Dr Joshua Aird

BARRISTER

ADMISSIONS

2018	Solicitor, High Court of Australia
2018	Solicitor, Supreme Court of New South Wales
2016	Barrister and Solicitor, High Court of New Zealand

PROFESSIONAL

2026 –	Barrister Sole
2026	Special Counsel, Kennedys
2022 – 2025	Senior Associate, Corrs Chambers Westgarth
2020 – 2022	Consultant, Allens
2020	Associate, Lindsay Francis & Mangan
2018 – 2020	Solicitor, Herbert Smith Freehills
2016 – 2018	Solicitor, Russell McVeagh

EDUCATION

2020 – 2025	**PhD (Law)**, University of New South Wales Australian Government Research Training Program Scholarship Faculty of Law Scholarship
2011 – 2015	**LLB (Hons) First Class**, Victoria University of Wellington Excellence Scholarship

ACADEMIC

2025 – 2026	**Unit Coordinator, Swinburne University** Federal and State Constitutional Law; Contract Law; Legal Research and Writing; Introduction to Australian Law and Statutory Interpretation
2021 - 2025	**Teaching Fellow, University of New South Wales** Federal Constitutional Law; Principles of Public Law
2020	**Graduate Teaching Assistant, University of Auckland** Public Law
2019	**Casual Academic, University of Sydney** Contract Law
2013 – 2017	**Teaching Fellow and Head Tutor (Public Law), Victoria University of Wellington** Public Law; Legal Research and Writing

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SELECTED MATTERS

The following matters were undertaken as a solicitor prior to commencing practice as a barrister sole.

Appellate Courts	*Berejiklian v Independent Commission Against Corruption* [2024] NSWCZ 177 – acted for the New South Wales Independent Commission Against Corruption defending an Appeal in respect of findings of "serious corrupt conduct" against former NSW Premier Gladys Berejiklian. *Aurizon Operations Limited v Australian Rail Tram and Bus Industry Union NSW Branch* [2024] NSWCA 24; 384 FLR 414 - acted for Aurizon in its appeal in respect of variation of accreditation under the Rail Safety National Law (NSW). *Queenstown Airport Corporation Limited v Commissioner of Inland Revenue* [2017] NZCA 20 – acted for Queenstown Airport in an appeal concerning the deductibility of a runway end safety area (RESA).
Commercial Litigation	*Greensill Proceedings* – acted for BCC Trade Credit in respect of the Greensill Capital litigation following the collapse of Greensill Bank (one of the largest proceedings in Australia's history). *Wright Prospecting Pty Ltd v Hancock Prospecting Pty Ltd [No 26]* [2026] WASC 101 – acting for Hancock Prospecting in Supreme Court of Western Australian proceedings. *Financial Markets Authority v CBL Corporation Limited (In Liquidation) & Ors* – acted for various independent directors. *Wagners Cement Pty Ltd & Anor v Boral Resources (Qld) Pty Limited & Anor* – acted for Boral in respect of a long term supply agreement. *Goodman Fielder Consumer Foods Pty Ltd v GrainCorp Food Australian Pty Ltd* – acting for Goodman Fielder in respect of a long term supply agreement. *PT Bayan Resources TBK v BCBC Singapore Pte Ltd* - Application to extend freezing orders over Australian assets to enforce a Singaporean judgment; extended existing principles on the availability of such relief in Australia.
Class Actions	*Davis v Wilson* [2025] FCA 108 – acting for EY in respect of audit negligence class action EY. *Terry Williamson v Sydney Olympic Park Authority trading as Sydney Olympic Park* [2022] NSWSC 1618 – acting for the class in respect of the Opal Towers class action. Cash Converters Class Action – acting for Cash Converters in respect of a class action against fees. Settled before judgment. Colonial First State Super Insurance Clas Action – acting for Colonial First State. Settled before judgment.
Regulatory	*Beere v National Australia Bank* NSD 715/2024 - acted for NAB in a shareholder application seeking access to NAB's books and records concerning the bank's management and governance of ESG-related risks

