

# Tim Poisel

Barrister

**University Chambers**  
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## Admissions

May 2020                      Called to the New South  
Wales Bar

August 2009                Admitted as a solicitor of  
the Supreme Court of  
New South Wales

## Legal Experience

April 2023 – Present        **University Chambers**  
Barrister

May 2020 – April 2023     **Martin Place Chambers**  
Barrister

March 2015 – May 2020    **MinterEllison**  
Special Counsel and Senior Associate

February 2011 – October  
2014                          **Corrs Chambers Westgarth**  
Senior Associate, Associate and Lawyer

December 2007 – December  
2010                          **DLA Phillips Fox (now DLA Piper)**  
Solicitor, Graduate, Paralegal and Summer Clerk

## Tertiary Qualifications

May 2014                      **University of Sydney**  
Master of Laws

May 2009                      **University of Sydney**  
Bachelor of Laws

May 2006                      **University of Sydney**  
Bachelor of Arts (Honours I)

## Industry Recognition

2022-2023                      **Doyle's Guide**  
Listed as Recommended Junior Counsel in Planning and  
Environment

2020-2023                      **Best Lawyers in Australia**  
Listed in Planning and Environmental Law

2019                              **Doyle's Guide**  
Listed in Planning and Environment Rising Stars

2013                              **Lawyers Weekly**  
Finalist in the inaugural 30 Under 30 Awards



## Select Cases

- *Steffan v McKnight* [2025] NSWLEC 34 – civil enforcement proceedings concerning the use of land for carparking without development consent (led by Richard Lancaster SC).
- *Save the Robots Pty Ltd ATF Save the Robots Trust v The Council of the City of Sydney* [2025] NSWLEC 1081 – development appeal against the refusal of a development application for a café, restaurant, art gallery, hotel accommodation, a rooftop bar and a digital advertising sign.
- *Pankhurst v City of Parramatta Council* [2024] NSWLEC 1777 – development appeal against the refusal of a development application seeking consent for a childcare centre.
- *Petersham High Pty Ltd v Inner West Council* [2024] NSWLEC 1749 – development appeal against refusal of a development application for alterations and additional to a former Salvation Army Citadel for adaptive reuse for co-living housing.
- *Henroth Pty Ltd v Canterbury-Bankstown Council (No 2)* [2024] NSWLEC 1700 – development appeal against refusal of a concept development application seeking consent for the staged redevelopment of an existing shopping centre (led by Geoff Farland).
- *Hammock Investments Pty Ltd v Valuer General of New South Wales* [2024] NSWLEC 1673 – appeal against valuations by Valuer General of NSW in respect of land in Byron Bay (led by Henry El-Hage).
- *Sydney Metro v C & P Automotive Engineers Pty Ltd* [2024] NSWCA 186 – appeal against first instance decision in the NSW Land and Environment Court relating to the award of compensation associated with a compulsory acquisition (led by Richard Lancaster SC).
- *General Roberts Super Pty Ltd v City of Newcastle* [2024] NSWLEC 1404 – development appeal against refusal of a development application seeking consent for an extension of trading hours for an existing pub.
- *Maurici v Kaldor (No 2)* [2024] NSWLEC 1267; [2024] NSWLEC 1310 – tree dispute. Also appeared in costs application: *Maurici v Kaldor* [2025] NSWLEC 20.
- *Kazzi v KR Properties Global Pty Ltd t/as AK Properties Group* [2024] NSWCA 143 – appeal against first instance decision in the NSW Supreme Court concerning liability under the *Design and Building Practitioners Act 2020* (NSW) (led by Mark Ashhurst SC).
- *Ermington Projects Pty Ltd v City of Parramatta Council* [2024] NSWLEC 1152 – development appeal against refusal of a modification application seeking approval for a revised stormwater management network for a childcare centre.
- *City of Parramatta Council v Sydney Metro* [2024] NSWLEC 23 – compulsory acquisition proceedings concerning dispossessed owner's entitlements to compensation (led by Adrian Galasso SC and Kate Lindeman).
- *Environment Protection Authority v Elmustapha* [2023] NSWLEC 143 – sentencing hearing for environmental offences.
- *Clarence Village Limited v Clarence Valley Council* [2023] NSWLEC 135 – judicial review proceedings relating to levies and charges under the *Local Government Act 1993* (NSW) (led by Jason Lazarus SC).
- *Emerald Retail Pty Ltd v Penrith City Council* [2023] NSWLEC 1741 – development appeal against refusal of a development application seeking consent for townhouses.
- *Rockliff Estate Pty Ltd v Liverpool City Council* [2023] NSWLEC 1725 – development appeal against refusal of a development application seeking consent for an industrial development.
- *Nohra v Sydney Metro; C & P Automotive Engineers Pty Ltd v Sydney Metro* [2023] NSWLEC 95 – compulsory acquisition proceedings concerning dispossessed owner's entitlements to compensation (led by Richard Lancaster SC).

