

Min Guo



Min Guo is a commercial and public law barrister

QUALIFICATIONS

Bachelor of Laws (Hons)(Adel)

Bachelor of Engineering (Hons)(Adel)

CORRESPONDENCE

P 03 9225 8558

F 03 9225 8668

E min@guo.com.au

CHAMBERS

Ah Ket Chambers

Level 36 Room 12

500 Bourke Street

Melbourne VIC 3000

COMMERCIAL LAW

Bankruptcy | Class Actions | Competition | Consumer Credit | Consumer Law | Contractual Disputes |
Corporate Insolvency | Corporations & Securities | Equity & Trusts | Insurance

TORT LAW

Class Actions | Commissions & Inquiries | Common Law | Major Torts | Negligence | Product Liability |
Professional Negligence

PUBLIC LAW

Administrative Law | Civil & Human Rights | Commissions & Inquiries | Discrimination | Freedom of
Information | Immigration | Judicial Review | Privacy | White Collar Crime

He practises broadly across these areas, but has special interests in class actions, judicial review, and immigration.

He also appears for defendants in criminal matters, particularly fraud and white-collar crime matters.

Min is presently briefed in a number of commercial law class actions in various state Supreme Courts and the Federal Court. He also has an extensive judicial review practice, appearing in the Federal Circuit Court and Federal Court regularly, and also appearing in the High Court.

Min also routinely appears in the Administrative Appeals Tribunal on merits reviews of immigration, citizenship and other matters. His immigration practice also includes tort proceedings arising from the mistreatment of people in immigration detention.

Min also brings distinctive experience to the Bar, having previously worked as a management consultant advising executives of ASX 200 companies, industry groups and governments on financial, strategy and public policy matters. He also previously was an independent IT consultant. Because of this and his engineering qualifications, he has a particular interest in litigation involving financial, quantitative and scientific issues.

For more information, visit Min's website quo.com.au.

Liability limited by a scheme approved under Professional Standards Legislation

Recent Cases

[CNY17 v Minister for Immigration and Border Protection \[2019\] HCA 50; 94 ALJR 140; 375 ALR 47](#) - Administrative law - apprehended bias - content of bias rule where hearing rule abrogated - bias by subconscious effect of prejudicial information - interaction between bias rule and hearing rule - whether materiality also required for bias; led by L De Ferrari SC

[DBE17 v Commonwealth \[2019\] HCA 47; 94 ALJR 41; 374 ALR 726](#) - Representative proceedings - High Court's power to remit proceeding to Federal Court - 'in relation to' - 'issue in connection with'; led by B Quinn KC

[BCX16 v Minister for Immigration and Border Protection \[2019\] FCA 465](#) - Administrative law - refugee law - whether circumstance of person's residency in one area of a country is a circumstance that may cause a person to personally face a risk of significant harm; unled

[CNY17 v Minister for Immigration and Border Protection \[2019\] HCATrans 101](#) - Administrative law - Immigration Assessment Authority - apprehended bias - content of bias rule where hearing rule abrogated - bias by subconscious effect of prejudicial information - whether threshold for prejudice; led by L De Ferrari SC

[EEM17 v Minister for Immigration and Border Protection \[2018\] FCAFC 180](#) - Migration - Immigration Assessment Authority - failure to recognise document was 'new information' - failure to consider 'exceptional circumstances' - whether 'new information' limited to information sought by Authority; unled

[Shrestha v Minister for Immigration and Border Protection \[2018\] HCA 35](#) - Administrative law - jurisdictional error - whether error in construction could not have made a difference a jurisdictional error; led by G Costello

[EUB18 v Minister for Home Affairs \[2018\] FCA 1432](#) - Injunction - balance of convenience - continuing commission of tort - foreign actors and sovereign risk; led by E Bennett

[G v Minister for Immigration and Border Protection \[2018\] FCA 1229](#) - Administrative law - citizenship - invalidity of policy - decision-maker's error in construction of policy

[*BVC15 v Minister for Immigration and Border Protection* \[2017\] FCAFC 223](#) - Migration - failure of Secretary to provide relevant documents to Tribunal - failure to consider claim - denial of procedural fairness - Migration Act, s 418(3); led by L De Ferrari SC

[*Shrestha v Minister for Immigration and Border Protection* \[2017\] HCATrans 179](#) - Administrative law - discretion to refuse relief where jurisdictional error found - grant of special leave on the papers; led by G Costello KC

[*A.S. v Minister for Immigration and Border Protection \(Ruling No.10\)* \[2017\] VSC 476](#) - Practice and procedure - appropriateness of confidentiality orders over court file

[*A.S. v Minister for Immigration and Border Protection* \[2016\] 312 FLR 67](#) - Statutory interpretation - 'affirms as a principle' - detention of minors as a last resort - Migration Act, s 4AA; led by P Hanks KC, with M Albert

[*Laine v Thiess Pty Ltd* \[2016\] VSC 689](#) - Representative proceedings - test for leave to discontinue

[*Jackson v GP & JM Bruty Pty Ltd \(Ruling No 1\)* \[2016\] VSC 717](#) - Practice and procedure - representative proceeding - amendment of statement of claim

Memberships

Victorian Bar - Commercial Bar Association

Victorian Bar - Criminal Bar Association

Victorian Bar - Tax Bar Association