

NATHAN LI

SELECTED CASES

Taxation and revenue

Newmont Canada FN Holdings ULC v Commissioner of Taxation (No 2) [2025] FCA 1356
(capital gains tax – Australian taxable real property – valuation of mining assets)

Oracle Corporation Australia Pty Ltd v Commissioner of Taxation [2025] FCAFC 145 (tax treaties – mutual agreement procedure – stay of proceedings – led by Michael O'Meara SC)

Loan Market Group Pty Ltd v Chief Commissioner of State Revenue [2024] NSWSC 1393
(payroll tax – remission of penalty and interest – led by Elizabeth Collins SC)

Loan Market Group Pty Ltd v Chief Commissioner of State Revenue [2024] NSWSC 390
(payroll tax – relevant contracts – mortgage brokers – led by Elizabeth Collins SC and Chloe Burnett SC)

Mylan Australia Holding Pty Ltd v Commissioner of Taxation (No 2) [2024] FCA 253 (Part IVA – cancellation of deductions – US headquartered multinational acquisition financing – led by Stephen Sharpley KC)

Banktech Group Pty Ltd v Commissioner of Taxation [2023] AATA 3850 (goods and services tax – financial supplies – input taxed supplies – led by Michael O'Meara SC)

Mylan Australia Holding Pty Ltd v Commissioner of Taxation [2023] FCA 672 (Part IVA – discovery by the Commissioner – Sabre orders seeking documents held by offshore parent company – led by James Hmelnitsky SC)

Chief Commissioner of State Revenue v Shell Energy Operations No 2 Pty Ltd [2023] NSWCA 113 (duties – landholder duty – led by Perry Herzfeld SC)

Meridian Energy Australia Pty Ltd v Chief Commissioner of State Revenue [2022] NSWSC 1074 (duties – landholder duty – led by Mark Richmond SC)

MJ and IT Holdings Pty Ltd and Commissioner of Taxation [2021] AATA 3250 (Coronavirus Economic Response Package – unled)

Deputy Commissioner of Taxation v Huang [2021] HCA 43 (worldwide freezing orders – led by Bret Walker SC and Gerald Ng)

Equity and trusts

Guo v Yufeng Investment Group (Australia) Pty Ltd [2024] NSWSC 1599 (joint ventures – fiduciary duties – led by Gerald Ng SC)

Guo v HD International Pty Ltd [2024] NSWSC 1283 (replacement of trustee – unled)

General commercial

Buildom Pty Ltd v Rawson Constructions NSW Pty Ltd & Ors; Buildom Pty Ltd v Everton Constructions NSW Pty Ltd & Anor [2025] NSWSC 1608 (contract – privity – construction of terms – estoppel – unled)

Insolvency and bankruptcy

Abi-Rizk v BB Dundas Pty Ltd aff the BB Dundas Trust (No 2) [2025] NSWSC 950 (bankruptcy – proceedings for equitable relief against bankrupt – unled)

In the matter of Leralais Pty Ltd [2025] NSWSC 893 (winding up in insolvency – led by Roger Marshall SC)

One Funds Management Limited, in the matter of One Funds Management Limited (No 2) [2025] FCA 602 (scheme of arrangement – opposition to – unled)

Monks v Mawhinney [2024] FCA 582 (creditor's petition – act of bankruptcy by suspension of debts – led by Steven Golledge SC)

In the matter of Mulcox Pty Limited (in liquidation) [2023] NSWSC 1341 (winding up of corporate trustee – trustee right of exoneration – unled)

Coleman v Gannaway [2023] FCA 224 (bankruptcy notices – foreign currency judgment – unled)

Winau Aust Pty Ltd v LCC Property Development Pty Ltd [2022] NSWSC 1258 (appointment of receiver – validity of assignment of securities – unled)

In the matter of QSmart Securities Pty Ltd [2021] NSWSC 1687 (winding up in insolvency – unled)

In the matter of Malvern Developments (Vic) Pty Ltd [2021] NSWSC 958 (application to set aside statutory demand – costs – unled)

In the matter of Malvern Developments (Vic) Pty Ltd [2021] NSWSC 888 (application to set aside statutory demand – s 459M conditional orders – unled)

In the matter of Ming Tian Real Property Pty Ltd [2021] NSWSC 386 (application to set aside statutory demand – costs – unled)

Administrative law

JLBE Pty Ltd t/as Fun2Learn Early Learning Centre v NSW Early Learning Commissioner [2026] NSWCATAD 3 (Children (Education and Care Services) National Law – cancellation of service provider approval – stay application – unled)

