

JULIAN GORMLY

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EDUCATION

Bachelor of Laws
University of Sydney, 1988

Bachelor of Arts (Hons) Research
University of New South Wales, 1984

Bachelor of Theology
Catholic Institute, Sydney College of Divinity, 2003

PROFESSIONAL

ADMISSIONS Supreme Court of New South Wales: June 1989
Supreme Court of Victoria: November 1996
NSW Bar: 2003
Supreme Court of Nauru: March 2016

PRACTICE

2003 to date

NSW Bar. Practice in Australian federal administrative law principally comprising judicial review of migration, refugee, citizenship and cancellation decisions and related appeals in the High Court, Federal, Federal Circuit and

Federal Magistrates Courts, and merits reviews by the Administrative Appeals Tribunal.

2016

Admission to Supreme Court of Nauru to represent appellants in relation to appeals from decisions of the Nauru Refugee Status Review Committee to the Supreme Court of Nauru.

2004-2014

Panel member of Commonwealth funded Legal Advice Scheme administered by the Federal Magistrate's and Federal Circuit Court.

2013

Communications to UN Human Rights Committee Geneva concerning indefinite detention of asylum seekers with adverse security assessments from ASIO.

2004 – 2008

Consultant, World Bank, Second and Third Agricultural Rehabilitation Projects within Ministry of Agriculture Forestry and Fisheries, Dili, Timor-Leste. Drafting three laws relating to regulation of certain agricultural inputs.

PUBLICATIONS

Contributor to Butterworths (now Lexis Nexis) Australian Legal Dictionary, First to Sixth editions (1997-2021). Categories: Courts and Judicial System; Human Rights (6th ed only).

SOME CASES as presenting counsel are annexed

HIGH COURT – as presenting counsel:

BBE15 v Federal Circuit Court of Australia [\[2021\] HCATrans 149](#)

Minister for Immigration and Border Protection v CED16 [\[2020\] HCA 24](#)

Minister for Home Affairs v CLM18 [\[2020\] HCATrans 53](#)

AMB15 v Minister for Immigration and Border Protection [\[2019\] HCATrans 110](#)

BES16 v Minister for Immigration and Border Protection [\[2018\] HCATrans 126](#)

Plaintiff S180/2010 v Commonwealth of Australia; Plaintiff S217/2010 v Commonwealth of Australia; Plaintiff S254/2010 v Commonwealth of Australia [\[2010\] HCATrans 343](#)

FEDERAL COURT

FJE20 v Minister for Home Affairs [\[2022\] FCAFC 45](#)

AJN19 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [\[2021\] FCA 1277](#)

CLM18 v Minister for Home Affairs [\[2019\] FCAFC 170](#)

AUF18 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [\[2019\] FCAFC 222](#)

CED16 v Minister for Immigration and Border Protection [\[2018\] FCA 1451](#); (2018) 265 FCR 115

Kassem v Minister for Home Affairs [\[2019\] FCA 244](#)

EZC17 v Minister for Immigration and Border Protection [\[2019\] FCA 163](#); 163 ALD 580

BES16 v Minister for Immigration and Border Protection [\[2018\] FCA 78](#)

SZQEN v Minister for Immigration and Citizenship [\[2012\] FCA 387](#); (2012) 202 FCR 514 and now see *CRI028 v The Republic of Nauru* [\[2018\] HCA 24](#) at [45]

ASP15 v Commonwealth of Australia [2016] FCAFC 145

Minister for Immigration and Citizenship v SZLSP [\[2010\] FCAFC 108](#); (2010) 187 FCR 362; (2010) 272 ALR 115; (2010) 117 ALD 259

Dai v MIAC [\[2007\] FCAFC 199](#); (2007) 165 FCR 458; (2007) 243 ALR 642; (2007) 100 ALD 223; [2008] ALMD 5215

SZRUI v Minister for Immigration, Multicultural Affairs and Citizenship [\[2013\] FCAFC 80](#)

SZHWY v Minister for Immigration and Citizenship [\[2007\] FCAFC 64](#); (2007) 159 FCR 1

SZQPY v Minister for Immigration and Border Protection [\[2013\] FCA 1133](#)

Minister for Immigration and Border Protection v Farag [\[2015\] FCA 646](#)

MZZXS v Minister for Immigration and Border Protection [\[2015\] FCA 1384](#)

