

JEREMY GORMLY SC

Mediator

Sir James Martin Chambers

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Jeremy Gormly is a mediator, barrister and ADR specialist. He has an extensive history in the law, in mediation and in ADR generally. He currently chairs a national ADR think-tank, the Australian Dispute Resolution Advisory Council (ADRAC) and is a current member of the NSW Bar Council. He has chaired NADRAC, which advised the Commonwealth Attorney-General on ADR. Jeremy was commissioned jointly by the Attorney-General and the Minister for Defence to resolve outstanding claims from the 1968 collision of HMAS Melbourne with HMAS Voyager. He has practiced as a barrister for over 30 years, as Senior Counsel since 2001 and as a mediator for nearly 20 years. He also facilitates expert conferences (conclaves) and plays an instrumental role in advising on the management of disputes.

Jeremy is a trained and qualified mediator through LEADR and ACDC. Having been involved in the policy and practice of ADR for nearly two decades, he has mediated hundreds of disputes in a broad range of fields.

ADMISSIONS AND APPOINTMENTS

- 2001 Appointed Senior Counsel
- 1985 Admitted to the Bar of New South Wales
- 1978 Admitted as a Solicitor of the Supreme Court of New South Wales
(and entitled to practise in all Australian jurisdictions)

PRINCIPAL AREAS OF PRACTICE

General Practice

- Medical Negligence
- Inquisitorial proceedings
(Royal Commissions, ICAC, Inquests, Special Commissions of Inquiry)
- Industrial and related matters
- Disciplinary proceedings
(eg. health care and legal practitioners)
- General Common Law
- Appellate proceedings

Mediation, primarily in the following areas.

- Commercial disputes
- Partnership disputes
- Rural family disputes
- Engineering
- Architects
- Medical negligence
- Healthcare industry disputes
- Deceased estate claims
- Contracts
- Sexual and other forms of abuse
- Stolen generation claims
- Workplace and injury claims

Facilitation

Dispute Management

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PROFESSIONAL EXPERIENCE

- 1985 - present Barrister then Senior Counsel, Denman Chambers
- 1998 - present Mediator
- 1975 - 1985 Solicitor, practising in Sydney and Bathurst

PROFESSIONAL APPOINTMENTS

- Current Chairman, ADRAAC (Australian Dispute Resolution Advisory Council)
- Former Chairman, NADRAAC, (National Alternative Dispute Resolution Advisory Council): 2011 to 2013
- Former Chair of several NSW Bar Council Committees including the Professional Conduct, Common Law, ADR and Equal Opportunity Committees
- Former Honorary Secretary of the NSW Bar Council (1994 – 1995 and 2001)

OTHER APPOINTMENTS AND ACTIVITIES

- Board Member of the Legal Practitioners' Admission Board (12 October 2000 for over 11 years)
- Member of the Committee of Management of the Barristers' Benevolent Association 1991, 1993 to 2001 and 2005 – 2006
- Alternate member of the NSW Supreme Court Rule Committee (1999 – 2005)
- Lecturer in Legal Ethics – Sydney University Law Extension Committee (1992 – 94)
- Member of Law Society Working Party on Legal Education (1994 – 1995)
- Member of the Board of the Barristers' Sickness and Accident Fund Ltd 1995 – 1996
- Various school and community committees
- Witness before NSW Parliamentary Inquiry into the powers of ICAC
- Former Chair of NADRAAC (the advisory council on ADR to the Commonwealth Attorney-General)
- Current Chair of ADRAAC (Australian Dispute Resolution Advisory Council – a national independent voluntary think tank and thought leader on ADR see www.ADRAC.org.au)

PROFESSIONAL MEMBERSHIPS

Jeremy has served as a member of the following bodies and boards.

- Various Committees of the NSW Bar Association (also former member/appointee of various committees drafting submissions to Government on a range of legislative issues)
- Bar Council of the NSW Bar Association
- Legal Profession Advisory Board
- Legal Profession Admission Board
- Supreme Court Rule Committee

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PAPERS AND SPEAKING ENGAGEMENTS

Jeremy has published several articles and delivered numerous papers to both legal and non-legal audiences relating to his areas of practice. Such areas have included medical negligence, inquisitorial proceedings, pure economic loss, legal ethics, constitutional law, electronic courtrooms and advocacy.

He has also delivered lectures and seminars, and has drafted papers and submissions on dispute resolution techniques, particularly with respect to mediation, arbitration, facilitation, conciliation, expert determination and assessment.

SELECT CASES

- Hundreds of cases of medical negligence (also end-of-life) for both Defendant and Plaintiff at first instance and on appeal
- Counsel for Rachel Foster Hospital in West's case - junior to Dean Letcher QC (first HIV anti-discrimination case) (1993)
- Counsel Assisting the Royal Commissioners in the Commonwealth CAA-Seaview Commission of Inquiry - junior to Mr David Kirby QC 1994 – 1996)
- Carruthers and CJC v Ryan and Connolly (Sup. Ct. Qld) as Junior to Mr. Tom Hughes QC for the Attorney General of Queensland in proceedings contesting the validity of a royal commission (1996)
- Counsel for Railway Services Authority in ICAC Inquiry into Railway Corruption (1997)
- Counsel for Mr Ian Anderson (expert to the Gretley Inquiry) (1997 – 8)
- Counsel Assisting in the Thredbo Inquest –junior to Ms. R McColl SC (1997 – 2000)
- Counsel (Junior to Mr Wayne Haylen QC) for the Defendant Unions in the Hammersley Iron Case Supreme Court Western Australia 2000 – 2001
- Counsel Assisting NSW State Coroner in the Stephens Inquest into a Police shooting (2000 – 01)
- Counsel Assisting ICAC Commissioner Irene Moss in Tripodi Inquiry (alleged cover-up by Speaker of the House of sexual assault in NSW Parliament House) as junior to Ms. Ruth McColl S.C. (2000)
- Counsel Assisting ICAC Collapse of the NSW Grains Board (2002 – 2003)
- Counsel for 20 Plaintiffs in the Thredbo Commercial claims before Grove J Supreme Court NSW (2000 – 2002)
- Counsel for the Plaintiff in Haywood v Collaroy Services Beach Club Ltd the last civil jury personal injury damages trial in NSW
- Counsel Assisting ICAC Commissioner Mr Ian Harrison S.C. in the Orange Grove Inquiry (2004 – 2005)
- Counsel Assisting the Corruption and Crime Commission (W.A.) Inquiry into the wrongful murder conviction of Andrew Mark Mallard (2006 – 2008)
- Counsel Assisting Corruption and Crime Commission (W.A.) Inquiry into Perth Central TAFE contracts – 2006
- Counsel Assisting the ICAC in the McGurk Inquiry – 2013
- Counsel Assisting the Police Integrity Commission on Operation Winjana into the NSW Crime Commission – 2014
- Counsel Assisting the NSW State Coroner in to the Lindt Siege 2015 – 2017
- Appointed in July 2008 jointly by the Commonwealth Attorney General Mr Robert McClelland MP and the Minister for Defence Science and Personnel Mr Warren Snowden MP to conduct a Review of remaining civil claims flowing from the 1964 collision of HMAS Melbourne and HMAS Voyager and to resolve by ADR and thereafter report on the matter