



JEREMY FARRELL

Barrister

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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 (Hons 1) (Sydney) (2007)

Admissions

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

Professional recognition

- 2021, 2022, 2023, 2024, 2025: 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 have appeared in the High Court of Australia. 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 nearly two decades 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. 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 High Court of Australia

- *Forestry Corporation of New South Wales v South East Forest Rescue Incorporated* [2025] HCA 15

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

- **Reported decisions in the NSWCA**

- *Sader v Elgammal* (2024) 113 NSWLR 394.
- *Cameron v Woollahra Municipal Council* [2024] NSWCA 216

- **Civil enforcement proceedings**

- *Tweed Shire Council v Cooke* [2023] NSWLEC 73 (unled)
- *Huang v Waterhouse* [2025] NSWLEC 71
- *Cooke v Tweed Shire Council* [2024] NSWCA 50
- *Sader v Elgammal* [2022] NSWLEC 107
- *Black Hill Residents Group Inc v Marist Youth Care Limited* (No 5) [2021] NSWLEC 43

- **Judicial review**

- *Joseph v Spencer* [2025] NSWCA 80 (unled)
- *Joseph v Spencer* (No 2) [2025] NSWCA 138 (unled)
- *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 St Holdings Pty Limited* (No 5) [2020] NSWLEC 9
- *Cameron v Woollahra Municipal Council* [2024] NSWCA 216

- **Criminal prosecutions and contempt of court**

- *Sader v Elgammal* (No 5) [2025] NSWLEC 63
- *Environment Protection Authority v Eveston* (No 3) [2022] NSWLEC 128 (unled)
- *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

- **Standing at common law to bring environmental litigation**

- *South East Forest Rescue Inc v Forestry Corporation of New South Wales* (No 2) [2024] NSWCA 113

- **Compulsory acquisition and valuation**

- *Investron Pty Limited v Transport for NSW* [2022] NSWLEC 1646

- **Access orders to neighbouring land**
 - *Sader v Elgammal* [2024] NSWCA 20
- **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**
 - *South East Forest Rescue Inc v Forestry Corporation of New South Wales (No 2)* [2024] NSWCA 113
 - *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**
 - *General Roberts Super Pty Ltd v City of Newcastle* [2024] NSWLEC 1404
 - *Zenith Tuggerah Pty Ltd v Central Coast Council* [2022] NSWLEC 1488
 - *Northern Beaches Essential Accommodation Pty Ltd v Northern Beaches Council* [2023] NSWLEC 1134
 - *Sabharwal v Lane Cove Council* [2023] NSWLEC 1022
 - *Jarvis v Ku-ring-gai Council* [2021] NSWLEC 1447
 - *Michael Brown Planning Strategies v Wingecarribee Shire Council* [2019] NSWLEC 1311
- **Selected Class 2 cases**
 - *Greig v Wolff* [2022] NSWLEC 1267

ICAC inquiries

- Independent Commission Against Corruption: Operation Dasha – Inquiry into Canterbury Bankstown Council

Seminars and Publications

- *Beyond Initial Action: the evolution of dispensations under clause 4.6*: Environmental Law News Spring 2019
- *Recent activity in the Land and Environment Court Specialist Accreditation Conference August 2023*
- *Easements, covenants and development consents: Legalwise Property Law Conference 2025*

Interests outside the law

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