Crewes and National Disability Insurance Agency (NDIS) [2025] ARTA 695 (National Disability Insurance Scheme – access request – merits review – unled)

Webster and National Disability Insurance Agency (NDIS) [2025] ARTA 590 (National Disability Insurance Scheme – access request – merits review – unled)

3 Bears Childcare Centre Pty Ltd v Secretary, Department of Education; Apple Bear Pty Ltd v Secretary, Department of Education; Hi5 Childcare Pty Ltd v Secretary, Department of Education [2024] NSWCATAD 204 (Children (Education and Care Services) National Law – cancellation of service provider approval – stay application – unled)

Tatla by his litigation guardian Grewal v Minister for Immigration, Citizenship and Multicultural Affairs [2024] FCAFC 78 (declaration of citizenship – unled)

Vogel v Secretary, Department of Education [2024] NSWCATAD 142 (government information public access – unled)

Tzaneros Investments Pty Ltd v Walker Group Constructions Pty Ltd [2023] NSWCA 122 (costs assessment – led by Mark Dempsey SC)

BGV19 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2023] FCA 22 (visa refusal – judicial review – unled)

YFYZ and Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs (Migration) [2022] AATA 1381 (section 501C visa cancellation – unled)

FPA18 v Minister for Immigration, Citizenship and Multicultural Affairs [2022] FedCFamC2G 770 (visa refusal – judicial review – unled)

EPJ19 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2021] FCAFC 193 (visa refusal – judicial review – unled)

FFNR and the National Disability Insurance Agency [2021] AATA 3890 (merits review – reasonable and necessary supports – unled)

ASO20 v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2021] FCCA 1310 (visa refusal – judicial review – unled)

TGWR v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2021] FCA 763 (review of decision not to revoke mandatory cancellation of visa – judicial review – unled)

The Owners – Strata Plan No 4159 v Wolff [2021] NSWCATAP 135 (apprehended bias by reason of Tribunal member witness – unled)

Walker Group Constructions Pty Ltd v Tzaneros Investments Pty Ltd [2021] NSWDC 32 (cost assessment – appeal from review panel – led by Mark Dempsey SC)

BGV19 v Minister for Immigration [2020] FCCA 3014 (review of decision of Immigration Assessment Authority – judicial review – unled)

EPJ19 v Minister for Immigration [2020] FCCA 2197 (review of decision of Immigration Assessment Authority – judicial review – unled)

Katragadda v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2020] FCAFC 143 (migration agent fraud – judicial review – unled)

Khazaal v Attorney-General (Cth) [2020] FCA 448 (parole order under the s 19AL of the *Crimes Act 1914* (Cth) – led by David Hughes)

Minister for Home Affairs v NBCM [2019] FCAFC 199 (visa cancellation – led by David Hughes)

FYBR v Minister for Home Affairs [2019] FCAFC 185 (visa refusal – led by Craig Lenehan)

Class actions

Laith & Fadi Investments Pty Ltd v Fogo Brazilia Holdings Pty Ltd [2024] NSWSC 1508 (application for security for costs – unfunded class action – unled)

Moore v Scenic Tours Pty Ltd (No.6) [2023] NSWSC 948 (application for representative action settlement approval – unled)

Scenic Tours Pty Ltd v Moore (No 2) [2023] NSWCA 101 (costs on appeal – led by Justin Hogan-Doran SC)

Scenic Tours Pty Ltd v Moore [2023] NSWCA 74 (breach of consumer guarantees – led by Justin Hogan-Doran SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 13) [2023] FCA 84 (application for settlement approval – led by David Pritchard SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 11) [2022] FCA 331 (application for settlement approval – led by David Pritchard SC)

Moore v Scenic Tours Pty Ltd (No.4) [2022] NSWSC 270 (assessment of damages after initial trial – led by Justin Hogan-Doran SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 9) [2021] FCA 473 (application for advance rulings on evidence – led by David Pritchard SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 8) [2021] FCA 295 (application for oral discovery – led by David Pritchard SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 7) [2020] FCA 1487 (application in relation to common fund orders – led by David Pritchard SC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd [2020] FCA 1234 (approval of settlement of representative proceedings – led by Kristine Hanscombe QC)

Davaria Pty Limited v 7-Eleven Stores Pty Ltd [2020] FCA 953 (security for costs in representative proceedings – led by David Pritchard SC)

Kelly v Scenic Tours Pty Limited [2019] NSWSC 1266 (application for preliminary discovery in class actions – led by Justin Hogan-Doran)