

DEREK T W WONG

Alinea Chambers
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EDUCATION

Student (Public International Law Stream)	Hague Academy of International Law	2013
<i>Scholarship from The Hague Academy of International Law</i>		
Master of Law (Hons 1)	University of Cambridge	2012-13
Bachelor of Laws (Hons 1)	University of New South Wales	2005-09
<i>Valedictorian for best overall performance and contribution to the Faculty of Law (2009); Dean's List for Academic Excellence in Business Associations 2 (2009); Dean's List for Academic Excellence in The International Law Competitive Moot (2008); First Place in Public International Law (2007)</i>		
<i>3rd best oralist and Grand Finalist in the Jessup International Law Moot, International Rounds (2008); Grand Finalist in the Jessup International Law Moot, Australian Rounds (2008), the Sir Harry Gibbs Federal Constitutional Law Moot (2008) and the Australian Law Students Association Championship Moot (2007); Winner and best oralist in the UNSW Blake Dawson Moot (2007) and the UNSW Junior Moot (2006)</i>		
Bachelor of Commerce	University of New South Wales	2005-07

PROFESSIONAL

Barrister	Alinea Chambers	2019 – present
	Tenth Floor Chambers	2016 – 2019
Solicitor and Law Graduate	King & Wood Mallesons (formerly Mallesons Stephen Jaques)	2011 – 2016
International Law Moot Coach (Jessup)	Faculty of Law, University of New South Wales	2010 – 2011
Tipstaff to the Hon R D Giles	Court of Appeal, NSW Supreme Court	2010

ACADEMIC

Committee Member	International Law Association, Committee on International Law and Sea Level Rise	2013 – 2019
Member	Chartered Institute of Arbitrators, Australia Branch	2010 – 2011
<i>Scholarship from the Chartered Institute for the Diploma in International Commercial Arbitration; Best Oralist and Runner-up in the Chartered Institute of Arbitrators Arbitration Competition</i>		
Research Assistant	Faculty of Law, University of New South Wales	2008 – 2009
<i>Research Assistant to the Hon Keith Mason AC, and to Professors B Edgeworth, S Degeling and R Rayfuse</i>		
Editorial Board Member	University of New South Wales Law Journal	2007 – 2009
Peer Tutor and Mentor	Faculty of Law, University of New South Wales	2007 – 2009

PUBLICATIONS

- Michael and Wong, 'Recourse to Contractual Context Reaffirmed' (2015) 89(3) *Australian Law Journal* 181
- Wong, 'Sovereignty Sunk? The Position of "Sinking States" at International Law' (2013) 14(2) *Melbourne Journal of International Law* 346
- Wong and Trinh, 'The Case Concerning the Alfurnan Migrants' (*Compromis* for the *Jessup Moot* 2012 – 2013)
- Wong and Michael, '*Western Export Services v Jireh International*: Ambiguity as the Gateway to Surrounding Circumstances?' (2012) 86 *Australian Law Journal* 57
- Wong, 'The High Court and the *Woolwich* Principle: Adoption or another Bullet that cannot be Bitten?' (2011) 85 *Australian Law Journal* 597
- Wong, 'Moot Point: Can an Entity Mortgage to Itself?' (2011) 85 *Australian Law Journal* 331

SELECTED MATTERS AS A BARRISTER

Federal Court and Full Federal Court of Australia

<i>American Medical Systems Llc ats Philipsen (ongoing)</i>	Class action – Product liability (gynaecological mesh)	Led by S Finch SC, K Morgan SC Baker McKenzie
<i>Ethicon Sàrl & Ors ats Gill (judgment reserved)</i>	Class action – Product liability (gynaecological mesh)	Led by S Finch SC, K Morgan SC, C Gleeson Clayton Utz
<i>Westpac Banking Corp ats ASIC [2019] FCA 1244</i>	Financial services – Responsible lending	Led by J Kirk SC, J Williams King & Wood Mallesons
<i>Ethicon Sàrl & Ors ats Gill [2019] FCA 587; [2019] FCA 177; [2018] FCFCA 137; [2018] FCA 470</i>	Class action – Procedure – Class closure – Leave to expand class	Led by S Finch (part) K Morgan SC (part)
<i>American Medical Systems Llc ats Philipsen [2018] FCA 1580</i>	Class action – Procedure – Leave to expand class	Led by K Morgan SC Baker McKenzie
<i>Brickworks Ltd & Anor ats Perpetual Ltd [2017] FCA 756</i>	Corporations – Oppression (preparation of submissions)	Led by I Jackman SC, D Thomas King & Wood Mallesons
<i>ACCC v AIPE Pty Ltd (in liq) [2017] FCA 521</i>	Insolvency – Leave to proceed against a company in liquidation	Led by K Morgan SC Minter Ellison

