NSW, intervening)

DE v State of New South Wales, NSW Court of Appeal (ongoing)

False imprisonment – whether decisions to separate or segregate applicant while on remand were lawful – whether a person can be kept in a “prison within a prison” (led by Kate Morgan SC and Claire Palmer for the applicant, instructed by the Justice and Equity Centre)

Commercial Law

Metro Environmental Logistics Pty Ltd v NSW Port Authority [2026] NSWSC 791

Unconscionable conduct – development of port infrastructure in Sydney – seven-week commercial list trial (led by Kate Morgan SC, James Emmett SC and Tamasin Jonker for plaintiff, instructed by McCullough Robertson)

Munich Reinsurance Company of Australasia Ltd v AMP Limited, Supreme Court of NSW (ongoing)

Misleading and deceptive conduct – life insurance – *Superannuation Industry (Supervision) Act 1993* (Cth) (led by Robert Dick SC, Amy Munro SC, Christina Trahanas, Kunal Sharma and with Haiqiu Zhu for the AMP parties, instructed by K&L Gates)

Exigo Investments Pty Ltd v CatholicCare Sydney Ltd, Supreme Court of NSW (settled)

Contractual dispute (led by Amy Munro SC and Manu Jaireth for defendant, instructed by Corrs Chambers Westgarth)

Tan v King & Ors, Supreme Court of NSW (settled on first day of trial)
Financial services – alleged fraudulent conduct of financial advisor (led by Amy Munro SC and Robert Pietriche for Total Financial Solutions, holder of Australian Financial Services Licence, instructed by Colin Biggers & Paisley)

Mantis Funds Pty Ltd v Edgefolio UK Limited, Supreme Court of NSW (settled)
Unfair contract terms – breach of contract – conflict of laws (led by James Lockhart SC and Jane Buncle for defendant, instructed by Gadens)

Target Australia Pty Ltd v Smart Trike MNF Pte Ltd, Federal Court of Australia (ongoing)
Consumer law – supply of consumer goods in breach of s 106 of the Australian Consumer Law – breach of supply contracts (led by Kate Morgan SC for respondent, instructed by Pearce IP)

Servo Australia Pty Ltd v 7-Eleven Stores Pty Ltd, Supreme Court of NSW (ongoing)
Franchising – termination of store agreement for fraud (led by Tamasin Jonker for defendant, instructed by Norton Rose Fulbright)

Lu v Nasser Elhage & Dental Corporation Pty Ltd t/as Sydney Dental Surgeons, NCAT (reserved)
Unconscionable conduct (unled for respondents, instructed by Gadens)

Taylor v H&R Block Ltd, NCAT (ongoing)
Misleading and deceptive conduct – negligence – alleged breaches of the *Tax Agent Services Act 2009* (Cth) (unled for respondent, instructed by McCullough Robertson)

Interlocutory hearings in Commercial List of Equity Division of Supreme Court of NSW
– *Dexus Capital Investment Services Pty Ltd v Australia Pacific Airports Corporation Ltd & Ors*, Supreme Court of NSW (unpublished judgment):
opposition to application for separate legal representation; application to set aside notice to produce for inspection (led by Neil Young KC for the first defendant, instructed by Norton Rose Fulbright)
– *Mantis Funds Pty Ltd v Edgefolio UK Limited* [2025] NSWSC 1546: security for costs motions (led by James Lockhart SC for defendant, instructed by Gadens)

Competition Law / Class Actions

Jordan Kym Sinclair v Sony Interactive Entertainment Inc & Ors, Federal Court of Australia (ongoing)
Class action – distribution of Playstation digital content – misuse of market power (led by Nicholas De Young KC, Olaf Ciolek and Shipra Chordia for the representative applicant, instructed by Phi Finney McDonald)

Taxation and Revenue

Acting for the ATO in a confidential investigation regarding the promotion of dividend stripping operations (led by Simon Fitzpatrick SC and Ermelinda Kovacs)

