

John Carroll – List of cases

High Court of Australia

- *State of New South Wales v Wojciechowska* [2025] HCA 27 (led by C Bydder SC, SG, appearing for the Attorney-General for the State of WA intervening)

Court of Appeal & Industrial Appeal Court

- *A v Minister for Corrective Services [No 2]* [2023] WASCA 51 (led by C Bydder SC) (suspension of employee, statutory construction)
- *Byers v Director-General, Department of Justice* [2023] WASCA 43 (led by A Sefton SC, jurisdiction)
- *Director General, Department of Education v State School Teachers' Union* [2021] WASCA 14 (led by R Andretich, statutory construction)
- *Governing Council of North Metropolitan Tafe v The State School Teachers' Union of WA (Incorporated)* [2019] WASCA 120 (led by A Sefton SC, statutory construction)
- *Hove v University of Western Australia* [2024] WASCA 71 (led by A Sefton SC, appearing for North Metropolitan Health Service, judicial review)
- *WA Prison Officers' Union of Workers v Minister for Corrective Services* [2025] WASCA 177 (unled, construction of industrial agreement)

Supreme Court of Western Australia

- *Abraham v East Metropolitan Health Service* [2026] WASC 247 (judicial review, extension of time and discovery)
- *Cohen v Gates* [2018] WASC 247 (fitness to plead, administrative law)
- *Commissioner of Police v Liquor Commission of Western Australia* [2019] WASC 165 (judicial review, liquor licensing)
- *Commissioner of Police v Sylvester Pty Ltd* [2020] WASC 450 (appeal, liquor licensing)
- *Goddard v Public Service Appeal Board* [2024] WASC 167 (appearing for the second respondent employer, judicial review)
- *Hove v Chief Executive, North Metropolitan Health Service* [2023] WASC 12 (judicial review)
- *Li v Skala* [2018] WASC 353 (appeal against conviction and sentence)
- *Public Transport Authority* [2018] WASC 47 (led by D Leigh, freedom of information)
- *Roe v Hockton* [2026] WASC 151 (appearing for the Housing Authority, s 36 review order)
- *S v Department of Communities* [2019] WASC 260 (freedom of information)
- *Sand Volley Australia Pty Ltd v Director of Liquor Licensing* [2019] WASC 209 (appeal, liquor licensing)
- *Sedgman v Kenly (WA) Pty Ltd* [2021] WASC 107 (criminal appeal, liquor licensing)

- *Snook v Magistrate Trevor Darge [No 2]* [2024] WASC 91 (appearing for Housing Authority, apprehended bias)
- *Snook v Magistrate Trevor Darge [No 3]* [2024] WASC 487 (appearing for Housing Authority, s 36 review order)
- *Watson v Vos* [2019] WASC 327 (criminal appeal, evidence)
- *Willenberg v Downey* [2015] WASC 282 (appeal, spent conviction order)

District Court

- *BT v BT* [2014] WADC 166 (appearing for the CEO of the Department of the Attorney General, criminal injuries compensation)
- *Turlinski v North Regional TAFE WA* [2020] WADC 28 (strike out)

Federal Circuit and Family Court

- *Fernando v Hoban Recruitment Pty Ltd* [2025] FedFamC2G 1600 (appearing for second respondent, recusal application)

Full Bench of WA Industrial Relations Commission & Commission in Court Session

- ***Commissioner of Police v McCormack*** [2020] WAIRC 112 (appeal, construction of agreement)
- ***Department of Education Western Australia v Spyker Legal Pty Ltd*** [2020] WAIRC 757 (appeal, summons, waiver of legal professional privilege)
- ***Director General, DBCA v House*** [2025] WAIRC 923 (appeal, improper conduct towards witness)
- ***Director General, Department of Justice v Civil Service Association*** [2025] WAIRC 146 (led by D Anderson, appeal, jurisdiction)
- ***Director General, Department of Education v SSTUWA*** [2020] WAIRC 927 (appeal, fitness for work)
- ***Director General, Department of Education v SSTUWA*** [2019] WAIRC 754 (led by R Andretich, appeal, jurisdiction, power to award compensation)
- ***Fedec v The Minister for Corrective Services*** [2017] WAIRC 828 (appeal, construction of industrial agreement)
- ***Fenn v ANF*** [2024] WAIRC 833 (appearing for Registrar, WAIRC) (appeal, union elections)
- ***Gavril v Department of Education*** [2025] WAIRC 96 (appeal, statutory interpretation)
- ***Hui v Ravenscroft (as industrial inspector)*** [2022] WAIRC 728 (appeal, jurisdiction)
- ***MacDonald v Public Transport Authority*** [2025] WAIRC 993 (extension of time to appeal)
- ***MacDonald v Public Transport Authority*** [2025] WAIRC 1010 (speaking to minute)
- ***Main Roads Western Australia v Association of Profession Engineers, Australia (WA Branch) Organisation of Employees*** [2024] WAIRC 985 (appeal, jurisdiction)

