

CURRICULUM VITAE

ALAN SULLIVAN KC

Name: Alan John Sullivan

Date of Birth: 25 September 1951

Chambers Address: Sir Anthony Mason Chambers
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Australia
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Academic Qualifications: BA (ANU)
LLB (ANU) (First Class Honours)
LLM (Melb) (with overall First Class Honours average)

Professional Qualifications: King's Counsel
- (8 September 2022)
Queen's Counsel
- NSW (1 November 1990)
- Victoria (28 November 1991)
- South Australia (20 June 1991)
- Tasmania (20 December 1991)
- ACT (12 December 1990)
- Northern Territory (26 April 1991)
Also admitted in Papua New Guinea (1989)

General Professional Background:

1975	Part Time Tutor in Law (ANU – Contracts)
1975 – 1976	Associate to Sir Anthony Mason, High Court of Australia
1976 – 1977	Solicitor, Stephens Jaques & Stephen (now King & Wood Mallesons – Sydney)
1978 – present	In private practice at the Bar

Areas of Practice: Appellate, Commercial Law, Equity, Insurance Law,
Medical & Professional Negligence,
Sports Law, Intellectual Property, Public Law

**Courts in which I have
Appeared:**

Privy Council, High Court of Australia,
Federal Court of Australia and Full Federal Court of Australia,
Supreme Courts and/or Courts of Appeal of New South Wales,
Victoria, Queensland, South Australia, Northern Territory,
Australian Capital Territory, Tasmania, Western Australia,
National Court of Papua New Guinea
and the Supreme Court of Papua New Guinea,
Vanuatu Court of Appeal

Other Appointments:

1994 - 1998	Chairman, New South Wales Rugby League Judiciary and, subsequently, Australian Rugby League Judiciary
1988 - 2000	Commissioner, Code of Behaviour Australian Cricket Board
2000	Advocate for the British Olympic Team at the Sydney Olympics
2000 to 2019	Deputy Senior Commissioner, Cricket Australia Code of Conduct
2019 to date	Senior Commissioner, Cricket Australia Code of Conduct
2021 to date	Commissioner, International Cricket Council Code of Conduct Commission
2000 to date	Member, Court of Arbitration for Sport
Feb 2022 to date	Commissioner, Australian Rugby League Commission
2008 Beijing Olympics and 2012 London Olympics – Member of the Ad Hoc Panel of the Court of Arbitration for Sports to Adjudicate Disputes at the Olympics	
September 2008 to date – Chair, Appeals Committee, Football Federation of Australia	
June 2013 to May 2017 – Deputy Chairman, Adjudicatory Chamber, FIFA Ethics Committee	
2013 to 2014 - Chairman, Eleven Wentworth	
April 2024 to date – Head of Chambers, Sir Anthony Mason Chambers	

2014 to 2015 – Member of Bar Council, New South Wales Bar Association

2014 to 2020 – Director, Men of League Foundation

2020 to 2024 - Deputy Chair, Family of League Foundation

Cases in which I have appeared:

I have appeared in many reported and unreported cases over the years. A recent BarNet Jade search includes over 300 recorded appearances by me as leading counsel in various cases since 1991.

Since 2016 the decided cases in which I have appeared include the following:

- (a) *Healthcare Corporation Pty Ltd t/as Wollongong Private Hospital v Cleary* [2024] NSWCA 57 and [2024] NSWCA 94 (medical negligence and costs);
- (b) *Admiral International Pty Ltd v Insurance Australia Ltd (No. 2)* [2023] NSWCA 19 (costs);
- (c) *Admiral International Pty Ltd v Insurance Australia Ltd* [2022] NSWCA 277 (insurance);
- (d) *Caughey and Peckham (No. 2)* [2022] Fed C Fam (IF 670) (de facto relationship);
- (e) *Sun v Chapman* [2022] NSWCA 132 (de facto relationship);
- (f) *Morris v Leaney* [2022] NSWCA 95 (damages);
- (g) *Minister for Immigration v EBD 20* [2021] FCAFC 179 (deportation);
- (h) *Payne v Timilty* [2021] NSWSC 986 (specific performance);
- (i) *Harden v Willis Group* [2021] NSWSC 939 (restraint of trade);
- (j) *EBD v Minister for Immigration* [2021] FCA 334 (deportation);
- (k) *Australian Executors Trustees (SA) Ltd v Kerr* [2021] NSWCA 5 (breach of trust);

