

## CURRICULUM VITAE

MARK FRASER FOZZARD

### PERSONAL DETAILS

Address: Sixth Floor Windeyer Chambers  
6/225 Macquarie Street, Sydney NSW 2000  
Telephone: 0416 080 054  
Date of Birth: 3rd March, 1968  
Email Address: fozzard@windeyerchambers.com.au

### PROFESSIONAL WORK AND PRACTICE AREA

- **Local Government Law**
- **Environmental and Planning Law; Development, Civil and Criminal**
- **Construction and Building; Home Building; Contracts**
- **Disciplinary Proceedings against Professionals**

### CASES PUBLISHED (in order of most recent; party represented highlighted)

#### 2025

- **Modern Building Development Pty Ltd v Cumberland Council [2025] NSWLEC 1070** (11 February 2025)
- **Gearin v Secretary of the Department of Customer Service [2025] NSWCATOD 9** (29 January 2025)

#### 2024

- **Georges River Council v RNA Building Solutions Pty Ltd; Georges River Council v El Saadi [2024] NSWLEC 139** (18 December 2024)
- **Maskeen & Co Pty Ltd v Blacktown City Council [2024] NSWLEC 1606** (1 October 2024)
- **Stanford v Pittwater Aquatic Club Co-Operative Limited (No 2) [2024] NSWSC 997** (9 August 2024) (austlii.edu.au)
- **X-Sealant Pty Ltd v Burwood Council [2024] NSWLEC 1452** (31 July 2024) (austlii.edu.au)
- **Stanford v Pittwater Aquatic Club Co-Operative Limited [2024] NSWSC 849** (12 July 2024) (austlii.edu.au)
- **Wahbe v Blacktown City Council [2024] NSWLEC 1380** (4 July 2024) (austlii.edu.au)
- **UPG 368 Pty Ltd v Blacktown City Council [2024] NSWLEC 1329** (18 June 2024)
- **Lee v Commissioner for Fair Trading [2024] NSWCATOD 79** (17 June 2024)
- **Invocare Australia Pty Limited v Blacktown City Council [2024] NSWLEC 1044** (13 February 2024)
- **Curmi v Blacktown City Council [2024] NSWSC 10** (23 January 2024)

- Orfali v Commissioner for Fair Trading [2024] NSWCATOD 4 (11 January 2024)
- Curmi v Blacktown City Council [2024] NSWSC 10 (2 January)

## 2023

- Curmi v Blacktown City Council [2023] NSWSC 1652 (22 December 2023)
- Mackenzie Architects International Pty Ltd v Burwood Council [2023] NSWLEC 1783 (20 December 2023)
- Curmi v Blacktown City Council (No.2) [2023] NSWSC 1615 (15 December 2023)
- Gearin v Commissioner for Fair Trading [2023] NSWCATOD 155 (27 October 2023)
- Burwood Council v Portleigh Pty Ltd; Burwood Council v X-Sealant Pty Ltd [2023] NSWLEC 103 (9 October 2023)
- UPG 309 Pty Ltd v Blacktown City Council [2023] NSWLEC 1538 (19 September 2023)
- X-Sealant Pty Ltd v Burwood Council [2023] NSWLEC 1469 (25 August 2023)
- Abdul-Rahman v Canterbury-Bankstown Council [2023] NSWLEC 1463 (17 August 2023)
- Nassif v Commissioner of Fair Trading; Toplace Pty Ltd v Commissioner of Fair Trading (No 2) [2023] NSWCATOD 98 (6 July 2023)
- Bronger v Greenway Health Centre Pty Ltd t/as Greenway Plaza Pharmacy [2023] NSWCA 104 (22 May 2023)
- Aland B & W Pty Ltd v Blacktown City Council [2023] NSWLEC 13 (24 February 2023)
- Nassif v Commissioner for Fair Trading; Toplace Pty Ltd v Commissioner for Fair Trading [2023] NSWCATOD 4 (5 January 2023)

## 2022

- Bowers v Northern Beaches Council & Grigull Custodian Pty Ltd [2022] NSWCA 253 (8 December 2022)

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- Kousis v Inner West Council [2022] NSWLEC 1611 (4 November 2022)

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- Revolution Surveys Pty Ltd v Fairfield City Council [2022] NSWLEC 1589 (28 October 2022)

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- Bronger v Greenway Health Centre Pty Ltd t/as Greenway Plaza Pharmacy [2022] NSWLEC 91 (27 July 2022)

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- Bowers v Northern Beaches Council and Anor (No 3) [2022] NSWLEC 47 (29 April 2022)

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- Bowers v Northern Beaches Council and Anor (No 2) [2022] NSWLEC 46 (29 April 2022)

