



DAMIAN MORRIS
Barrister

+61 2 8239 0243

damian.morris@banco.net.au

ADMISSIONS

2024 Barrister, New South Wales Bar

2018 Solicitor, Supreme Court of New South Wales and High Court of Australia

EDUCATION

2017 **University of New South Wales**, Bachelor of Laws (Hons 1), Bachelor of Economics

University Medal in Law

Best performance in Year 5 of the Bachelor of Laws (MinterEllison Prize)

Best performance in Year 3 of the Bachelor of Laws (Herbert Smith Freehills Prize)

Best performance in Year 2 of the Bachelor of Laws (Ashurst Prize)

UNSW Academic Achievement Award

EXPERIENCE

Since 2024 **Barrister**, Banco Chambers

2020 - 2024 **Allens**

- Associate (Disputes and Investigations) 2022 - 2024
- Lawyer (Disputes and Investigations), 2021 - 2022
- Lawyer (Projects, Real Estate and Development), 2020 - 2021

2019 - 2024 **University of New South Wales**,
Teaching Fellow in Principles of Private Law, Contracts, Equity & Trusts and Land Law

2018 - 2019 **Supreme Court of NSW**, Tipstaff then Research Director to the Hon Chief Justice T Bathurst

SELECTED MATTERS

As a solicitor

Acting for the defendant J&G Knowles and Associates Pty Ltd in *Hardy & Ors v J&G Knowles and Associates Pty Ltd* – alleged breach of off-the-plan contracts for the sale of land by failure to use reasonable endeavours to complete development by sunset date

Acting for CIMIC Group Ltd in *CIMIC Group Ltd v AIG Australia Ltd* at first instance ([2022] NSWSC 93, [2022] NSWSC 999, [2023] NSWSC 640) and on appeal (judgment reserved) – alleged failure to indemnify under D&O

policy, alleged breach of insured's duty of disclosure, application of continuity clause in policy, application of limitation defence

Acting for the plaintiff Golden Rain Development Pty Ltd in *Golden Rain Development Pty Ltd v Lee & Ors* - application for extinguishment of obsolete rights of carriageway and easements for services (settled)

Acting for the plaintiff Aqualand North Sydney Development Pty Ltd in *Aqualand North Sydney Development Pty Ltd v JD North Sydney Services Pty Ltd* - alleged failure to comply with implied term of lease requiring landlord to consent to tenant's development application (settled)

Acting for the applicant in private shipping arbitration - alleged repudiation of charterparty by failure to provide vessel, including obligation to pay compensation for replacement vessel (resolved)

Acting for the applicant in private expert determination - alleged failure to comply with the provisions of a public-private infrastructure agreement, including obligation to pay compensation for material adverse effect (resolved)

Acting for the plaintiff Perpetual Trustee Co Ltd in *Perpetual Trustee Co Ltd v Chung & Ors* - application for extinguishment of obsolete railways easements and for relocation of existing stormwater easements (settled)

Acting for the applicant Crescent Newcastle Pty Ltd in *Crescent Newcastle Pty Ltd v Newcastle City Council & Ors* - Class 1 appeal against deemed refusal of development application, including issues relating to owners' consent and joinder of neighbourhood group