



Tim Hackett

Barrister

Eight Selborne Chambers

t +61 (2) 8228 7126

e thackett@eightselborne.com.au

LinkedIn profile: www.linkedin.com/in/tim-hackett-78700a7a

Chambers web: www.eightselborne.com.au

Areas of Practice

Administrative Law & Public Law
Bushfire & Government Litigation
Civil & Human Rights/Discrimination
Commercial Litigation
Disciplinary Proceedings
Family Provision
Inquests & Commissions of Inquiry
Insurance Litigation
Medical Negligence & Health Law
Personal Injury & Property
Professional Liability

Experience

Extensive expertise in professional indemnity, medical negligence, administrative law, disciplinary matters, class actions, and commissions of inquiry. Acted in 4 sets of group bushfire litigation (instructing Bret Walker SC and Larry King SC), Thredbo landslide commercial claims, Hepatitis C litigation and Christian Brothers litigation. Extensive expertise in coronial inquests and inquiries, advised government on Royal Commission into Institutional Responses to Child Abuse. Catastrophic injury, public liability, property, commercial and criminal matters. Regularly attended mediations unled against Senior Counsel. Special Counsel at Curwoods, Legal Manager (and Acting Executive Manager) at GILD, Client Relationship Manager for TfNSW Dispute Resolution, Inquiries and Administrative Law panel and NSW TMF panel.

Master of Laws (University of Sydney) 1999 (majoring in Health Law). Presented seminars and moderated forums on health law, privacy, social media, inquiries, lessons learned from bushfire litigation and disaster insurance (including Brisbane Floods and Christchurch Earthquake). Particular expertise in Health policy having sat on the NSW Open Disclosure Steering Committee and drafted submissions resulting in amendments to the *Health Administration Act 1982 (NSW)* regarding RCA investigations and privilege. NSW Health delegate on the Federal e-Health and National Open Disclosure Standards. Sat on an expert panel at the *1st International Incident Disclosure Conference 2012*.

Admissions

- Barrister- Supreme Court of NSW and High Court of Australia 2016
- Solicitor- Supreme Court of NSW and High Court of Australia 1993

Memberships

- Bar Association of NSW
- Previously Law Society of NSW Accredited Specialist in Personal Injury Law

Significant appearances at the Bar

- *Rothonis bbt Dr Theo Rothonis v Dr Lattimore* (2016) NSWSC appeared with Weinstein SC and Richardson SC for defendant in 2 week hearing- judgment in favour of defendant.
- *Dr Amos v Western NSW Sydney Local Health District* [2016] NSWSC 1162 appeared with Richardson SC for defendant in administrative law matter- judgment in favour of defendant.
- *Brendan Hobson v Northern Sydney Local Health District & Ors* [2017] NSWSC 589 & [2017] NSWSC 704 appeared with S Woods for second defendant in 3 week Supreme Court hearing.
- *R v Obeid (2016) (No 11)* NSWSC 974 charge of wilful misconduct in public office and sentencing hearing with P Neil SC and S Beckett- criminal reading, research and contributed to submissions on sentencing.
- *CDZ v Commissioner of Victims Rights* [2016] NSWCATAD 157 (unled).
- *CEA v Commissioner of Victims Rights* [2016] NSWCATAD 157 (unled).
- *El-Mouelby v Reid* [2017] NSWSC 623 Supreme Court Motion- judgment ordered 3 (of 84) interrogatories be administered – appeared for defendant unled against Romaniuk SC.
- *Dollars R Us v Qin*- 3 day Local Court hearing in respect of breach of confidentiality under contract and cross claim in intentional tort related to cyber bullying- judgment of Pearce LCM for defendant client in contract claim and cross claimant client in intentional tort claim (unled).

Selected reported judgments as a solicitor

- *Zhang v ROC Services (NSW) Pty Ltd; National Transport Insurance by its manager NTI Ltd v Zhang* [2016] NSWCA 370 – professional indemnity claim by a paraplegic plaintiff. Judgment for client installers of hydraulic system on a trailer. Subject of application for special leave to HCA on question of indemnity under insurance contract.
- *Kuypers v Ashton Coal Operations Pty Ltd & Anor (No 8) (2015) NSWSC 1284* – acted for a mine in respect of claim by a tetraplegic plaintiff in a mine explosion.
- *Warragamba Winery & Ors v State of NSW & Anor (No. 9) (2012) NSWSC 701* – bushfire litigation successfully defended after a 90 day hearing.
- *GSAHS v Dr Angus (2007) NSWSC 1211*- cerebral palsy matter- contribution claim by GSAHS against VMO Obstetrician.
- *Worley v Ambulance Service NSW (2006) NSWCA 102*- judgment for plaintiff overturned on appeal. High Court Special Leave application defended.
- *Arabian Horses Inc v Sydney Olympic Authority (2005) NSWCA 210*- authority on the issue of indemnity when the interest of an insured is noted on an insurance contract.
- *Aymost & Hecher v State of NSW (2004) NSWSC 1309*- Thredbo Landslide commercial litigation instructing P Garling SC (as he then was).

- *Morrison v Wong (2001) NSWSC 304*: Judgment for Defendants- lead plaintiff in a group of claims related to the use of myodil in myelograms for lumbar neurosurgery.

Selected significant Coronial Inquests and Commissions of Inquiry

- *Tama Galiere, Deputy State Coroner Dillon on 9 May 2014*
- *Elijah Slavkovic, Deputy State Coroner Forbes on 19 April 2013*
- *Joshua Elliott, Deputy State Coroner Mitchell on 17 February 2012*
- *Draytons Winery Inquiry, Deputy State Coroner Dillon on 13 July 2011*
- *Kundai Chiundiza, State Coroner Freund on 16 September 2011*
- *Royal Commission into Institutional Responses to Child Sexual Abuse*
- *Bushfire Inquiries acting for NSW Rural Fire Service*
- *Appeared as solicitor advocate in backpacker fire inquiry involving death of burns victim*