- *Magyar v Director General, Department of Education* [2020] WAIRC 988 (appeal, new evidence, out of time)
- *Minister for Corrective Services v Cooper* [2026] WAIRC 80 (appeal, failure to prosecute case)
- *Minister for Corrective Services v Fagan* [2023] WAIRC 984 (led by D Anderson, appeal, COVID directions)
- *Minister for Corrective Services v Hawthorn* [2020] WAIRC 358 (appeal, use of force)
- *Minister for Corrective Services v WAPOU* [2024] WAIRC 825 (appeal, construction of Agreement)
- *Minister for Corrective Services v WAPOU* [2024] WAIRC 758 (appeal, construction of Agreement)
- *Molinari v Director General, DBCA* [2025] WAIRC 986 (appeal, amendment)
- *Nathan v The State of WA Department of Education* [2020] WAIRC 57 (unfair dismissal, jurisdiction)
- *Registrar, WAIRC v Baking Industry Employers' Association of WA* [2025] WAIRC 987 (cancellation of registration of organisation)
- *Registrar, WAIRC v Margjini* [2026] WAIRC 314 (application to revoke right of entry permit)
- *Registrar, WAIRC v Steamship Owners' Association* [2021] WAIRC 16 (cancellation of registration of an organisation)
- *Registrar, WAIRC v The Electrical and Communications Association of Western Australia* [2022] WAIRC 279 (cancellation of registration of an organisation)
- *Registrar, WAIRC v Western Australian Grain Handling Salaried Officers Association (Union of Workers)* [2024] WAIRC 1027 (cancellation of registration of an organisation)
- *Registrar, WAIRC v Baking Industry Employers' Association of Western Australia* [2025] WAIRC 987 (cancellation of registration of an organisation)
- *SSTUWA v Governing Council of North Metropolitan TAFE* [2024] WAIRC 191 (appeal, statutory construction)
- *The ARTBIU v Public Transport Authority of Western Australia* [2017] WAIRC 830 (interpretation of industrial agreement, variation)
- *The CSA v Department of Justice* [2023] WAIRC 793 (new grounds of appeal)
- *The CSA v Department of Justice* [2023] WAIRC 986 (appeal, construction of Agreement)
- *Western Australian Police Union of Workers v Commissioner of Police, Western Australian Police Force* [2026] WAIRC 371 (appeal, extension of time)
- *Western Australian Police Union of Workers v Commissioner of Police, Western Australian Police Force* [2026] WAIRC 404 (appeal, extension of time)

Industrial tribunals and courts

- *Alach v Department of Health* [2023] WAIRC 206 (suspension without pay, jurisdiction)

- **Aplin v ARC Holdings (WA) Pty Ltd** [2025] WAIRC 229 (non-compliance with compliance notice)
- **Arcus v North Metropolitan Health Service** [2020] WAIRC 302 (suspension without pay)
- **Ashraf v North Metropolitan TAFE** [2018] WAIRC 699 (interpretation of industrial agreement)
- **Australian Medical Association (WA) v Child and Adolescent Health Service** [2022] WAIRC 763 (jurisdiction)
- **Brady v Department of Primary Industries and Regional Development** [2024] WAIRC 473 (damaging action, strike out)
- **Brown v Commissioner, Department of Corrective Services** [2017] WAIRC 284 (recusal application)
- **Brown v Commissioner, Department of Corrective Services** [2017] WAIRC 714 (witness contact)
- **Burns v Director General, Department of Education** [2025] WAIRC 1024 (unfair dismissal, improper access to documents)
- **Calvert v Pathwest Laboratory Medicine WA** [2019] WAIRC 122 (out of time application)
- **Calvert v Pathwest Laboratory Medicine WA** [2019] WAIRC 792 (unfair dismissal, impracticability of reinstatement)
- **Clancy v ANF** [2022] WAIRC 325 (appearing for Registrar, WAIRC, intervening) (observance of union rules)
- **Coates v Rottnest Island Authority** [2020] WAIRC 931 (unfair dismissal, jurisdiction)
- **Colomb v Department of Education Western Australia** [2020] WAIRC 218
- **CSA v Department of Water and Environmental Regulation** [2020] WAIRC 216 (application for interim relief)
- **CSA v Director General, Department of Water and Environmental Regulation** [2019] WAIRC 794 (employment status)
- **CSA v Department of Biodiversity, Conservation and Attractions** [2021] WAIRC 2 (employment status, permanency, fixed term contracts)
- **CSA v Director General, Department of Justice** [2023] WAIRC 149 (alleged breach of award)
- **CSA v Director General, Department of Justice** [2025] WAIRC 710 (construction of Agreement)
- **Deegan v North Metropolitan TAFE** [2019] WAIRC 715 (Employment Dispute Resolution Act)
- **Delfante v North Metropolitan Health Service** [2022] WAIRC 299 (dismissal, serious offence)
- **Department of Health v ANF** [2022] WAIRC 798 (led by R Andretich) (interim orders to stop industrial action)

