

Résumé

Current positions

- 2014 - date **Barrister**, [WA Bar Association](#)
Advise and represent parties before courts and tribunals, both paid and pro-bono
- 2019 - date **Independent Examiner**, [Australian National Contact Point](#) (AusNCP)
(part-time) Undertake the complaint-handling functions of the AusNCP regarding company consistency with the *OECD Guidelines for Multinational Enterprises*, including through mediation, conciliation and independent decisions. Relevant cases have included:
- *Starkeys and ElectraNet* ([statement Jun 2021](#)) about heritage impacts from infrastructure development in South Australia
 - *Pt Hedland Community Ass'n and BHP* ([statement Sep 2021](#)) about dust impacts from mineral processing in Western Australia
 - *Equitable Cambodia and ANZ* ([statement Feb 2020](#)) about environmental and social impacts from funding sugar production in Cambodia
 - *GLAN and Anglo American, BHP and Glencore* ([statement Jan 2022](#)) about environmental and social impacts from investment in coal operations in Colombia
 - *Friends of the Earth and ANZ* ([statement Dec 2021](#)) about climate change implications from financing fossil fuel operations
- 2010 - date **Honorary Lecturer**, [Centre for Energy, Petroleum & Mineral Law & Policy](#)
(part-time) Teach post-graduate course [International and Comparative Mineral Law](#) through online learning to students around the world
- 2001 - date **Contributing Author**, LexisNexis
(part-time) Provide quarterly updates for LexisNexis publication [Native Title Service](#) in five chapters: Agreements about Native Title, Compensation, Prescribed Bodies Corporate, Applications, and Native Title Representative Bodies

Relevant qualifications

Accredited Mediator (National Mediator Accreditation System)

Resolution Institute, 2020-2024

Master of Business Administration (Mineral Resources Management)

University of Dundee, 2010 (Distinction and Prize for top management student)

Barrister & Solicitor

Supreme Court of Western Australia, 1993 (Practitioner of High Court of Australia, 1993)

Bachelor of Laws

University of Western Australia, 1992

Certificate of English Language Teaching to Adults

Cambridge University, 2004 (through International House, Sydney)

Relevant writing & presentations

- 2023 'Wardens' decisions providing clarity but not advancing much joy' (accepted for publication) [Australian Resources and Energy Law Journal](#)
- 2022 [Sustainable development and the regulation of WA's extractives sector](#), paper for 'Sustainability Law and Policy in Resource Development', 21 November 2022, Perth
- 2021 'Conciliating Responsible Business Conduct Claims against Multinational Enterprises' [40\(2\) The Arbitrator and Mediator](#), 45-52
- 2020 'Principles for Exploration and Extraction Rights' [39\(2\) Australian Resources and Energy Law Journal](#) 1-6
[Submission on Regulation of the Resources Sector](#) (co-written) to Productivity Commission inquiry, submission DR76, 20 August 2020
- 2019 '[Free, prior and informed consent: how and from whom? An Australian analogue](#)' (co-written) [37\(4\) Journal of Energy and Natural Resources Law](#) 365-388
'WA and National Policy Guidance on Extractives Regulation' [38\(1\) Australian Resources and Energy Law Journal](#) 73-85
- 2017 '[Say what? The regulation of company statements arising from UNGP processes](#)' 1(1) *Human Rights Law Committee News* 51-54
- 2016 'Human rights and business lawyers: the 2011 watershed' [90\(12\) Australian Law Journal](#) 889-907
- 2013 'Parliamentary-ratified agreements in the resources sector', chapter in [Long Term Contracts](#) (Federation Press)
High Court of Australia, [Written Submissions of Australian Lawyers for Human Rights](#), amicus submissions in *Western Australia v Brown (Ngarla People)*, 26 November 2013
'Mining', review and re-write of chapter 14.12 (covering mining law in every Australian jurisdiction) in [Laws of Australia](#) (Thomson Reuters)
- 2012 [Mining Law and Policy: International Perspectives](#), Federation Press (Australia)
- 2011 '[What are the implications of human rights for minerals taxation?](#)', [36\(3\) Resources Policy](#) 214-226

Previous positions

2000 - 2015 In House Counsel, previously Legal Officer

(various) [Yamatji Marlpa Aboriginal Corporation](#) (Pilbara & Perth, Australia)
2011-2015 (part-time), 2007 (part-time) and 2000-2001 (full-time)

2007 - 2010 Rio Tinto Research / Teaching Fellow

[Centre for Energy, Petroleum and Mineral Law and Policy](#) (Dundee, Scotland)

2001 - 2004 Senior Policy Officer / Acting Director, Native Title

[Human Rights and Equal Opportunity Commission](#) (Sydney, Australia)

1998 - 2000 Volunteer lawyer

[Australian Volunteers International](#) (placements in Bangkok, Thailand)

1992 - 1998 Senior Associate (1998), **Lawyer** (1993-1998)

[Corrs Chambers Westgarth](#) (Perth, Australia)

Relevant consultancy work

Hold insurance for mediation (\$20M), professional indemnity (\$3M), and public liability (\$10M)

2017 - 2018 Member of Academic Panel (Leading Practice Mining Law Review)

South Australian Department of the Premier and Cabinet

Member of [academic advisory panel](#) to provide research and advice to the South Australian Government on mining law reform.

2013 - 2015 Principal researcher & author

International Mining for Development Centre

Project examining parliamentary agreements in regulating mining; published the 2015 report [Parliaments and Mining Agreements: Reviving the Numbed Arm of Government](#)

2014 Consultant

International Mining for Development Centre (IM4DC)

In conjunction with a technical expert, conducted a Resources legislation scoping mission, reporting to the Cambodian Government and IM4DC.

Relevant volunteer work

2000 - date **Volunteer Lawyer**, *Thailand & Myanmar*

(various) Initially full-time work, through the Australian Volunteers Abroad program, as an international legal adviser with the Burma Lawyers' Council (1999-2000). Over 2006-2014: four, self-funded, sessions of 1-3 months' full-time, teaching and training on Thai-Burma border (2006, 2010, 2012, 2014). From 2017-2020: fortnight each year doing legal capacity development in Myanmar (Peace Law Academy). Since 2022, in Thailand.

2011 - date **Adjunct Professor**, [University of Western Australia](#)

Research, write and present on resources regulation and disputes; supervise higher degree students' research and theses

2018 - date **Adjunct Professor**, *Murdoch University*

2019 - date **Clinical Professor**, [Curtin University](#)

2018 - 2020 **Member**, *Indigenous Issues Committee*, Australian Bar Association

2017 - 2019 **Member**, *Business and Human Rights Committee* of Law Council of Australia

Professional Courses, Training, Memberships

Integrating environmental, social, and human rights aspects into the governance of the mining sector

January 2021 (online), United Nations Institute for Training and Research, UNDP and Swedish Environmental Protection Agency

Natural Resources for Sustainable Development (Certificate of Proficiency)

Feb-May 2018 (online), SDG Academy in collaboration with Columbia Center on Sustainable Investment, Natural Resource Governance Institute, and World Bank

Member of Energy & Resources Law Association (WA committee), International Law Association, Foundation for Natural Resources & Energy Law, Western Australian Bar Association