

ARRON HARTNETT

Year called – 2017
Year admitted – 2012

CONTACT DETAILS:

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AREAS OF PRACTICE

Administrative and public law
Appellate law
Migration
National Disability Insurance Scheme
Constitutional law
Regulatory and disciplinary matters
Employment law
Workplace investigations
Family law

EDUCATION

Bachelor of Laws (Hons), Queensland University of Technology
Graduate Diploma of Legal Practice, Queensland University of Technology
Master of Business (Professional Accounting), Queensland University of Technology

CAREER HISTORY

Arron was called to the bar in 2017. He practices predominately in administrative law (both merits and judicial review), regulatory proceedings, employment law and family law. Arron routinely acts for government agencies (Commonwealth and state), as well as private clients. He regularly acts for government agencies in defending government decisions in merits review tribunals; in civil penalty matters; in judicial review applications; and in appeals. He has appeared led and unled in federal and state courts and tribunals (including at the appellate level).

Arron appeared for the plaintiffs in the landmark High Court case of *Love v Commonwealth of Australia* (2020) 270 CLR 152; [2020] HCA 3 and in *Thoms v Commonwealth of Australia* (2022) 276 CLR 466; [2022] HCA 20 (led by Stephen Keim SC in both cases).

Prior to being called to the bar, Arron worked in the Queensland Department of Justice and Attorney-General developing complex primary and subordinate legislation for the Queensland Parliament. His background gives him unique insight to complex statutory construction questions.

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Arron is a member of the Australian Bar Association's Ethics Committee. He regularly contributes to the Law Council of Australia's publication 'Chapter III'. Arron is a member of the Australian Association of Constitutional Lawyers and the Law Council of Australia's Federal Litigation and Dispute Resolution Section.

Arron is a sessional academic at QUT, tutoring in constitutional law and evidence.

CASE LIST

High Court of Australia

- *Love v Commonwealth of Australia* (2020) 270 CLR 152; [2020] HCA 3 (constitutional law, aliens) (led by Stephen Keim SC)
- *Thoms v Commonwealth of Australia* (2022) 96 ALJR 635; [2022] HCA 20 (constitutional law, aliens, false imprisonment) (led by Stephen Keim SC)

Family Court of Australia (Full Court)

- *Quincey v Quincey* [2024] FedCFamC1A (appeal) (validity of binding financial agreement)
- *Sacco & Allan (No. 2)* [2024] FedCFamC1A (appeal)
- *Newett & Newett (No. 2)* [2021] FedCFamC1A (appeal)
- *Newett & Newett (No. 3)* [2021] FamCAFC 164 (appeal)
- *Sattler & Furnie* [2021] FedCFamC1A 20 (appeal)
- *Michar & Balieford & Child Support Registrar* (2019) FLC ¶98-076; [2019] FamCAFC 60 (unled) (appeal)
- *Laremore & Speidell* (2019) 60 Fam LR 250; [2019] FamCAFC 215 (appeal)
- *Winship & Wrays* (2019) FLC ¶93-928; [2019] FamCAFC 225 (appeal)
- *Newett & Newett* [2019] FamCAFC 102 (appeal)

Federal Court of Australia and Federal Circuit and Family Court (Divisions 1 and 2)

- *He v Secretary, Department of Education, Skills and Employment* [2024] FCA 819 (succeeded on appeal)
- *Tabuarua v Minister for Immigration, Citizenship and Multicultural Affairs* [2024] FCA 748 (succeeded in quashing decision of Tribunal whose decision was affected by procedural unfairness)
- *Krupin & Krupin (No. 3)* [2024] FedCFamC1F 61 (constructive trusts, estoppel)
- *Allan & Sacco (No 2)* [2024] FedCFamC1F 15 (parenting)
- *Clean Energy Regulator v E Connect Solar Pty Ltd* [2023] FCA 1082 (civil penalties)
- *He v Secretary, Department of Education, Skills and Employment* (2023) 377 FLR 161; [2023] FedCFamC2G (statutory entitlements, appeal from Tribunal)
- *Fair Work Ombudsman v Buchanan* [2022] FedCFamC2G 92 (civil penalties)
- *Mainor & Mainor* [2022] FedCFamC1F 975 (costs)
- *Hirama v Minister for Home Affairs* [2021] FCA 648 (declaration, constitutional law)
- *SBP Employment Solutions v Smith* [2021] FCA 601 (employment, appeal)
- *Fair Work Ombudsman v 63 Racecourse Road Pty Ltd & Anor* [2021] FCCA 1875 (civil remedy)
- *Mainor & Mainor* [2020] FCCA 2269 (family law, parenting)
- *EFA18 v Minister for Immigration and Border Protection* [2019] FCCA 740 (judicial review, migration)

Tribunals

- *Richards and National Disability Insurance Agency* [2024] AATA 2708 (access matter)

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- *Tabuarua & Minister for Immigration, Citizenship and Multicultural Affairs* [2023] AATA 1383 (merits review, review of non-revocation of mandatory visa cancellation)
- *Lonie v LiveBetter Services Limited* [2023] NSWCATAD 60 (anti-discrimination)
- *Mamatta & Minister for Immigration, Citizenship and Multicultural Affairs* [2023] AATA 133 (merits review, review of non-revocation of mandatory visa cancellation)
- *Legal Services Commissioner v Walker* [2021] QCAT 389 (discipline, legal practitioners)
- *Kerry & Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2020] AATA 869 (merits review, review of non-revocation of mandatory visa cancellation)

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