



DECLAN ROCHE SC

Barrister

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AREAS OF PRACTICE

Declan is an experienced barrister who appears in a variety of courts and tribunals. He is a recognised leader in competition law and has appeared in many of the leading cases in this field in the past decade. Declan also has extensive experience in consumer law and family law (large and complex matters), as well as a range of other areas including commercial law, class actions, defamation, judicial review and regulatory proceedings.

QUALIFICATIONS

Doctor of Philosophy (in Law), Australian National University (2001)
Bachelor of Laws (1st Class Hons), Australian National University (1996)
Bachelor of Economics, Australia National University (1994)

ADMISSIONS

NSW Bar (2009), Senior Counsel (2023)
State of New York (2008)
ACT Supreme Court (1998)

RANKINGS

Chambers and Partners, Competition and Antitrust Law, New Silks (2023 - 2024)
Doyle's Guide (Australia wide), Recommended Competition Law Senior Counsel (2024)
Doyle's Guide (NSW), Recommended Commercial Litigation and Dispute Resolution Senior Counsel (2024)
The Legal 500 Guide 2024, New Silk in Competition

SELECTED RECENT CASES

Australian Communications and Media Authority v Jones (No 6) [2025] FCA 1477 (prohibited interactive gambling services under Interactive Gambling Act 2001)

Somphong (Em) Thongkhamchanh v Rasier Pacific Pty Ltd [2025] FWCFB 247 (scope of unfair contract term remedy under Fair Work Act 2009)

Al Muderis v Nine Network Australia Pty Ltd [2025] FCA 909 (defamation)

Riverine Grazier Pty Ltd v Google LLC [2025] FCA 895 (class action carriage motion)

Glencore Coal Assets Australia Pty Ltd v Port of Newcastle Operations Pty Ltd [2025] NSWSC 769 (enforcement of arbitral award made under *Competition and Consumer Act 2010*)

Holt v Mitsubishi Motors Corporation [2025] FCA 191 (legal professional privilege)

Pickford & Pickford [2024] FedCFamC1A 249 (family law, parenting)

Stillwater Pastoral Company Pty Ltd v Stanwell Corporation Ltd [2024] FCA 1382 (competition law, misuse of market power)

Electoral Commissioner of the Australian Electoral Commission v Laming (No 2) [2023] FCA 917 (contraventions of Commonwealth Electoral Act 1918)

Venter & Venter (No 5) [2023] FedCFamC1F 635 (family law, dismissal for failure to give discovery)

Corry v NHB Enterprises Pty Ltd [2023] NSWCA 162 (civil contempt, appeal against sentence)

Applications by Telstra Corporation Ltd and TPG Telecom Ltd (No 2) [2023] ACompT 2 (competition law, application for authorisation)

Australian Rail Tram and Bus Industry Union v Aurizon Operations Ltd [2023] NSWSC 484 (judicial review)

Green v Fairfax Media Publications Pty Ltd (No 4) [2021] WASC 474 (defamation)

Port of Newcastle Operations Pty Ltd v Glencore Coal Assets Australia Pty Ltd (2021) 274 CLR 565; [2021] HCA 39 (competition, review of access dispute)

PREVIOUS EXPERIENCE

Litigation Associate, Milbank Tweed Hadley & McCloy, New York (2007-09)

Senior Lawyer, Australian Government Solicitor (2005-07)

Lecturer in Law, London School of Economics (2001-05)

ACADEMIC PRIZES

Prize for Excellence in Pro Bono Advocacy, Sanctuary for Families, New York (2008)

British Society of Criminology Book Prize (2004)

London School of Economics Teaching Prize (2004)

PhD Scholarship, Australian National University (1998-2001)

PUBLICATIONS

Accountability in Restorative Justice (Oxford University Press, 2003)

Restorative Justice (Ashgate Dartmouth, 2004)