



GREENWAY CHAMBERS

Ajay Sivanathan

Solicitor 2020/ Barrister 2023

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Practice

Ajay specialises in commercial, building and construction (including Home Building Act 1989 (NSW), Design and Building Practitioners Act 2020 (NSW), Building and Construction Industry Security of Payment Act 1999 (NSW)) and regulatory (including work health safety) law.

Employment

Before the Bar, Ajay was a solicitor at Ashurst and Tipstaff to Justice Robb at the Supreme Court of New South Wales.

Education

Ajay holds a Bachelor of Economics, Bachelor of Laws and Master of Laws, all from the University of Sydney. Whilst there, Ajay was a Student Editor of the Sydney Law Review and received several prizes and awards, including the Ivan Roberts Scholarship, New Colombo Plan Scholarship, Eric Cunstance Shaw Scholarship, Pitt Cobbett Scholarship, Walter Reid Memorial Prize for Law (twice), and Dean's List of Excellence for Academic Performance in Law.

Areas of Expertise

Commercial Law & Equity

Work Health & Safety

Sports Law

Appellate (including matter at first instance)

Crown v Nicodemou [2026] NSWCA 49; Nicodemou v Crown [2025] NSWSC 1243 (led by Mr Dooley) [corporations]

Hynash Constructions Pty Ltd v BRP Industries Pty Ltd [2025] NSWCA 14 (led by Mr Byrne) [security of payment]

Perpetual Corporate Trust Ltd v Owners Corporation SP6534 [2024] NSWCA 279 (2-day appeal) (led by Mr Cheshire SC); [2024] NSWSC 173; [2024] NSWSC 358; [2024] NSWSC 537 (8-day trial) (led by Mr Byrne) [strata, building and construction]

Inndeavor Apartment Wolli Creek Pty Ltd v Maroun Pty Ltd [2024] NSWCA 237 (led by Mr Lynch SC) [real property]

Warrane Design Construct Fit-Out Pty Ltd v Woonona Bulli RSL Memorial Club Ltd [2025] NSWSC 123; [2025] NSWSC 271; [2025] NSWSC 365; [2025] NSWCA 89 (led by Mr Lynch SC) [security of payment]

Commercial, property and construction law

Slade & Slade v Kongstruction Pty Ltd [2026] NSWSC 606 (unled) [security of payment]

MC Coronam Pty Ltd v Crown [2026] NSWSC 264 (led by Mr Dooley) [contract]

Morri v Addbuild Master Builders Pty Ltd [2025] NSWCATAP 136; [2025] NSWCATAP 321 (unled) [building and construction]

AGS v Waratah on Alstonville (2023/201981) (settled part-way through 7-day trial) (led by Mr Byrne) [building and construction, insolvency]

A Lloyd Babb Pty Ltd v Bexgrove Pty Ltd [2023] NSWSC 1167 (led by Mr Dooley) [real property]

Leaver v Leaver (NSWSC 2020/30644) (settled after first day of one-week trial) (led by Mr Hicks SC) [equity]

Redmyre Group Pty Ltd v Stockman [2023] NSWCATAP 305 (led by Mr Lynch SC) [building and construction]

Regulatory and administrative law

Sassine v Commissioner for Fair Trading, Department of Customer Service [2026] NSWSC 38 (unled) [judicial review, licensing]

Jamie Pittman v CombatAus (NST-E24-4932) (National Sports Tribunal) (unled) [regulatory, sports law]

SafeWork NSW v Menai Civil Contractors Pty Ltd [2025] NSWIC 8 (unled) [work, health and safety]

SafeWork NSW v Bridgeworks (Aust) Pty Ltd [2025] NSWIC 17 (unled) [work, health and safety]

Thompson v Minister for Home Affairs [2024] FCA 776 (led by Mr Bagley) [judicial review, migration]

Publications

Byrne and Sivanathan, Pafburn and Beyond: (Almost) Half a Decade of the Design and Building Practitioners Act 2020 (NSW) (2025) 40 BCL 257

Sivanathan, Review: Rectification of Documents by Tarrant (2021) 95 ALJ 140
