

# BRYCE CROSS

Barrister

## FREDERICK JORDAN CHAMBERS

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Consistently recognised in *Doyle's Guide* as a leading junior counsel in the areas of employment and industrial law, Bryce's expertise also extends to equity, human rights and discrimination law.

Given the specialised nature of his practice, Bryce's depth of knowledge and experience allows him to deliver high quality advice involving commercial transactions and the drafting and interpretation of contracts, as well as representation across all levels of Commonwealth and State courts and tribunals. He is frequently briefed in all aspects of employment and industrial matters, including restraints of trade, employment contract disputes, unfair dismissals and prosecutions under the *Fair Work Act 2009* (Cth). His expansive discrimination practice also extends beyond allegations of discrimination in the workplace.

Bryce frequently represents employers, employees and the Commonwealth in the Federal Court of Australia, Federal Circuit Court, Supreme Court of New South Wales, Fair Work Commission and Industrial Relations Commission of New South Wales. He has also recently acted for a several unions and has widespread experience in appearing as counsel on behalf of clients in mediations.

Prior to being called to the Bar, Bryce gained considerable experience as an Industrial Advocate and Corporate Head Solicitor at the Chamber of Manufactures of NSW / Australian Business Limited and a Solicitor at Corrs Chambers Westgarth, where he conducted major litigation on behalf of clients in industrial courts and tribunals. Previous experience also includes working as an Industrial Officer at the New South Wales Nurses' Association, Commonwealth Steamship Owners' Association and the Australian Gaslight Company.

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### ADMISSIONS TO PRACTICE

- 1997 Admitted to the Bar of New South Wales
- 1991 Admitted as a Solicitor of the Supreme Court of New South Wales

### PROFESSIONAL QUALIFICATIONS

- 1991 Bachelor of Laws: University Technology, Sydney
  - 1984 Bachelor of Arts: University of New South Wales
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## PRINCIPAL AREAS OF PRACTICE

- Employment and Industrial Law
- Equity
- Human Rights and Discrimination

## PROFESSIONAL EXPERIENCE

- 1997 – present Barrister, Frederick Jordan Chambers
- 1993 – 1997 Industrial Advocate and Corporate Head Solicitor, Chamber of Manufactures of NSW / Australian Business Limited
- 1992 – 1993 Solicitor, Corrs Chambers Westgarth
- 1991 Industrial Officer, New South Wales Nurses' Association
- 1989 – 1991 Industrial Officer, Commonwealth Steamship Owners' Corporation
- 1987 – 1989 Industrial Officer, Australian Gaslight Company

## ACCOLADES

- *Doyle's Guide "Recommended"* Leading Employment & WHS Junior Counsel – Australia, 2017
- *Doyle's Guide "Leading"* Leading Employment & WHS Junior Counsel – NSW, 2017
- *Doyle's Guide "Recommended"* Leading Employment, Industrial Relations & WHS Barristers – Sydney, 2016
- *Doyle's Guide "Recommended"* Leading Employment Barristers – Sydney, 2015
- *Doyle's Guide "Leading"* Leading Employment Barristers – NSW, 2014
- *Doyle's Guide "Preeminent"* Leading Employment Barristers – NSW, 2013
- *Doyle's Guide "Preeminent"* Leading NSW Employment Barristers, 2012

## PROFESSIONAL MEMBERSHIPS

- Member, New South Wales Bar Association

## SELECT CASES

- *Hilditch v AHG Services (NSW) Trading as Lansvale Holden* [2017] FCCA 1086
- *Construction, Forestry, Mining and Energy Union v Australian Workers' Union & TCQ Labour Pty Limited* [2017] FWCFB 2296
- *Australian Institute of Marine and Power Engineers v Tasmanian Ports Corporation Pty Ltd T/A Tasports* [2017] FWC 2471
- *Delta Coal Mining Pty Limited v Construction, Forestry, Mining and Energy Union* (C2016/7338) PR588682
- *Balaclava Pastoral Co Pty Ltd t/a Australian Hotel Cowra v Darren Nurcombe* [2017] FWCFB 429
- *Workcover v Hi Performance Constructions* District Court of NSW, 4 December, 2015