C v Minister for Immigration & Multicultural Affairs [\[2000\] FCA 1649](#)

Minister for Immigration and Citizenship v SZQHH [\[2012\] FCAFC 45](#); (2012) 200 FCR 223; (2012) 287 ALR 523; (2012) 125 ALD 481

Minister for Immigration and Citizenship v Mon Tat Chan [\[2008\] FCAFC 155](#); (2008) 172 FCR 193; (2008) 104 ALD 361

SZKLG v Minister for Immigration and Citizenship [\[2007\] FCAFC 198](#); (2007) 164 FCR 578

SZRTC v Minister for Immigration [\[2014\] FCAFC 43](#); (2014) 224 FCR 570; (2014) 141 ALD 264

Taufahema v Minister for Immigration and Citizenship [\[2010\] FCA 328](#); (2010) 183 FCR 515; (2010) 51 AAR 474

Sherzad v Minister for Immigration and Citizenship [\[2008\] FCAFC 145](#); (2008) 170 FCR 105

MZZKS v Minister for Immigration and Border Protection [\[2015\] FCA 916](#)

Agha v Minister for Immigration and Multicultural and Indigenous Affairs [\[2004\] FCA 164](#); 205 ALR 377

FEDERAL CIRCUIT AND FAMILY COURT, FEDERAL CIRCUIT COURT, FEDERAL MAGISTRATES COURT AND ADMINISTRATIVE APPEALS TRIBUNAL

CJD18 v Minister for Immigration, Citizenship and Multicultural Affairs [\[2023\] FedCFamC2G 212](#)

EIH18 v Minister for Home Affairs [\[2022\] FedCFamC2G 460](#)

Thapa v Minister for Immigration [\[2021\] FCCA 686](#)

GCLV v Minister for Immigration [\[2020\] FCCA 270](#)

CDO16 v Minister for Immigration [\[2017\] FCCA 6](#)

Yap v Minister for Immigration [\[2014\] FCCA 2476](#)

Zhoory v Minister for Immigration [\[2015\] FCCA 2699](#)
YVWV and Minister for Immigration and Border Protection [\[2015\] AATA 66](#)
SZQEK v Minister for Immigration [\[2011\] FMCA 628](#)
SZJQN v Minister for Immigration [\[2007\] FMCA 1550](#)
Darabi v Minister for Immigration & Citizenship [\[2011\] FMCA 371](#); (2011) 250 FLR 301
Alami v Minister for Immigration [\[2011\] FMCA 623](#)
SZQEM v Minister for Immigration [\[2011\] FMCA 662](#)
SZQVO v Minister for Immigration (No 2) [\[2012\] FMCA 512](#)
SZMBT v Minister for Immigration [\[2008\] FMCA 862](#)
SZMEH v Minister for Immigration [\[2008\] FMCA 1302](#)
SZJLE v Minister for Immigration [\[2007\] FMCA 970](#)
Huang and Minister for Immigration and Multicultural and Indigenous Affairs [\[2005\] AATA 57](#)

SUPREME COURT OF NAURU

[CRI028 v Republic \[2017\] NRSC 32; Appeal Case 104 of 2015 \(11 May 2017\)](#)
and see [CRI028 v The Republic of Nauru \[2018\] HCA 24 \(13 June 2018\)](#)
[QLN151 v Republic of Nauru \[2017\] NRSC 109; Appeal Case 21 of 2016 \(13 December 2017\)](#)
[CRI019 v Republic \[2017\] NRSC 103; Refugee Appeal 101 of 2015 \(1 December 2017\)](#)
[DWN072 v Republic of Nauru \[2016\] NRSC 18; Appeal 63 of 2014 \(19 August 2016\)](#)
[ROD 124 v Republic \[2017\] NRSC 49; Appeal Case 20 of 2015 \(10 July 2017\)](#)
[DWN049 v Republic \[2017\] NRSC 52; Appeal Case 114 of 2015 \(17 July 2017\)](#)
[DWN 054 v Republic of Nauru \[2016\] NRSC 35; Appeal 58 of 2014 \(15 December 2016\)](#)

UNITED NATIONS HUMAN RIGHTS COMMITTEE

(as counsel assisting presenting counsel)

Communication No. 2094/2011; FKAG and 36 others v Australia

Communication No. 2136/2012; MMM and 8 others v Australia