



GREENWAY CHAMBERS

# Ian Roberts SC

"Measure twice, cut once."

Solicitor 1990 / Barrister 1996 / Silk 2001

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Ian Roberts SC is a senior counsel with more than 30 years of experience as a lawyer including more than 25 years at the NSW Bar. His successful practice focuses on construction and infrastructure law, commercial law, professional negligence, transport law and appellate proceedings. He appears regularly in the NSW Supreme Court Technology & Construction List and Commercial List and the Federal Court of Australia. Ian accepts appointments as a mediator, referee and expert in expert determinations and also facilitates expert witnesses' conclaves.

Ian is also interested in the role technology can play in preparing and conducting litigation, particularly since the effects of Covid-19 restrictions have changed the way we practice. He enjoys the teamwork involved in litigation and case management and values the input of solicitors, junior counsel, clients and experts. In doing so, he understands that every person in the team brings something beneficial to the case, whether that involves investigating evidence, discovery, communicating with witnesses, drafting or researching and "Measure twice, cut once." developing a case theory.

Ian's clients include infrastructure project companies, building owners, developers, builders, construction consultants and insurers, especially professional indemnity and marine insurers. Before becoming a barrister, Ian worked in Minter Ellison's insurance practice group, where he specialised in defending professional indemnity claims brought against building industry professionals such as architects and engineers.

Ian was a founding director of Greenway Chambers and was heavily involved in its creation and development. He regularly participates as chair and speaker at Greenway's Continuing Professional Development seminars, particularly the Super Series.

## Qualifications

Bachelor of Laws (QUT)

## Professional Recognition

Doyles Guide, Leading Senior Counsel, Construction and Infrastructure (NSW) - Leading, 2020 -2026

Doyles Guide, Leading Senior Counsel, Construction and Infrastructure (Australia) - Recommended, 2020 - 2026

Best Lawyers Australia, Construction and Infrastructure, 2021 - 2027

## Areas of Expertise

Appellate

Building and Construction

Commercial Law and Equity

Professional Indemnity and Insurance

Transport

## Notable Cases

Parkview Constructions Pty Ltd v Futuroscop Enterprises Pty Ltd [2023] NSWSC 178  
 Larsen v Tastec Pty Ltd [2023] NSWCA 39  
 Comptroller-General of Customs v Alstom Transport Australia Pty Ltd (2022) 293 FCR 381  
 Glencore Coal Pty Ltd v Franks [2021] FCAFC 61  
 TFM Epping Land Pty Ltd v Decon Australia Pty Ltd [2020] NSWCA 118  
 TFM Epping Land Pty Ltd v Decon Australia Pty Ltd [2020] NSWCA 93  
 Alstom Transport Australia Pty Ltd v Comptroller-General of Customs [2020] FCAFC 43  
 Acciona Infrastructure Australia Pty Ltd v Chess Engineering Pty Ltd (No 2) [2020] NSWSC 1788  
 Owners - Strata Plan No 87231 v 3A Composites GmbH (2019) 369 ALR 315  
 Nuance Group (Australia) Pty Ltd v Shape Australia Pty Ltd [2018] VSC 362  
 The Owners Stata Plan 66375 v King [2018] NSWCA 170  
 Skyworks NSW Pty Ltd v 32 Drummoyne Pty Ltd [2017] NSWSC 343  
 The Owners Corporation Strata Plan 76841 v Ceerose Pty Ltd [2017] NSWCA 140  
 Fitz Jersey Pty Ltd v Atlas Construction Group Pty Ltd [2017] NSWCA 53  
 CJD Equipment v A & C Constructions [2009] NSWSC 1362  
 Rail Equipment Leasing Pty Ltd v CV Scheepvaartonderneming Emmagracht [2008] NSWSC 850  
 CV Sheepvaartonderneming Ankergracht v Stemcor (A/sia) Pty Limited [2007] FCAFC 77

## Notable Cases

Big Choice in Rotten Apples: to pay or to rectify (2018) 29(7&8) ACLB 70  
 Lewence Construction: end of the last chance cash grab for insolvent contractors? (2017) 29(1) ACLB 5  
 Negligence of builders for latent defects that arise long after completion (2014) 26 ACLB 134  
 Agripower Australia – the end of SOP claims on mining leases? (2013) 25 ACLB 66  
 Security of Payment Act claims by insolvent contractors (2013) 24(10) ACLB 154  
 Carbon Tax price increases in construction projects (2012) 24 ACLB 86  
 Completion of residential construction work: When does the clock start ticking? (2011) BCLJ 30  
 Quo Vadis? Towards an effective predatory pricing provision (2009) 17 TPLJ 82  
 Act Reigns in Corporate Bullying Adelaide Advertiser 15 January 2008  
 The Big Chill from Birdsville (Nov 2007) LSJ 64  
 Sovereign Immunity and Equitable Rights Against the Commonwealth (2007) 81 ALJ 406