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- [Reset & Sweat Pty Ltd v Northern Beaches Council \[2022\] NSWLEC 1203 \(19 April 2022\)](#)
- [Votano v Building Professionals Board \(No 2\) \[2022\] NSWCATOD 42 \(14 April 2022\)](#)
- [Pastoral Investment Land & Loan Pty Ltd v Central Coast Council \[2022\] NSWLEC 1152 \(23 March 2022\)](#)
- [Rothshire Pty Ltd v Blacktown City Council \[2022\] NSWLEC 1125 \(15 March 2022\)](#)
- [Bowers v Northern Beaches Council and Anor \[2022\] NSWLEC 8 \(9 February 2022\)](#)

## 2021

- [Storer v Commissioner for Fair Trading \[2021\] NSWCATAD 331 \(9 November 2021\)](#)
- [BR Building Service Pty Ltd v Strathfield Municipal Council \[2021\] NSWLEC 1652 \(29 October 2021\)](#)
- [Bhargava v Hornsby Shire Council \[2021\] NSWLEC 1568 \(28 September 2021\)](#)
- [Moses v Ratner \(No 2\) \[2021\] NSWSC 960 \(26 July 2021\)](#)
- [King v Maitland City Council \[2021\] NSWLEC 1343 \(10 June 2021\)](#)
- [Moses v Ratner \[2021\] NSWSC 185 \(12 March 2021\)](#)
- [Votano v Building Professionals Board \[2021\] NSWCATOD 7 \(21 January 2021\)](#)

## 2020

- [Sleiman v Strathfield Municipal Council \[2020\] NSWLEC 1686 \(30 December 2020\)](#)
- [GMKA Pty Ltd v Penrith City Council \[2020\] NSWLEC 1442 \(21 September 2020\)](#)
- [Central Coast Council v Pastoral Investment Land & Loan Pty Ltd \(No 2\) \[2020\] NSWSC 1039 \(7 August 2020\)](#)
- [Freixas v Commissioner for Fair Trading, Department of Customer Service \(No 2\) \[2020\] NSWCATOD 78 \(15 July 2020\)](#)
- [Pastoral Investment Land & Loan Pty Ltd v Central Coast Council \[2020\] NSWLEC 85 \(8 July 2020\)](#)
- [McKenzie Group Consulting \(NSW\) Pty Ltd v Building Professionals Board \[2020\] NSWCATOD 76 \(3 July 2020\)](#)

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- Central Coast Council v Pastoral Investment Land & Loan Pty Ltd [2020] NSWSC 777 (19 June 2020)
  - Freixas v Building Professionals Board (No 1) [2020] NSWCATOD 27 (20 March 2020)
  - Pastoral Investment Land & Loan Pty Ltd v Central Coast Council [2020] NSWLEC 1135 (11 March 2020)
  - Boyce v Building Professionals Board (No 2) [2020] NSWCATOD 14 (7 February 2020)

## 2019

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- Da Silva v Building Professionals Board [2019] NSWCATOD 177 (22 November 2019)
  - Turkovic v Hornsby Shire Council [2019] NSWLEC 1262 (14 June 2019)
  - See Win Holdings (ABN 65 132 944 542) ATF See Win Trust (ABN 38 124 477 479) v Cumberland Council [2019] NSWLEC 1124 (27 March 2019)
  - Cumberland Council v See Win Holdings Pty Ltd [2019] NSWLEC 15 (22 February 2019)

## 2018

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- Cudgegong Australia Pty Limited v Sydney Metro [2018] NSWCA 298 (7 December 2018)
  - Cumberland Council v Tony Younan; Cumberland Council v Ronney Oueik; Cumberland Council v H&M Renovations Pty Ltd [2018] NSWLEC 145 (21 September 2018)
  - The Hills Shire Council v Needham (No 2) [2018] NSWLEC 98 (26 June 2018)
  - Cudgegong Australia Pty Ltd v Transport for New South Wales [2018] NSWSC 929 (21 June 2018)
  - The Hills Shire Council v Needham [2018] NSWLEC 1 (7 February 2018)
  - David William Underwood v Commissioner of Fair Trading, Department of Finance, Services and Innovation [2018] NSWLEC 1003 (4 January 2018)

## 2017

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- Ebrahim & anor v Vukovic & anor [2017] NSWLEC 1402 (1 August 2017)

- **Holroyd City Council v National Auto Dismantlers Pty Ltd [2017] NSWLEC 66 (27 April 2017)**

- **Cumberland Council v Badaoui Habib [2017] NSWLEC 18 (2 March 2017)**

- **Cumberland Council v Khoury [2017] NSWLEC 14 (1 March 2017)**

## 2016

- **R v Barakat; R v Younes (No 2) [2016] NSWSC 1255 (9 September 2016)**

- **R v Barakat; R v Younes (No 3) [2016] NSWSC 1256 (9 September 2016)**

- **Paul Baker as Plaintiff Representative of 165 Plaintiff Group Members v The Partnership of Anne Patricia Larter, Alan Jones, Miraleste Pty Ltd t/as USG Partner and Leigh Johnson t/as STC Sports Trading Club [2016] NSWSC 1194 (30 August 2016)**