NSW Court of Appeal and Supreme Court

<i>Honda Australia Pty Ltd ats Kularathne (ongoing)</i>	Class action – Product liability (airbags)	Led by A Bannon SC, K Morgan SC (part), K&L Gates
<i>Thalanga Copper Mines Pty Ltd v Cromarty Resources Pty Ltd (ongoing)</i>	Contract – Breach of contract	Led by A McGrath SC McCullough Robertson
<i>Gilbert & Ors (t/as Gilbert + Tobin) ats KTC [2019] NSWSC 281; NSWSC 330</i>	Procedure – Strike out of claim in knowing assistance	Led by G Rich SC, G Ng YPOL
<i>Honda Australia Pty Ltd ats Kularathne [2018] NSWSC 1868</i>	Class action – Procedure – Common questions	Unled K&L Gates
<i>Melville ats Dougall [2017] NSWCA 309</i>	Negligence; limitation periods	Led by P Knowles YPOL
<i>Partnership of Slattery Thompson ats Graham (settled)</i>	Procedure – Strike out of claim in professional negligence	Unled YPOL
<i>CVC Mezzanine Finance Pty Ltd v Masters (settled)</i>	Contract – Damages	Led by S Mirzabegian Harpur Phillips
<i>JP Morgan ats Octaviar (in liq) (settled)</i>	Insolvency – Uncommercial transaction	Led by S Nixon SC King & Wood Mallesons
<i>OPEL Networks Pty Ltd (in liq) v Commonwealth of Australia (settled)</i>	Contract – Breach of contract	Led by A Bannon SC, M Darke SC, S Mirzabegian Baker McKenzie

Other Courts / Tribunals

<i>QBE Insurance Group Ltd</i>	Banking Royal Commission	King & Wood Mallesons
<i>Bupa ANZ Healthcare Holdings</i>	Aged Care Royal Commission	Herbert Smith Freehills
<i>CMT Architects v Waverley Council [2019] NSWLEC 1001</i>	Procedure – Application by third party for joinder	Unled McCabes Lawyers
<i>Oakland Investment Grp Ltd ats Sino-Resource [2018] QCA 165</i>	Application by a third party to be added as a party to the appeal	Unled Legal World Pty Limited
<i>ICON Cancer Care ats Squires (FCC, settled)</i>	Employment – Unlawful dismissal	Unled K&L Gates

<i>Sell & Parker Pty Ltd ats Online Safety Systems (NSWLC, settled)</i>	Contract; Trade Practices	Unled Resolve Litigation
<i>Ladbrokes Digital Aust Pty Ltd ats Liquor & Gaming NSW (NSWLC)</i>	Crime – Gambling advertising	Led by K Morgan SC K&L Gates
<i>Council of the King’s School v Garry Amos (FCC, settled)</i>	Bankruptcy	Unled Austin Reid Lawyers
<i>Knight Watch Pty Ltd ats Commissioner of State Revenue [2017] NSWCATAD 223</i>	Tax – Payroll Tax	Led by K Morgan SC Clamenz
<i>Misc Advices / Opinions</i>	Advices / opinions on various areas including corporations law, contract, consumer protection, insurance, arbitration, applications to amend findings in judgments, and other contentious matters.	

SELECTED MATTERS AS A SOLICITOR

Class Actions

<i>RBS Group (Australia) Pty Ltd ats Dillon</i>	Class Action – Financial Services (Navra Warrants)	FCA
<i>Westpac Banking Group ats Lee</i>	Class Action – Financial Services (Collapse of Storm Financial)	FCA
<i>PwC and PwCs ats Kirby</i>	Class Action – Financial Services (Centro)	FCA

Other Disputes

<i>Brambles Ltd v Recall Holdings</i>	Contract – Breach of contract	NSWSC
<i>Stuva Pty Ltd</i>	Property – Notices to complete	NSWSC
<i>PLAMAN Group – Re Featherston Resources Ltd [2014] NSWSC 1139</i>	Corporations – Derivative shareholder action	NSWSC
<i>The Ship "Diamantgracht" ats Fugro-Geoteam AS</i>	Negligence – Admiralty (collision of two ships)	FCA
<i>Bresic Whitney Estate Agents Pty Ltd ats Office of Fair Trading</i>	Crime – Underquoting (successful defence of the first OFT prosecution in NSW alleging underquoting)	NSWLC

Domestic and International Commercial Arbitrations

<i>International oil and gas company</i>	International arbitration under the SIAC Rules	SIAC
<i>Australian superannuation fund</i>	Domestic arbitration concerning an IT Contract	Ad Hoc Arbitration
<i>Tribunal secretary</i>	International arbitrations under the SIAC and ACICA Rules	SIAC / ACICA

Advice and other matters

<i>Confidential International Bank</i>	International investigation concerning exchange rate manipulation	
<i>Royal Commission into Institutional Responses to Child Sexual Abuse</i>	Various case studies (for the Commission)	
<i>Misc advices</i>	Advices for corporations and individuals in various areas of law including property, contract, trusts, insurance, professional regulations, auditor reporting obligations, and other contentious matters.	