Min v Chief Commissioner of State Revenue [2026] NSWCATAD 64
Surcharge purchaser duty – principal place of residence exemption (unled for respondent, instructed by CSO)

Constitutional Law

Rahman v Chief Commissioner of State Revenue [2026] NSWCATAD 172

Surcharge purchaser duty – remission of interest (unled for respondent, instructed by CSO)

Heffer v Local Land Services [2026] NSWCATAD 101

Rates levied on land – notional carrying capacity of land laid out to irrigation (unled for respondent, instructed by CSO)

Saeed v Chief Commissioner of State Revenue, NCAT (dismissed)

Surcharge land tax – construction of *Land Tax Act 1956* (NSW) – meaning of “foreign person” (unled for respondent, instructed by CSO)

Zhang v Chief Commissioner of State Revenue, NCAT

Land tax – remission of interest (unled for respondent, instructed by CSO)

Gill v Commissioner of Police, NSW Police Force [2024] NSWCATAD 244

Section 109 inconsistency (led by Michael Sexton SC and David Kell SC for respondent, instructed by CSO)

Tydeman v State of New South Wales [2024] NSWSC 1598

Rights and powers of companies – commencement of legal proceedings (led by Michael Sexton SC for respondent, instructed by CSO)

Australian Trades Pty Ltd v Secretary, Department of Customer Service, NCAT (ongoing)

Section 109 inconsistency (unled for Attorney General for NSW, intervening, instructed by CSO)

Reisner v NSW Police, District Court of NSW (ongoing)

Section 109 inconsistency (unled for Attorney General for NSW, intervening, instructed by CSO)

Rizk v Commissioner of Police, NSW Police Force, NCAT (reserved)

Federal jurisdiction – Burns v Corbett implication (unled for Attorney General for NSW, intervening, instructed by CSO)

Administrative Law

Mason v State of New South Wales, Supreme Court of NSW (ongoing)

Judicial review – wrongful dismissal – misfeasance in public office – termination of employment as teacher (led by David Birch for respondent, instructed by CSO)

Singh v Minister for Immigration and Citizenship, Federal Court of Australia (ongoing)

Judicial review – migration – mandatory visa cancellation (led by Kate Morgan SC and Emma Dunlop for the applicant)

City Chic Collective Limited v iCare NSW [2025] NSWSC 1440

Judicial review – workers compensation insurance policies – whether amenable to judicial review – discontinued by plaintiff on first day of hearing (led by Scott Robertson SC for the defendant, instructed by CSO)

“Officer A”, a pseudonym v State Coroner of New South Wales [2024] NSWSC 1531

Mandamus – amendment to pseudonym order made by State Coroner (led by David Kell SC for Attorney General for NSW, amicus, instructed by CSO)

Abacus Kindergarten & Learning Centre Pty Ltd v Secretary, Department of Education, NCAT

Stay application – cancellation of provider approval under Children

(Education and Care Services) National Law (as solicitor advocate for respondent)

Crime / Contempt

Prothonotary of the Supreme Court of New South Wales v Patrick (a pseudonym) [2023] NSWSC 1077

Contempt – sentencing (led by David Kell SC for plaintiff, instructed by CSO)

Prothonotary of the Supreme Court of New South Wales v Ibrahim [2023] NSWSC 1275

Contempt – sentencing (led by David Kell SC for plaintiff, instructed by CSO)

R v Peter Frederick Clark, District Court of NSW

Notice of motion – access to laptop, USB and papers for self-represented accused (unled for Commissioner of Corrective Services, instructed by CSO)

Property Law

Halil v NSW Land and Housing Corporation [2023] NSWCATAP 72

Residential tenancy – social housing (as solicitor advocate for respondent)

Advice work

Led and unled advice work for various commercial entities, government agencies and the NSW Attorney General on questions of constitutional law, taxation, contract law, judicial review, statutory interpretation, criminal law and the royal prerogative of mercy.

Class action origination advice work on various areas of law.