

Scott Grant Henchcliffe KC

Barrister

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Admitted Supreme Court of South Australia - 1991
High Court of Australia - 1993

Signed SABA Roll 2004

Appointed Senior
Counsel 2016

Qualifications BEc (University of Adelaide) - 1989
LLB (University of Adelaide) - 1991
Grad. Dip. in Legal Practice (University of SA) - 1992
LLM (University of Adelaide) - 1997

Areas of Practice	Criminal Law	Appellate
	Disciplinary Tribunals	Inquests
	Occupational Health & Safety	Administrative Law
	Insurance	Professional Negligence
	Competition & Consumer Law	Commercial

Professional Experience

After working as an Associate to Justice Olsson in the Supreme Court of South Australia in 1992, Scott spent six years as a solicitor in private practice at Minter Ellison and Fountain & Bonig, working in the areas of civil and commercial litigation.

From 1998 he worked as a prosecutor at Office of the DPP (SA), where his experience included appearing as prosecution counsel in over 100 jury trials involving all types of serious crime. He also conducted several Magistrates Court trials and appeals to the Supreme Court and the Full Court.

He joined the independent bar in 2004 and commenced as a barrister at Christopher Legoe Chambers. In July 2005 he joined Edmund Barton Chambers. He was appointed Senior Counsel in 2016.

He regularly appears as trial and appellate counsel in the Full Court, Supreme, Federal, District, Industrial and Magistrates Courts. He has also appeared as counsel in the High Court. He provides advice in all areas of his practice.

Selected Appeal Cases as Counsel

Mitsubishi Motors Australia v Harbord and Kowalski (1997) 69 SASR 75

Voss Real Estate Pty Ltd & Ors v Schreiner & Ors (1998) 70 SASR 545

R v Lobban (2000) 77 SASR 24

R v Solomon (2005) 92 SASR 331

R v G, GT (2007) 97 SASR 315

R v Hendriksen (2007) 98 SASR 571

Collis and Anor v Magistrates Court of SA & Anor (2008) 101 SASR 332

Diemould Tooling Services Pty Ltd v Oaten (2008) 101 SASR 339

R v Nguyen (2010) 108 SASR 66

Police v Bleeze (2012) 112 SASR 568

Police v Laughton (2012) 113 SASR 132

Strauss v Police (2013) 115 SASR 90

R v Mayger (2013) 116 SASR 488

R v Tranter (No. 2); R v Compton (2014) 119 SASR 480

Golden King (Australia) Pty Ltd v Dietman (2014) 121 SASR 230

R v McDonald (2015) 123 SASR 313

Walsh v Legal Practitioners Conduct Board (2016) 125 SASR 111

R v Forrest (2016) 125 SASR 319

NH v Director of Public Prosecutions (SA) (2016) 90 ALJR 978

Castle v The Queen [2016] HCA 46

Selected Legal Articles and Papers

"Theory, Practice and Procedural Fairness at Administrative Appeals Tribunal Hearings" (1995) 13 *Australian Bar Review* 243

"The Silent Accused at Trial - Consequences of an Accused's Failure to Give Evidence in Australia" (1996) 19 *University of Queensland Law Journal* 137

"Insurance Claims - Fraud and the Duty of Utmost Good Faith" (1997) 8 *Insurance Law Journal* 1

"Abuse of process and delay in criminal prosecutions - Current law and practice" (2002) 22 *Australian Bar Review* 18

"High Court Ponders D & O Policy Exclusions", *Australian Insurance Law Association News*, June 2005 at 9

Abuse of Process in Criminal Law, Law Society of South Australia Continuing Professional Development Seminar, 8 February 2006

"How much is enough? The common law and statutory limitations on collateral and credibility evidence" (2009) 32 *Australian Bar Review* 24

Latest Developments in Medical Negligence Cases, Legalwise Continuing Professional Development Seminar, 24 February 2010