



Penelope Bristow

Barrister

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Admissions

2025	Admitted as a barrister in New South Wales
2020	Admitted as a lawyer of the Supreme Court of Queensland

Education

2022	Bachelor of Civil Law (Distinction) , University of Oxford Subjects: Commercial Remedies, Restitution, Commercial Negotiation and Mediation, Medical Law Oxford-Feltham Graduate Scholarship Subject Prize for Commercial Negotiation and Mediation
2019	Bachelor of Science / Bachelor of Laws (Honours I) , University of Queensland Maria De Donatis Memorial Prize for highest mark in corporate and property law (2018) Kay Young Memorial Prize for highest mark in jurisprudence (2017) Allens Prize for Overall Excellence (2017) International Maritime Law Arbitration Moot Competition (2017) - best speaker in the finals, runner-up in the grand-final, runner-up for best overall written memorandum

Selected experience

Since 2025	Barrister , New South Wales Bar
2024 – 2025	Counsel Assisting the Commonwealth Solicitor-General , Attorney-General's Department
2023 – 2024	Solicitor , Crown Solicitor's Office NSW (Medical Negligence Team)
2022 – 2023	Associate to the Hon Justice Edelman AC , High Court of Australia
2021	Solicitor , Herbert Smith Freehills (Property and Real Estate Team)
2020 – 2021	Associate to the Hon Justice Derrington , Federal Court of Australia

Select matters

<i>MJZP v Director-General of Security</i> [2025] HCA 26	Constitutional matter concerning the validity of s 46(2) of the AAT Act (led by SP Donaghue KC and M Hosking; instructed by Australian Government Solicitor for the second defendant)
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AA v Trustees of the Roman Catholic Church for the Diocese of Maitland-Newcastle (High Court | S94/2025) (reserved)

Common law matter concerning the scope of non-delegable duties (led by J Gleeson SC, J Sheller SC and C Robertson; instructed by Makinson D'Apice for the respondent)

Merchant v Commissioner of Taxation (High Court | S102/2025) (reserved)

Application for special leave concerning the operation of Part IVA of the ITAA36 (led by J Gleeson SC and M May; instructed by HLS Tax Law for the applicant)

New South Wales v Ashton [2025] NSWCA 199

Employment law matter concerning the jurisdiction of the Industrial Relations Commission under the *Members of Parliament (Staff) Act 2013* (NSW) (led by J Emmett SC; instructed by Crown Solicitor's Office for the applicant)

Thongkhamchanh v Rasier Pacific Pty Ltd (Fair Work Commission | UC2025/1) (reserved)

Employment law matter concerning the jurisdiction of the Fair Work Commission under Part 3A-5 of the *Fair Work Act 2009* (Cth) (led by D Roche SC and M Seck; instructed by Ashurst for the respondent)

Publications

Barker and Bristow, 'Unjust enrichment in Australia' [2023] *Lloyd's Maritime and Commercial Law Quarterly* 130.

Barker, Bristow and Walpole, 'Unjust enrichment in Australia' [2022] *Lloyd's Maritime and Commercial Law Quarterly* 289.

Bristow, 'The tort of false imprisonment: An unwieldy shield against offshore immigration detention' (2020) 26 *Torts Law Journal* 160.

Bristow, '#Trending: The rise of social media and the challenges for Australia's defamation law' (2018) 37(2) *CAMLA Communications Law Bulletin*.