	Abrahams v Commonwealth Bank of Australia NSD 864/2021– acted for CBA in a shareholder application seeking access to CBA's books and records concerning the bank's management and governance of ESG-related risks *ASIC Investigations* - acted for a number of corporate and individual clients in connection with investigations conducted by the Australian Securities and Investments Commission (ASIC) *Financial Markets Authority* – acted for a listed entity in an investigation in respect of insider trading.
Public and Administrative Law	*Australian Rail Tram and Bus Industry Union v Aurizon Operations Ltd* [2023] NSWSC 484 – acted for Aurizon in judicial review proceedings concerning a variation of accreditation under the Rail Safety National Law (NSW) *Responses to SO52* - acted for NSW Government departments in relation to multiple Standing Order 52 orders for papers, involving the identification, review and production of documents to the NSW Legislative Council. Provided advice concerning the scope of orders, legal professional privilege, public interest immunity and other issues arising in the preparation of returns.
Commissions, Inquiries and Investigations	*Special Commission of Inquiry into LGBTIQ Hate Crimes* – acted for the NSW Police Force in a major inquiry examining unsolved suspected hate-crime deaths and the investigation of those matters by NSW Police. *Special Commission of Inquiry to the Convictions of the Croatian Six* – acted for the NSW Police Force in an inquiry concerning the 1981 convictions of the Croatian Six, including issues concerning the original police investigation and trial. *Inquest into the deaths of Rachel McCrown and Matthew Arnold (Wieambilla Inquiry)* - acted for the NSW Police Force in the coronial investigation into the deaths arising from the Wieambilla incident. *Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry* – acted for National Australia Bank in the Royal Commission examining misconduct across the Australian banking, superannuation and financial services sectors.
Business and Human Rights / ESG	*Gemini Coal Project – Queensland Land Court* – acted in the objections hearing concerning Magnetic South Pty Ltd's proposed Gemini metallurgical coal mine in Central Queensland *FPIC advisory practice* - advised mining and financial services clients on Free, Prior and Informed Consent; led the firm's FPIC offering and created its ESG due diligence methodology. *Energy and resources company* – acted for a Australian mining company in respect of a complaint brought by the Human Rights Law Centre alleging failure to respect human rights and implement grievance mechanisms in Papua New Guinea. *Major Australian bank* - advice on modern slavery-related criminal sanction risk under the Crimes Act. *Multiple clients* - advice on the application of Australia's sanctions and anti-bribery regimes.

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PUBLICATIONS

Academic

Ashley Barnes and Joshua Aird 'Australia' in David Landau, Pietro Faraguna, Richard Albert and Giulia Andrade (ed) 2023 *Global Review of Constitutional Law* (EUT Edizioni Universita di Trieste, 2024).

Ashley Barnes and Joshua Aird 'Australia' in David Landau, Pietro Faraguna, Richard Albert and Giulia Andrade (ed) 2022 *Global Review of Constitutional Law* (EUT Edizioni Universita di Trieste, 2023).

Catherine O'Regan, Rosalind Dixon and Joshua Aird 'The UK Human Rights Act: A Successful Innovation - A Submission to the United Kingdom Independent Human Rights Act Review Panel' (Bonavero Institute of Human Rights, University of Oxford, June 2021).

Joshua Aird and Brendan Brown 'Double Tax Agreements and the Multilateral Instrument' (2017) May New Zealand Law Journal 118. Brendan Brown and Joshua Aird 'Significant BEPS-related reforms coming for New Zealand', *International Tax Review* (23 March 2017).

Brendan Brown and Joshua Aird 'More BEPS reforms to come to New Zealand' *International Tax Review* (25 January 2017).

Tim Stewart and Joshua Aird 'Changes Coming for Employee Share Schemes' *International Tax Review* (12 July 2016).

Joshua Aird 'You can't always get what you want: Analysing the effectiveness of the OECD's arbitration protocol in the Model Double Tax Convention' *Victoria University of Wellington Legal Research Papers: Student Series* (2016).

Joshua Aird 'Book Review: From Object to Subject - The Practice of Wild Law' (2015) *New Zealand Journal of Public International Law* 249.

Joshua Aird 'Discrimination on the Grounds of Sexual Orientation: A Comparison between the United Kingdom and New Zealand' *Victoria University of Wellington Legal Research Papers: Student Series* (2015).

Joshua Aird 'Arresting Legal Conundrum for Maritime Industry in New Zealand' *Lloyds List Australia* (7 August 2014).

Industry

Joshua Aird and Phoebe Wynn-Pope 'Essential ESG: Episode 15 – The relevance of statutory charters of rights for business' (31 October 2023).

Phoebe Wynn-Pope, Louise Camenzuli, Anna White and Joshua Aird 'What's rights got to do with it? The increasing relevance of statutory charters of rights for business' (27 September 2023).

Joshua Aird and Phoebe Wynn-Pope 'Essential ESG: Episode 13 – An introduction to FPIC' (20 September 2023).

Phoebe Wynn-Pope, Abigail Gill, Kate Gill-Herman, Joshua Aird, Eloise O'Brien and Madelyn Attwood 'FPIC in the Australian context: now and into the future' (1 May 2023).

Joshua Aird and Phoebe Wynn-Pope 'Essential ESG: Episode 6 – The United Nations Declaration on the Rights of Indigenous Peoples' (21 October 2022).

Andrew Korbel, Steven Rice, Joshua Aird, Zoe Caldwell 'Financial institutions a growing target amid global greenwashing crack down' (15 June 2022).

Phoebe Wynn-Pope, Kate Gill-Herdman, Joshua Aird and Eloise O'Brien 'Beyond Sharma: when community expectations exceed the law' Corrs Insights (23 March 2022).

Rachel Nicolson, Dora Banyasz and Joshua Aird 'Protection of cultural heritage and FPIC' Allens Insights (11 November 2021).

Rachel Nicolson, Emily Turnbull, Dora Banyasz and Joshua Aird 'The ESG remedy ecosystem – working backwards from an OECD National Contact Point complaint' Allens Insights (16 August 2021).