- **Department of Mines, Industry Regulation and Safety v Karakuyu** [2025] WAIRC 39 (underpayment of wages claim)
- **Department of Mines, Industry Regulation and Safety v Karakuyu** [2025] WAIRC 451 (pecuniary penalties)
- **Deturt v CEO, East Metropolitan Health Service** [2026] WAIRC 158 (unfair dismissal, inappropriate communications)
- **Director General, Department of Education v SSTUWA** [2020] WAIRC 342 (stay application)
- **Durham v Department of Communities** [2023] WAIRC 403 (unfair dismissal, public health directions)
- **Dinsdale v Commissioner of Police, Western Australia Police Force** [2026] WAIRC 306 (claim of failure to comply with public holiday minimum entitlements)
- **Dymock v Landgate** [2018] WAIRC 172 (stay appeal)
- **Fagan v The Minister for Corrective Services** [2023] WAIRC 17 (limitation period)
- **Fenn v ANF** [2023] WAIRC 806 (appearing for Registrar, WAIRC, challenge to validity of union election)
- **Flavel v Director General, Department of Justice** [2026] WAIRC 251 (discovery)
- **Gavril v Department of Education** [2024] WAIRC 378 (strike out)
- **Gavril v State of Western Australia** [2026] WAIRC 31 (damaging action, complaint)
- **Gavril v State of Western Australia** [2026] WAIRC 217 (costs)
- **Goddard v Governing Council of North Metropolitan Tafe** [2023] WAIRC 260 (unfair dismissal, health and safety)
- **Hughes v East Metropolitan Health Service** [2024] WAIRC 982 (damaging action, alleged threats)
- **Jacobs v Commissioner of Police** [2018] WAIRC 375 (employment relationship)
- **Kullup v SMHS** [2025] WAIRC 364 (long service leave)
- **Lindecker v Director General, Department of Education** [2017] WAIRC 345 (unfair dismissal, substandard performance)
- **Landwehr v Department of Education** [2018] WAIRC 320 (unfair dismissal, provocation)
- **Mackay v North Metropolitan Health Service** [2022] WAIRC 29 (extension of time)
- **Mattar v The Minister for Corrective Services** [2017] WAIRC 794 (unfair dismissal, alleged misconduct)
- **Mellor v Department of Energy, Mines, Industry Regulation and Safety** [2025] WAIRC 775 (jurisdiction)
- **Millward v North Metropolitan Health Service** [2021] WAIRC 152 (discovery)
- **Millward v North Metropolitan Health Service** [2022] WAIRC 776 (unfair dismissal, negligence in performance of functions)
- **Minogue v Department of Justice** [2018] WAIRC 128 (jurisdiction)
- **Mitchell v Public Sector Commission** [2025] WAIRC 442 (unfair dismissal, conviction)

