



**JUSTIN
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Counsel and Arbitrator

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ABOUT

Fellow of the Chartered Institute of Arbitrators.

Fellow of ACICA.

Fellow of the Australian Academy of Law.

Member of HKIAC Panel of Arbitrators

Justin has close to 40 years legal experience, as solicitor (1985-1988), counsel (1989 onwards) and Senior Counsel (2000 onwards). He was the founding head of Banco Chambers Sydney (2005-2012) and the 10th Solicitor-General of the Commonwealth of Australia (2012-2016).

He is a Fellow of the Australian Academy of Law, ACICA and the Chartered Institute of Arbitrators and a member of the SIAC and HKIAC Panels of Arbitrators. He specialises in international law, international arbitration, constitutional law and appellate law; and is available to accept appointments as arbitrator or expert determiner, or to appear as counsel.

RECENT APPOINTMENTS IN INTERNATIONAL & AUSTRALIAN ARBITRATIONS

INTERNATIONAL

2022-24: Co-arbitrator, SIAC arbitration (Singapore).

2022-24: Co-arbitrator, ICC arbitration (London).

2021-24: Co-arbitrator, UNCITRAL arbitration (Perth)

2022-24: Presiding arbitrator, ICC arbitration (Hong Kong).

2020: Sole Arbitrator, foreign state arbitration.

2020: Presiding arbitrator, LCIA arbitration (London).

AUSTRALIA

2024: Sole Arbitrator, ACICA arbitration, renewable energy dispute.

2022-23: Sole arbitrator, Resolution Institute arbitration.

2022-23: Expert Determiner, various insurance coverage and energy disputes.

2022: Sole arbitrator, Ad hoc commercial arbitration.

2018, 2020-2021: Arbitrator appointed by Australian Energy Regulator in various disputes under Part 23 of National Gas Rules. 2023: reappointed to AER Panel.

OTHER RECENT RETAINERS IN THE INTERNATIONAL ARBITRATION SPACE

2020-2024: Counsel for various Foreign States Resisting Enforcement of Arbitral Awards in Australia.

2017-2024: Counsel in various ISDS disputes for States and private investors.

2018-2019: Various retainers to give expert evidence before Courts in the United States and Singapore.

2017: Expert assessor in respect to funding of an ISDS case.

2017-2022: Counsel or arbitrator in various private commercial arbitrations.

2017: Chair of a Panel to inquire and report on certain matters for a major public institution in Australia.

APPEARANCES IN INTERNATIONAL COURTS AND TRIBUNALS

As Solicitor-General of the Commonwealth of Australia between 2012 and 2016, Justin advised on numerous international law issues and was joint counsel for Australia in proceedings including:

International Court of Justice

2014: *Timor-Leste v Australia, Questions relating to the Seizure and Detention of Certain Documents and Data.*

2013: *Australia v Japan, Whaling in the Antarctic.*

Inter-State arbitration

2015: *Timor-Leste v Australia, Arbitration under the Timor Sea Treaty* (PCA case 2015-42).

2013: *Timor-Leste v Australia, Arbitration under the Timor Sea Treaty* (PCA case 2013-16).

Inter-State conciliation

2016: *Timor-Leste v Australia, Compulsory Conciliation under the United Nations Convention on the Law of the Sea* (PCA case 2016-10).

Investor-State arbitration

2015: *Phillip Morris Asia Limited v Australia, Arbitration under the Hong Kong-Australia Business Investment Treaty concerning Tobacco Plain Packaging Legislation* (PCA case 2012-12).

RECENT AND FORTHCOMING APPEARANCES AS COUNSEL IN APPELLATE MATTERS

HIGH COURT OF AUSTRALIA

Justin has conducted 110 cases in the High Court of Australia as leading counsel since 1997 over areas including: international law, international arbitration, constitutional law, public law, commercial and corporations, tax, intellectual property, common law and criminal law. For full details [click here](#)

OTHER PROFESSIONAL EXPERIENCE

Over close to 40 years of professional practice, Justin has conducted multiple trials and appeals as counsel, and provided numerous written opinions across most areas of commercial, public, constitutional law.

In the area of insurance, he has advised and appeared in numerous disputes over professional indemnity, directors and officers, property and other policies.

He has extensive experience in corporations, equity, trade practices, intellectual property, competition, aviation and shipping law.

Justin's qualifications in international law and arbitration, public, constitutional are noted above.

RECENT AND FORTHCOMING ADDRESSES, BOOKS AND PUBLICATIONS

Justin has published widely on international law and arbitration, comparative law and constitutional law. For full details [click here](#).

LANGUAGES

English; Spanish (reading).