

MATTHEW MOIR

CONTACT DETAILS

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ADMISSION DATE

- 2004 (barrister)
- 1998 (solicitor)

QUALIFICATIONS

- BA (Hons) (Syd)
- LLB (Hons) (Syd)

PREVIOUS OCCUPATIONS

- Solicitor, Australian Industry Group, 1998-2004
- Industrial Officer, Association of Professional Engineers, Scientists and Managers Australia, 1997-1998

SPECIFIC AREAS OF PRACTICE

- Employment/industrial law
- Work health and safety law
- Commercial law
- Discrimination law
- Appeals

REFEREED ARTICLES

- “Discretion, Good Faith and Employer Control over Executive Remuneration” (2011) 24 Australian Journal of Labour Law 121
- “Recovery of Damages for Wrongful Resignation” (2011) 24 Australian Journal of Labour Law 173
- “Individual and Collective Bargaining in Australian Labour Law: The CRA Weipa case” (1996) 18 Sydney Law Review 350

SELECTED CASES

Employment/Industrial

- Power Projects International Pty Ltd v AMWU & AWU [\[2011\] FWAFB 1327](#) (protected industrial action - appeal)
- CFMEU v Woden Contractors Pty Ltd [\[2011\] FMCA 473](#) (union right of entry – penalty)
- Allied Express Transport Pty Ltd v Mears [\[2010\] NSWSC 1112](#) (restraint of trade – interlocutory injunction)
- Moukahal v Star Track Express Pty Ltd [\[2006\] NSWIRComm 1159](#) (reinstatement of injured worker)
- Dunne v RailCorp NSW [\[2006\] NSWADT 273](#) (discrimination on grounds of epilepsy)

Work Health and Safety

- Lorenzo and Santos v Inspector Peter Hayes [\[2011\] NSWIRComm 54](#) (appeal following High Court judgment in Kirk v Industrial Court of New South Wales (2010) 239 CLR 531)
- Liang v Inspector David Farmer [\(2010\) 199 IR 116](#) (directors' liability - appeal)
- Inspector Hayes v Santos and Lorenzo [\[2009\] NSWIRComm 163](#) (directors' liability)
- Inspector Hayes v Santos and Lorenzo (No. 2) [\[2009\] NSWIRComm 208](#) (sentencing)

Commercial

- Dee-Tech Pty Ltd v Neddham Holdings Pty Ltd [\[2010\] NSWCA 374](#) (repudiation of lease and statutory notices - appeal)
- Dee-Tech Pty Ltd v Neddham Holdings Pty Ltd (No 2) [\[2009\] NSWSC 1355](#) (relief against forfeiture of commercial lease)
- Cadence Australia Pty Ltd v Chew [\[2008\] NSWSC 1074](#) (access to laptop computer for forensic examination – interlocutory application)
- Cadence Australia Pty Ltd v Chew [\[2008\] NSWSC 1076](#) (ambit of forensic examination of laptop computer)