- *Australian Unity Funds Management Ltd in its capacity as Responsible Entity of the Australian Unity Healthcare Property Trust v Boston Nepean Pty Ltd & Penrith City Council* [2023] NSWLEC 49 – judicial review proceedings relating to validity of development consent (led by Andrew Pickles SC).
- *Rouse Hill Custodian Corporation Pty Ltd v Prisma Rouse Hill Development Pty Ltd* [2023] NSWLEC 48 – proceedings seeking the imposition of an easement (led by Peter Tomasetti SC).
- *Kool Family Developments Pty Ltd v City of Ryde Council* [2023] NSWLEC 1031 – development appeal against the refusal of a development application seeking consent for the erection of multi dwelling housing (led by Richard Lancaster SC).
- *Odisho v Central Coast Council* [2023] NSWLEC 1017 – development appeal against the deemed refusal of a development application seeking consent for a swimming pool overlooking North Avoca Beach.
- *Buhach v Transport for New South Wales* [2022] NSWLEC 148 – compulsory acquisition proceedings concerning dispossessed owners' entitlements to compensation (led by Dr Sarah Pritchard SC and Anne Hemmings).
- *Nicole-Anne Hickey v The Owners Strata Plan 78825* [2022] NSWLEC 135 – application under the *Encroachment of Buildings Act 1922* (NSW) seeking the imposition of an easement for the encroaching structure and the payment of compensation for that easement (led by Jacinta Reid).
- *Norman v Central Coast Council* [2022] NSWLEC 120 – judicial review proceedings relating to the lawfulness of the imposed time limit to satisfy deferred commencement conditions (led by Jason Lazarus SC).
- *Agostino v Penrith City Council* [2022] NSWLEC 1258 – development appeal against the refusal of a development application seeking consent for alterations and additions to a fruit and vegetable store and for the extension of an existing use right into an existing shed (led by Anne Hemmings).
- *Werry v Kiama Municipal Council* [2022] NSWLEC 1230 – development appeal against the refusal of a development application seeking consent for seniors housing (led by Geoff Farland).
- *Friends of Gardiner Park Inc v Bayside Council* [2022] NSWLEC 22 – judicial review proceedings challenging a decision to allow an upgrade to sports fields in a heritage-listed park; also appeared on the successful application for no order as to costs on the ground of public interest in *Friends of Gardiner Park Inc v Bayside Council (No 2)* [2022] NSWLEC 61.
- *Muscat Developments Pty Ltd trading as Muscat Developments v Wollondilly Shire Council* [2021] NSWLEC 1758 – development appeal against the refusal of a development application seeking consent for a change of use from poultry farm to two depots (led by Richard Lancaster SC).
- *Whitehall Property Services Pty Ltd v Randwick City Council* [2021] NSWLEC 1762 – development appeal against the refusal of a development application seeking consent for a vertical living garden and integrated digital advertising sign (led by Ian Hemmings SC).
- *Weston Aluminium Pty Limited v Environment Protection Authority* [2021] NSWLEC 131 – judicial review proceedings concerning the applicant's liability to pay a waste contribution; also appeared in the appeal which overturned the first instance decision in *Weston Aluminium Pty Ltd v Environment Protection Authority* [2022] NSWCA 236.
- *Ahal v City of Parramatta Council* [2021] NSWLEC 1555 – development appeal against the deemed refusal of a development application seeking consent for the construction of a four-storey boarding house.
- *Sales and Anor v Transport for NSW* [2020] NSWLEC 145 – compulsory acquisition proceedings concerning dispossessed owners' entitlements to compensation (led by Luke Waterson).

