

Matthew Varley

Barrister

Nine Wentworth Chambers
02 8815 9222 | mvarley@ninewentworth.com.au

Experience

Nine Wentworth Chambers, 2019 - present

Australian Government Solicitor, 2013-2019, including:

- secondment as Legal Officer, Australian Crime Commission, 2013
- secondment as Corporate Counsel, Royal Commission into Institutional Responses to Child Sexual Abuse, 2014-2015
- appointment as Executive Secretary, Australian Dispute Resolution Advisory Council, 2016-2017

Tipstaff to the Honourable Justice John Basten, NSW Court of Appeal, 2012

Investigations Officer, Energy and Water Ombudsman NSW, 2010-2011

Tenant Advocate, Western Sydney Tenants' Service Chatswood and Northern Area Tenants' Service, 2009-2010

Volunteer roles at community organisations including Hawkesbury Nepean Community Legal Centre (2005-2007), Refugee Advice and Casework Service (2010) and Aboriginal Legal Service NSW/ACT (2011)

Expertise

Administrative and constitutional law – judicial review; merits review; tort claims involving public authorities

Law enforcement and security – applications for non-publication and suppression orders; claims of public interest immunity; applications for control orders

Commissions and inquiries – Commonwealth team responding to the Lindt Siege Inquest; Corporate Counsel for the Royal Commission into Institutional Responses to Child Sexual Abuse (2014-2015)

Alternative dispute resolution – including experience as conciliator (Energy and Water Ombudsman NSW) and advocate (District Court of New South Wales and Administrative Appeals Tribunal)

Privileges and immunities – claims of public interest immunity and legal professional privilege; subpoenas and notices to produce

Extradition and international child abduction

Education

Bachelor of Laws (Honours Class I), University of Sydney, 2011

Bachelor of Arts (Honours Class I), University of Sydney, 2009

Selected cases

Director of Public Prosecutions (Cth) v Kinghorn [2020] NSWCCA 48 (led by Lenehan SC) – prosecutorial duty of disclosure; waiver of legal professional privilege

Kishore v Tax Practitioners Board [2016] FCA 1328; 244 FCR 320 (as solicitor advocate) – appeals from the Administrative Appeals Tribunal

Publications and presentations

M Varley and T Lockwood, 'Judicial review and public interest immunity' (2020) 99 *Australian Institute of Administrative Law Forum* 34

M Varley, Presentation to Members of the NSW Civil and Administrative Tribunal, 2019

M Varley, Training to Australian Criminal Intelligence Commission, 2018

P Melican and M Varley, 'Public interest immunity and protective orders', 2017 (Presentation to Australian Government Solicitor Government Law Group, Sydney)