## Sophie Callan SC

12th Floor Wentworth/Selborne Chambers - 180 Phillip Street, Sydney NSW 2000 <a href="mailto:scallan@selbornechambers.com.au">scallan@selbornechambers.com.au</a> (w) 02 9232 6785 (m) 0431 066 910 (f) 02 8023 9515

### CURRICULUM VITAE

#### **Qualifications/Appointments**

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1996 – 2002	Bachelor Arts/Bachelor Laws (First Class Honours in Law) Australian National University
July 2006	Admitted to practice as Lawyer of the Supreme Court of New South Wales
May 2007	Admitted to practice as a Barrister by the New South Wales Bar Association
Sept 2020	Appointed Senior Counsel for the State of New South Wales
June 2011 Feb 2021	Appointed as Reserve Legal Officer, RAAF (current rank: WGCDR) Appointed Judge Advocate and Defence Force Magistrate
June 2024	Appointed by Minister for Defence to conduct statutory review of Part IIIAAA of <i>Defence Act 1903</i> (Cth) and report to Federal Parliament
Security clearance	NV2

#### **Barrister's Practice**

# Criminal Law and civil penalty

Criminal trials, sentence hearings, appeals and special leave applications to the High Court, in respect of a range of offences including:

- corruption and misconduct in public office;<sup>2</sup>
- murder;<sup>3</sup>
- environmental offences eg water theft, water pollution,<sup>4</sup> land clearing,<sup>5</sup> mining breaches;
- drug importation offences;<sup>6</sup>
- white collar offences eg fraudulent breach of directors' duties<sup>7</sup> and tax fraud:<sup>8</sup>
- terrorism offences;9
- foreign bribery;
- cartel offences;<sup>10</sup>
- work health and safety offences;
- investigations/prosecutions arising from Banking Royal Commission.<sup>11</sup>

<sup>&</sup>lt;sup>1</sup> See eg from appellate decisions of *Hurt v R; Delzotto v R* [2022] NSWCCA 117; *Dib v R* [2023] NSWCCA 243; *To v R* [2021] NSWCCA 242.

<sup>&</sup>lt;sup>2</sup> See eg R v Macdonald; R v Edward Obeid; R v Moses Obeid (No 17) [2021] NSWSC 858; Lee v R [2020] NSWCCA 307; Eakin v R [2020] NSWCCA 294.

<sup>&</sup>lt;sup>3</sup> See eg R v Rolfe [2021] HCA 38.

<sup>&</sup>lt;sup>4</sup> See Environment Protection Authority v Cleanaway Equipment Services Pty Ltd [2022] NSWLEC 40.

<sup>&</sup>lt;sup>5</sup> See Secretary, Department of Planning, Industry and Environment v Auen Grain Pty Ltd; Greentree; Merrywinebone Pty Ltd; Harris (No 7) [2022] NSWLEC 153.

<sup>&</sup>lt;sup>6</sup> See eg La Rocca v R [2021] NSWCCA 116; ZZ v R [2019] NSWCCA 286; Ge v R [2019] NSWCCA 41; Ching v R [2018] NSWCCA 101.

<sup>&</sup>lt;sup>7</sup> See eg *R v Sigalla* [2017] NSWSC 52; *R v Falconer* [2018] NSWSC 1765.

<sup>8</sup> See eg R v Agius; R v Castagna (No 8) [2018] NSWSC 2040.

<sup>&</sup>lt;sup>9</sup> See eg *R v El Matari* [2021] NSWSC 1260; *R v Hraichie (No 1)* [2019] NSWSC 319; *R v Hraichie (No 2)* [2019] NSWSC 765; *R v Hraichie (No 3)* [2019] NSWSC 973.

<sup>&</sup>lt;sup>10</sup> See eg Commonwealth Director of Public Prosecutions v Citigroup Global Markets Australia Pty Limited (No 1 – Indictment) [2021] FCA 757; Commonwealth Director of Public Prosecutions v Citigroup Global Markets Australia Pty Limited (No 5 – Indictment) [2021] FCA 1345.

<sup>&</sup>lt;sup>11</sup> See eq Australian Securities and Investments Commission v Allianz Australia Insurance Limited [2021] FCA 1062.