- *Nottle v Director General, Department of Justice* [2025] WAIRC 780 (extension of time)
- *Nottle v Director General, Department of Justice* [2026] WAIRC 155 (discovery)
- *Pearce v Commissioner of Police* [2019] WAIRC 201 (industrial agreement allowance)
- *Purser v Director General, Department of Justice* [2023] WAIRC 176 (extension of time)
- *Ranasinghe Arachchillage v The Board of Health Support Services* [2025] WAIRC 803 (unfair dismissal, breach of confidentiality)
- *Raschilla v ANF* [2024] WAIRC 841 (appearing for Registrar, WAIRC, as intervenor) (interim injunction, non-compliance with industrial organisation Rules)
- *Raschilla v Olson & ANF* [2026] WAIRC 115 (appearing for Registrar, WAIRC as intervenor, unions, validity of appointment to office)
- *Raschilla v Olson & ANF* [2024] WAIRC 887 (appearing for Registrar, WAIRC as intervenor) (interim injunction, non-observance of union rules)
- **Registrar, WAIRC v ANF** [2022] WAIRC 681 (enforcing compliance with union rules)
- **Registrar, WAIRC v ANF** [2026] WAIRC 334 (application for declaration of non-compliance with registered rules)
- **Registrar, WAIRC v Electrical Trades Union or Workers of Australia (Western Australian Goldfields' Sub-Branch), Kalgoorlie** [2025] WAIRC 1015 (unions, validity of appointment to office)
- *Sanzana v State of Western Australia and Director General, Department of Education* [2026] WAIRC 178 (claim of damaging action)
- *Smith v Minister for Corrective Services* [2022] WAIRC 848 (prior settlement of matter)
- *Steele v Director General, Department of Justice* [2023] WAIRC 670 (unfair dismissal, COVID directions)
- *Stevens v North Metropolitan Health Service* [2023] WAIRC 12 (COVID directions)
- *The Australian Rail, Tram and Bus Industry Union of Employees, West Australian Branch v Public Transport Authority of Western Australia* [2018] WAIRC 741 (alternative dispute resolution process)
- *The Civil Service Association of Western Australia Incorporated v Department of Justice* [2019] WAIRC 817 (employment status, permanency)
- *The Plumbers and Gasfitters Employees' Union of Australia, West Australian Branch, Industrial Union of Workers v Registrar, WAIRC* [2026] WAIRC 237 (application for right of entry permit)
- *The SSTUWA v Department of Education* [2020] WAIRC 292 (fitness for work)
- *The SSTUWA v Governing Council of North Metropolitan TAFE* [2024] WAIRC 191 (statutory construction)
- *The SSTUWA v Governing Council of North Metropolitan TAFE* [2024] WAIRC 1067 (construction of instrument)
- *The SSTUWA v Governing Council of North Metropolitan TAFE* [2024] WAIRC 941 (jurisdiction, statutory construction)
- *Titelius v Director General of the Department of Justice* [2019] WAIRC 110 (summons)

- *Titelius v **Director General of the Department of Justice*** [2019] WAIRC 195 (discipline, penalty)
- *Tran v **East Metropolitan Health Service*** [2026] WAIRC 174 (unfair dismissal, fitness for work)
- *United Professional Firefighters Union of WA v **Department of Fire and Emergency Services*** [2023] WAIRC 399 (powers of WAIRC)
- *United Professional Firefighters Union of WA v **Department of Fire and Emergency Services*** [2021] WAIRC 85 (interim orders)
- *United Workers Union v **Child and Adolescent Health Service*** [2023] WAIRC 666 (construction of instrument)
- *United Workers Union v **Director General, Department of Education*** [2023] WAIRC 667 (construction of instrument)
- *Walley v **Department of Biodiversity, Conservation and Attractions*** [2020] AWIRC 415 (extension of time)
- *Waterton v **Department of Education*** [2023] WAIRC 302 (jurisdiction, discipline)
- *Western Australian Police Union of Workers v **Western Australia Police Force*** [2020] WAIRC 269 (declaration that bargaining has ended)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2021] WAIRC 47 (led by R Cosentino) (s 42G IR Act arbitration)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2021] WAIRC 58 (led by R Cosentino) (speaking to the minute)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2024] WAIRC 850 (representation by counsel)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2023] WAIRC 936 (entitlement claim)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2024] WAIRC 951 (representation by counsel)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2026] WAIRC 46 (sick leave, no further claims)
- *Western Australian Police Union of Workers v **Commissioner of Police*** [2026] WAIRC 48 (sick leave, no further claims)
- *Western Australian Prison Officers' Union of Workers v **Minister for Corrective Services*** [2022] WAIRC 636 (application to intervene)
- *Western Australian Prison Officers' Union of Workers v **Minister for Corrective Services*** [2023] WAIRC 16 (construction of industrial agreement)
- *White v **North Metropolitan Health Service*** [2024] WAIRC 1059 (lawful directives, reprimand, fitness for work)
- *Williams v **Government of Western Australia Mental Health Commission*** [2022] WAIRC 300 (contractual benefits claim)
- *Young v **Director General, Department of Justice*** [2022] WAIRC 816 (appeal against disciplinary action)