- *Lasovase Pty Ltd v Wingecarribee Shire Council* [2021] NSWLEC 1316 – development appeal against the deemed refusal of a subdivision and a dwelling house (led by Peter Tomasetti SC).
- *Salic v City of Parramatta Council* [2021] NSWLEC 1309 – development appeal against the refusal of a development application seeking consent for a dual occupancy.
- *G Capital Corporation Pty Limited v Transport for NSW; Gertos Holdings Pty Ltd v Transport for NSW; Marsden Developments Pty Ltd v Transport for NSW* [2021] NSWLEC 44 – compulsory acquisition proceedings concerning dispossessed owners' entitlements to compensation (led by Peter Tomasetti SC and James Johnson).
- *Azizi v Council of the City of Ryde; Alnox Pty Ltd v Council of the City of Ryde* [2021] NSWLEC 40 – interlocutory proceedings seeking an order compelling the council to make an advance payment as required by ss 48 and 68 of the *Land Acquisition (Just Terms Compensation Act 1991)* (NSW) (led by Ian Hemmings SC); also appeared in the appeal which upheld the first instance decision in *Council of the City of Ryde v Azizi* [2021] NSWCA 165.
- *Ingenia Communities Pty Ltd v Mid-Coast Council* [2021] NSWLEC 1131 – development appeal against the refusal of a development application seeking consent for alterations and additions to a caravan park (led by Chris McEwen SC).
- *Architecture Design Studio (NSW) Pty Ltd v Canterbury-Bankstown Council* [2020] NSWLEC 1398 – development appeal against the deemed refusal of a development application seeking consent for the construction of a three-storey boarding house (led by Mark Seymour).
- *Snowy Mountains Brumby Sustainability & Management Group Incorporated v State of New South Wales and Anor* [2020] NSWLEC 92 – application for judicial review challenging a decision to allow wild horse management activities in Kosciuszko National Park (led by Mark Seymour).

### **Select Publications**

- "EPA v Grafil – implications for the treatment of waste containing asbestos" (2019) 18(9) *Local Government Reporter* 146 (co-authored by Luke Walker).
- "Class 3 Compensation Claims: A Year in Review" (2019) 64 *Environmental Law News* 6.
- "A Sigh of Relief for Acquiring Authorities! Desane Properties First Instance Decision Overturned" (2018) 17(9 & 10) *Local Government Reporter* 132.
- "Compulsory Acquisition – Partial Acquisition of a Development Site" (2018) 17(4) *Local Government Reporter* 54.
- "Guidance on the Catchment SEPP: 4nature v Centennial Springvale" (2016) 15 *Local Government Reporter* 359.
- "Release of the Guidelines for the Economic Assessment of Mining and Coal Seam Gas Proposals in NSW" (2016) 30 *Australian Environment Review* 263.
- "One-Stop Shop for environmental approvals – Release of the draft conditions policy" (2016) 30 *Australian Environment Review* 187.
- "Court finds that Dial A Dump Industries had no 'interest in land'" (2016) 15 *Local Government Reporter* 267.
- "Council obliged to comply with trusts made in the 1950s for road purposes" (2016) 15 *Local Government Reporter* 209.