Class Actions	<ul> <li>Doyle's Farm Produce Pty Ltd and ors v Murray-Darling Basin Authority – Senior Counsel for the Murray-Darling Basin Authority in this class action alleging negligent water management. Trial to commence August 2025;<sup>12</sup></li> <li>Haswell and ors v Commonwealth of Australia – Senior Counsel for the</li> </ul>
	Commonwealth in this class action alleging negligent handling of PFAS on multiple Department of Defence sites. Claim resolved in May 2023. <sup>13</sup>
Inquests/Inquiries	Including:
	<ul> <li>Senior Counsel assisting the Inquiry into the convictions of Kathleen Megan Folbigg;<sup>14</sup></li> </ul>
	<ul> <li>Senior Counsel for NSW Commissioner of Police in the Inquest into the Westfield Bondi Junction attack;</li> </ul>
	<ul> <li>Senior Counsel for NSW Commissioner of Police in the Inquest into the Deaths of Curtis Cheng and Farhad Jabar;</li> </ul>
	<ul> <li>Senior Counsel for the State of New South Wales in the Royal Commission into Defence and Veteran Suicide;<sup>15</sup></li> </ul>
	<ul> <li>Senior Counsel for an interested party in the Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability;<sup>16</sup></li> </ul>
	<ul> <li>Junior Counsel Assisting in the Inquest into the Deaths arising from the Lindt Café Siege;</li> </ul>
	<ul> <li>Counsel for NSW Department of Housing in the Inquest into the Quakers Hill Nursing Home fire;</li> </ul>
	<ul> <li>Independent Commission Against Corruption: counsel for various witnesses and government departments in private examinations and public hearings, including currently appearing as Senior Counsel assisting in an ongoing investigation; and appearing for Ms Gladys Berejiklian in Operation Keppel.</li> </ul>
Administrative Law	Including:
	<ul> <li>Federal Court challenges to defence force disciplinary convictions;</li> </ul>
	<ul> <li>Supreme Court challenges to parole decisions.</li> </ul>
Other	• extradition;
	<ul> <li>proceedings under the Crimes (High Risk Offences) Act and Terrorism (High Risk Offenders) Act.</li> </ul>
Defence Force hearings	Appearing in and now presiding over Courts Martial and DFM trials.
Positions	
	<ul> <li>Councillor, Bar Council (November 2010 – November 2011; November 2012 – November 2018; November 2019 – March 2023);</li> </ul>
	<ul> <li>Chair, New Barristers Committee (June 2011 – June 2013);</li> </ul>
	<ul> <li>Member, Professional Conduct Committee of the Bar Association of New South Wales (2010 – March 2023);</li> </ul>
	<ul> <li>Chair (December 2021 – date) and Councillor, New South Wales Council of Law Reporting (2010 – Dec 2021).</li> </ul>

Murray Darling Basin Authority Class Action (nsw.gov.au).

Haswell v Commonwealth of Australia (No 3) [2023] FCA 1093.

Report of the 2022 Inquiry into the convictions of Kathleen Megan Folbigg (nsw.gov.au).

Interim Report | Royal Commission into Defence and Veteran Suicide.

Final Report | Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability.

Previous Employment	
November 2006 –	New South Wales Crown Solicitor's Office, Sydney
April 2007	Solicitor, Criminal Law Group. Main cases:
	<ul> <li>Inquest into the death of the Balibo Five (Glebe Coroners Court);</li> </ul>
	<ul> <li>Administrative law challenges to decisions of Parole Authority; and</li> </ul>
	<ul> <li>Application under the Crimes (High Risk Offenders) Act.</li> </ul>
June 2004 –	Federal Court of Australia, Sydney
June 2006	Associate to the Honourable Justice Peter Jacobson
January – June 2003,	Global Fund to Fight AIDS, Tuberculosis and Malaria
January – June 2004	Geneva, Switzerland
	Advisor to Chief of Operations
May 2001 – December 2002, June 1999 – September 2000	Australian Government Solicitor, Canberra
	Paralegal, Government Law Group and General Litigation Group