

Jeremy Farrell



Martin Place Chambers

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Areas of Practice

- Planning and Environmental Law
- Mining Law
- Local Government and Administrative
- Environmental Prosecutions
- Property and Equity
- Access to information
- Appellate work

Qualifications

BA/LLB (Sydney) (2007)

Admissions

- As a solicitor, in 2009
- As a barrister, in 2018

Professional recognition

- 2021, 2022, 2023, 2024: Recommended Junior Counsel in *Doyle's Guide: Leading Planning and Environment Barristers*

Other appointments

- Member of the Land and Environment Court Duty Barrister Scheme from 2018 to present

Planning, Environment, Enforcement, Property and Valuation

I appear regularly in the Land and Environment Court, Supreme Court and NSW Court of Appeal for trial and appeals under the *Environmental Planning and Assessment Act 1979*, *Local Government Act 1993* and the *Conveyancing Act 1919*. I am instructed in a range of matters by individuals, government, and in particular Councils, multi-national and Australian ASX 200 corporations, partnerships, small businesses and developers.

I have over 16 years of experience working in all aspects of property, planning and development law.

Prior to my admission to the Bar, I worked as a solicitor at Minter Ellison for 10 years in the environment and planning practice group working closely with John Whitehouse, Duncan McGregor, Simon Ball and Luke Walker. During that time, I also worked as a senior solicitor for the Homeless Persons Legal Service. I retain a strong commitment to pro bono work in these areas, as well as in environmental law, and am available to appear and advise in pro bono matters on request.

Decisions in the Court of Appeal, the Land and Environment Court, NCAT and the Local Court

- **Civil enforcement**
 - *Tweed Shire Council v Cooke* [2023] NSWLEC 73
 - *Cooke v Tweed Shire Council* [2024] NSWCA 50
 - *Sader v Elgammal* [2022] NSWLEC 107
 - *Black Hill Residents Group Incorporated v Marist Youth Care Limited (No 5)* [2021] NSWLEC 43
- **Judicial review**
 - *Syncept Chatham Pty Ltd v City of Ryde Council* [2019] NSWLEC 170
 - *El Khouri & Anor v Gemaveld Pty Ltd & Ors* [2023] NSWSC 25
 - *El Khouri v Gemaveld Pty Ltd* [2023] NSWCA 78
 - *Feldkirchen Pty Ltd v Development Implementation Pty Ltd* [2022] NSWCA 227
- **Construction certificates and complying development certificates**
 - *Sader v Elgammal* [2022] NSWLEC 107
 - *Sader v Elgammal (No 2)* [2024] NSWLEC 4
 - *Woollahra Municipal Council v Cameron* [2024] NSWLEC 27
 - *Omayya Investments Pty Limited v Dean Street Holdings Pty Limited (No 5)* [2020] NSWLEC 9
- **Criminal prosecutions**
 - *Environment Protection Authority v Eveston (No 3)* [2022] NSWLEC 128
 - *Chief Executive Office of Environment and Heritage v Somerville (No 2)* [2021] NSWLEC 78
 - *Somerville v Chief Executive of the Office of Environment and Heritage* [2020] NSWCCA 93
 - *Secretary, Department of Planning and Environment v Kazmouz - 2022/385194*
- **Compulsory acquisition and valuation**
 - *Investron Pty Limited v Transport for NSW* [2022] NSWLEC 1646
- **Landowners consent**
 - *Stokes v Waverley Council (No 2)* [2019] NSWLEC 174
- **Access orders to neighbouring land**
 - *Sader v Elgammal* [2024] NSWCA 20
- **Modification applications**
 - *193 Liverpool Road Pty Ltd ACN 163231810 v Inner West Council* [2022] NSWLEC 1197
 - *Feldkirchen Pty Ltd v Development Implementation Pty Ltd* [2022] NSWCA 227
- **Joinder applications**
 - *STMRCF Pty Ltd v Woollahra Municipal Council* [2022] NSWLEC 111
 - *Li v Woollahra Municipal Council* [2023] NSWLEC 1298

- **Access to information**
 - *Moran v Shellharbour City Council* [2022] NSWCATAD 112
- **Pro bono**
 - *Environment Protection Authority v Eveston (No 3)* [2022] NSWLEC 128
 - *Chief Executive Office of Environment and Heritage v Somerville (No 2)* [2021] NSWLEC 78
 - *Somerville v Chief Executive of the Office of Environment and Heritage* [2020] NSWCCA 93
- **Section 56A appeals**
 - *Stokes v Waverley Council (No 2)* [2019] NSWLEC 174
 - *Denoci Pty Ltd v Liverpool City Council* [2020] NSWLEC 102
- **Selected Class 1 development appeals**
 - *Zenith Tuggerah Pty Ltd v Central Coast Council* [2022] NSWLEC 1488
 - *Northern Beaches Essential Accommodation Pty Ltd v Northern Beaches Council* [2023] NSWLEC 1134
 - *Karimbla Properties (No. 59) Pty Limited v City of Parramatta Council* [2023] NSWLEC 1365
 - *Sabharwal v Lane Cove Council* [2023] NSWLEC 1022
 - *Vale Nominee Pty Ltd v Central Coast Council* [2024] NSWLEC 1130
 - *Jarvis v Ku-ring-gai Council* [2021] NSWLEC 1447
 - *Michael Brown Planning Strategies v Wingecarribee Shire Council* [2019] NSWLEC 1311
 - *Pinchgut Pty Ltd v Central Coast Council* [2021] NSWLEC 1527
 - *Terbass Pty Limited v Sutherland Shire Council* [2022] NSWLEC 1649
- **Selected Class 2 cases**
 - *Greig v Wolff* [2022] NSWLEC 1267

ICAC inquiries

- Independent Commission Against Corruption: Operation Dasha – Inquiry into Canterbury Bankstown Council
- Independent Commission Against Corruption: Operation Acacia – Inquiry into grant of exploration licence 7270 (as solicitor)

Publications

- *Beyond Initial Action: the evolution of dispensations under clause 4.6*: Environmental Law News Spring 2019

Interests outside the law

- Surfing, triathlons, fishing, rugby and travelling with young children