- (l) *Atanaskovic v Birketu Pty Ltd* [2020] NSWSC 573 and 779 (solicitor-client);
- (m) *QSuper Board v Australian Financial Complaints Authority* [2020] FCAFC 55 (superannuation);
- (n) *Allianz Australia Insurance Ltd v Certain Underwriters at Lloyds of London* [2019] NSWCA 271 (insurance);
- (o) *Kerr v Australian Executors Trustees (SA) Limited* [2019] NSWSC 1279 (breach of trust);
- (p) *de Belin v Australian Rugby League Commission Limited* [2019] FCA 688 (sports law – restraint of trade);
- (q) *Allianz Insurance Australia Limited v Certain Underwriters at Lloyds of London* [2019] NSWSC 453 (insurance – double insurance);
- (r) *Mirboo Ridge v Minister for Resources* [2018] VSC 557; [2018] VSC 668 (public law – validity of legislation);
- (s) *Findex Group Limited v iiNet Limited* [2018] NSWSC 1567 (practice and procedure – Anton Piller orders);
- (t) *Mackellar Mining Equipment Pty Limited v Thornton* [2018] QSC 186 (private international law – anti-suit injunctions);
- (u) *Marketform Managing Agency Limited v Amashaw Pty Limited* [2018] NSWSC 70; 97 NSWLR 306 (insurance law – non-disclosure);
- (v) *Qube Holdings Ltd v Residents ... Moorebank Inc.* [2017] NSWCA 250, 96 NSWLR 80 (unincorporated associations, statutory construction);
- (w) *Perazzoli v Bank SA* [2017] FCAFC (evidence – legal professional privilege);
- (x) *South West Helicopters Pty Limited v Stephenson* [2017] NSWCA 312; 98 NSWLR 1 (aviation law – bailment – statutory interpretation);
- (y) *Global Advanced Metals Pty Limited v Metallurg Inc.* [2017] WASCA 188 (contractual construction);

- (z) *LCM Litigation Fund Pty Limited v Coope* [2017] NSWCA 200 (contempt of court);
- (aa) *Lambert Leasing Inc. v QBE Insurance (Australia) Limited* [2016] NSWCA 254; 93 NSWLR 166 (insurance – evidence – contract);
- (bb) *Bartlett v Australia and New Zealand Banking Group Limited* [2016] NSWCA 30 and [2016] NSWCA 142; 92 NSWLR 639, 670 (wrongful dismissal – construction of contracts – costs);
- (cc) *Coope v LCM Litigation Fund Pty Limited* [2016] NSWCA 37; 333 ALR 524 (breach of fiduciary duty).

Arbitration and Mediation:

I have acted (and continue to do so) as Arbitrator in many sporting and commercial arbitrations both international and domestic. Additionally, I have appeared, and continue to appear, as lead counsel in international and domestic arbitrations involving energy contracts, contracts for the sale of goods and large commercial contracts. I have also acted as mediator in a number of mediations involving commercial law or medical negligence issues.

Publications and Awards:

“Mareva Injunctions – Preparation and Conduct of Applications for (and Opposition to) a Mareva Injunction” (1991 - 1992) 8 Australian Bar Review 205.

“The Role of Contract in Sports Law” (2010) 5 ANZSLJ 3.

“I didn’t make the team. What can I do? An overview of selection jurisprudence” (2015) 10 ANZSLJ 1.

Chapter entitled “The World Anti-Doping Code and Contract Law” in Haas and Healey (ed) Doping in Sport and the Law (Hart 2016).

“In What Circumstances Will Australian Courts Depart from the ‘but for’ Approach to Causation in Negligence Cases?” (2024) 98 ALJ 1.

1974 – The Freehill Hollingdale and Page Prize for Commercial Studies (ANU).

2017 - Awarded the Contribution to Sport and Sports Law Award by the Australian and New Zealand Sports Law Association for

substantial lifetime achievement in the development, integrity and professionalism of sport and the sports law industry.

2023 – Frank Pinkerton Scholarship (University of Melbourne).

Alan Sullivan KC

July 2024