

C U R R I C U L U M V I T A E

Mark Seymour SC

32/52 Martin Place
Sydney NSW 2001
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Career

2004 – Present

Barrister, Martin Place Chambers

Appointed Senior Counsel: 2023

Practice areas:

- Administrative, constitutional and public law, including local government;
- Environmental, climate and planning law;
- Property, including contracts, easements, valuation and compulsory acquisition;
- Environmental criminal law, including regulation and compliance;
- Appeals.

Other professional activity

- Mediator
- Arbitrator
- NSW Bar Association Advocate for Change (LGBTQIA+) 2024-2026
- Member, NSW Bar Association Climate Change Committee
- Director and Chair, Belvoir Street Theatre Ltd

Education

- Master of Laws (Commercial and Public Law)
Australian National University
- Professional Certificate in Arbitration
University of Adelaide
- Graduate Certificate in Urban and Regional Planning
University of Sydney
- Bachelor of Laws (Hons, First Class)
University of Technology, Sydney

Other Employment History

2011

Lecturer: Equity and Property

University of New South Wales

2003-2006

Tutor/Lecturer: Corporate law; Administrative law; Equity and trusts; Personal property

University of Technology, Sydney

Significant cases

- *Murray Lower Darling Rivers Indigenous Nations v Commonwealth* [2025] FCA 1029 – administrative law – decision of the Minister to accredit a water sharing plan set aside – construction of the *Water Act 2007 (Cth)*
- *Conway v Leeroy Property Investments Pty Ltd* [2025] NSWSC 580 – challenge to development consent refused – claim to implied easement in equity dismissed – claim to easement under s 88K *Conveyancing Act 1919* dismissed
- *Georges River Council v Eskander* [2024] NSWLEC 98 – successful appeal under s 56A *Land and Environment Court Act 1979* – proper construction of clause 6.9 *Georges River Local Environmental Plan 2021* as to essential services
- *Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs v SZRWS* [2023] FCAFC 83 – statutory construction – unsuccessful challenge to policy affecting food brought into detention centres
- *Perisher Blue Pty Ltd as Trustee for the Snow Trust v Valuer General* [2023] NSWLEC 41 – land value of Perisher ski fields – valuation methodology – appeal upheld and land value reduced
- *2 Phillip Rise Pty Ltd v Kempsey Shire Council* [2023] NSWLEC 28 – appeal under s 56A *Land and Environment Court Act 1979* – “zombie” consent – statutory construction
- *Burton v Director of Public Prosecutions* [2022] NSWCA 242 – *amicus curiae* – constitutional law – validity of s 105 *Children and Young Persons (Care and Protection) Act 1998*
- *Bathurst Regional Council v Natural Resources Access Regulator* [2022] NSWSC 846 – statutory construction – construction of conditions of water approval
- *NSW Electoral Commissioner v Kempsey Shire Council (No 2)* NSWSC 282; *NSW Electoral Commissioner v Kempsey Shire Council (No 3)* [2022] NSWSC 409 – validity of local council election – remedies
- *McClelland v Environmental Protection Authority* [2021] NSWLEC 25 – criminal law – charge of wilful delay of authorized officer
- *Talbot v Minister for the Environment* [2020] FCA 1042 – constitutional law – effect of s 51(xxvi) on s 10 of the *Aboriginal and Torres Strait Islander Heritage Protection Act 1984 (Cth)*
- *Masters v Reserve Hotels Pty Ltd atf the NBF Trust* [2020] NSWCATAD 115 – claim of racial discrimination under s 19 *Anti Discrimination Act 1977* – claim substantiated and orders made
- *Tanioria v Commonwealth of Australia (No 3)* [2018] FCA 1623 – constitutional law – status of persons carrying out detention – claim dismissed