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- *Director of the Fair Work Building Industry Inspectorate v Bragdon (No 2)* [2015] FCA 998 (10 September 2015)
  - *Scotto v Scala Bros Pty Ltd & Anor (No.2)* [2015] FCCA 2167 (13 August, 2015)
  - *Director of the Fair Work Building Industry Inspectorate v Bragdon* [2015] FCA 668 (3 July, 2015)
  - *Svitzer Australia Pty Limited Port of Darwin Engineers Agreement* [2015] FWCA 3891 (10 June, 2015)
  - *New South Wales Nurses and Midwives Association (on behalf of Jennifer Cox) v Manchester Unity Australia Limited* [2015] NSWIRComm 1003
  - *Scotto v Scala Bros Pty Ltd & Anor* [2014] FCCA 2374 (17 October, 2104)
  - *Amponsem v Laundry (Exhibition) Pty Ltd* [2014] FCCA 2206 (25 September 2014)
  - *Australian Institute of Marine and Power Engineers v Svitzer Australia Pty Limited* [2014] FWC 6154 (9 September 2014)
  - *Johnson v Monti-Haitsma Enterprises Pty Limited (in external administration) (No 2)* [2014] FCA 1020
  - *WorkCover Authority of NSW (Inspector Batty) v National Poly Industries Pty Ltd* [2014] NSWDC 178 (29 July 2014)
  - *Johnson Monti-Haitsma Enterprises Pty Limited (in external administration)* [2014] FCA 906
  - *Johnson v Monti-Haitsma Enterprises Pty Limited (in external administration)* [2014] FCCA 259
  - *Stallman Partners Pty Ltd T/A Trustee of the Maggie Moffatt Service Trust; Stallman Pty Ltd v Ms Denise Lam* [2014] FWCFB 4161
  - *Chang v General Reinsurance Australia Ltd* [2014] FCCA 1208 (5 June 2014)
  - *Benjamin Fries v Telum Contract Labour Pty Limited* [2014] FWCFB 90
  - *Amponsem v Laundry (Exhibition) Pty Ltd* [2014] FCA 94
  - *Amponsem v Laundry (Exhibition) Pty Ltd & Anor* [2013] FCCA 1982 (29 November 2013)
  - *Gana Holdings v Renshaw* [2013] NSWSC 381
  - *Telum Civil (Qld) Pty Limited v Construction, Forestry, Mining and Energy Union* [2013] FWCFB 2434
  - *John Lucas Hotel Management Services T/A World Square Pub v Ms Vanessa Hillie* [2013] FWCFB 1198
  - *National Union of Workers v Super Retail Group Ltd* [2012] FWA 3753
  - *Visscher v Teekay Shipping (Australia) Pty Ltd* [2013] FCA 219
  - *ETU v Essential Energy* [2012] NSWIRComm 1025
  - *Visscher v Teekay Shipping (Australia) Pty Ltd (No 4)* [2012] FCA 1247
  - *Visscher v Teekay Shipping (Australia) Pty Limited* [2012] FCA 299
  - *Mr John Guidera v Svitzer Australia Pty Ltd* [2011] FWA 8046
  - *Inspector Yates v Toorak Winery Pty Ltd* [2010] NSWIRComm 136
  - *Woodhill v Australian Hotels Association (NSW)* [2010] FMCA 953
  - *Adam James Harley v Aristocrat Technologies Australia Pty Ltd* [2010] FWA 62
  - *Morgan v Commissioner of Police* [2010] NSWIRComm 67
  - *Morgan and Commissioner of Police* [2009] NSWIRComm 184

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- *Visscher v The Honourable President Justice Guidice* [2009] HCA 34
- *Construction, Forestry, Mining and Energy Union v Ulan Coal Mines Ltd* [2009] FCA 326
- *B Brown v Coles Group Supply Chain Pty Ltd* [2008] AIRCFB 773
- *Mr Brian Brown v Coles Group Supply Chain Pty Ltd; Mr Poasa Tyrone Fatialofa v Coles Group Supply Chain Pty Ltd* [2008] AIRC 1127
- *Kennett and Anor v Mayrana Pty Ltd and Ors (No 9)* [2008] NSWIRComm 106
- *Electrical Trades Union of Australia, NSW Branch and Energy Australia* [2008] NSWIRComm 1128
- *Get Ahead Wealth Solutions Pty Ltd and anor v JLF Corporation Pty Ltd* [2008] NSWIRComm 61
- *Dateline Shipping and Travel Pty Ltd and Celtic Marine (Hong Kong) Ltd (C2006/1480); The Maritime Union of Australia and Australian Institute of Marine and Power Engineers (C2006/2123), PR972530*
- *Maritime Industry Dry Bulk Cargo Foreign Vessels Ratings Award 2003 (PR966979)*
- *Thompson v Big Bert Pty Ltd* [2008] FCA 792
- *Thompson v Big Bert Pty Ltd t/as Charles Hotel* [2007] FCA 1978
- *Visscher v The Australian Industrial Relations Commission* [2007] FCAFC 206
- *Liquor, Hospitality Miscellaneous Union, Liquor & Hospitality Division, NSW Branch on behalf of its Member, Wayne Roberts v Woonona Bulli RSL Memorial Club Limited* [2007] FCA 1460
- *Inspector Michael Dall v Brambles Australia Ltd* [2006] NSWIRComm 213
- *Piriz v AAPT Limited* [2005] NSWIRComm 374
- *Robyn Smith v Chevelle Developments Pty Ltd t/as Snowden Parkes Real Estate Agents and Another* [2005] NSWIRComm 109
- *Blackadder v Ramsey Butchering Services Pty Ltd* [2005] HCA 22
- *ALHMWU and Blacktown Workers Club Ltd* [2005] NSWIRComm 1022
- *Tosco Mihajlovski v I R Cootes Pty Ltd (PR943954)*
- *TDU Pty Ltd v Automotive, Food, Metals, Engineering, Printing and Kindred Industries Union (PR920267)*
- *K Falco v OPSM Pty Ltd (PR913552) [2002] AIRC 109 (1 February 2002)*
- *Riley v Australian Grader Hire Pty Ltd* [2001] NSWIRComm 31
- *Joy Manufacturing Co Pty Ltd - re Joy Mining Machinery (Moss Vale Site) Certified Agreement 1998 - T1133 [2000] AIRC 335 (22 September 2000)*