- **Cumberland Council v Khoury (No 3)\* [2016] NSWLEC 55 (23 May 2016)**

- **Holroyd City Council v Khoury (No 2) [2016] NSWLEC 31 (31 March 2016)**

- **Holroyd City Council v Khoury [2016] NSWLEC 29 (29 March 2016)**

- **Holroyd City Council v Khoury [2016] NSWLEC 18 (10 March 2016)**

## 2015

- **Blue Mountains City Council v Venkataramana and Anor [2015] NSWLEC 201 (4 December 2015)**

- **Hurstville City Council v Jacobs (No 3) [2015] NSWLEC 194 (25 November 2015)**

- **R v Khalid [2015] NSWSC 1561 (21 October 2015)**

- **Shoal Bay Developments Pty Ltd & Anor v Port Stephens Council [2015] NSWLEC 1401 (30 September 2015)**

- **Raveena Singh Rai v State Transit Authority of New South Wales [2015] NSWIRComm 27 (8 September 2015)**

- **Khreich & anor v Holroyd City Council [2015] NSWLEC 1360 (2 September 2015)**

- **R v Alqudsi [2015] NSWSC 2132 (28 August 2015)**

- **Djmal v Cemal & Ors [2015] NSWSC 1125 (6 August 2015)**

- **SZUZZ v Minister for Immigration & Anor [2015] FCCA 1946 (17 July 2015)**

- **Brian Stanley Fisher v Channel Seven Sydney Pty Ltd (No 6) [2015] NSWSC 887 (1 July 2015)**

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- **Shoal Bay Developments Pty Ltd & Anor v Port Stephens Council [2015] NSWLEC 1557 (1 April 2015)**

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  - **Wilkie v Blacktown City Council [2015] NSWLEC 1084 (26 March 2015)**

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  - **Raveena Singh Rai and State Transit Authority of New South Wales [2015] NSWIRComm 1000 (24 March 2015)**

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  - **Shoal Bay Developments Pty Limited v Port Stephens Council (No 2) [2015] NSWLEC 36 (11 March 2015)**

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  - **Shoal Bay Developments Pty Ltd v Port Stephens Council [2015] NSWLEC 1556 (6 February 2015)**

## 2014

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- **Fisher v Channel Seven Sydney Pty Ltd (No 5) [2014] NSWSC 1873 (31 December 2014)**

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  - **Brian Stanley Fisher v Channel Seven Sydney Pty Ltd (No 4) [2014] NSWSC 1616 (17 November 2014)**

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  - **Holley v Evatt [2014] NSWCATAP 72 (29 October 2014)**

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  - **DZADS v Minister for Immigration and Border Protection [2014] FCA 1128 (24 October 2014)**

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  - **Habib v State of New South Wales (NSW Police Force) [2014] NSWCATAP 70 (23 October 2014)**

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  - **Brian Stanley Fisher v Channel Seven Sydney Pty Ltd (No 3) [2014] NSWSC 1619 (24 September 2014)**
  - **Brian Stanley Fisher v Channel Seven Sydney Pty Ltd (No 2) [2014] NSWSC 1593 (16 September 2014)**
  - **Brian Stanley Fisher v Channel Seven Sydney Pty Ltd [2014] NSWSC 1343 (15 September 2014)**

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  - **Wilkie v Blacktown City Council [2012] NSWLEC 1223 (9 August 2012)**

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  - **SZOVX v Minister for Immigration & Anor [2011] FMCA 314 (19 May 2011)**

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  - **Wilson Parking Australia 1992 Pty Limited v City of Sydney Council [2010] NSWLEC 1204 (21 June 2010)**

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  - **Timothy Williams & Associates Pty Ltd v Council of the City of Sydney [2009] NSWLEC 1344 (2 October 2009)**

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  - **Kushe v City of Sydney Council [2009] NSWLEC 1403 (26 August 2009)**

- City Apartments Parkridge Pty Limited v **Sydney City Council** [2009] NSWLEC 1225 (29 May 2009)
  - Korner v **Council of the City of Sydney** [2009] NSWLEC 1154 (30 March 2009)
  - Acorn Cove Pty Limited v **Sydney City Council** [2008] NSWLEC 1352 (5 August 2008)
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- **Council of the City of Sydney** v Waldorf Apartments Hotel Sydney Pty Limited and Anor (No 3) [2008] NSWLEC 175 (20 May 2008)
  - **Council of the City of Sydney** v Waldorf Apartments Hotel Sydney Pty Limited and Anor [2008] NSWLEC 97 (5 March 2008)
- 
- O'Brien, M C v **City of Sydney Council** [2007] NSWLEC 185 (5 April 2007)
- 
- Harwood Pty Ltd v **Sydney City Council** [2006] NSWLEC 523 (11 August 2006)
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- Nechi Holdings Pty Ltd v **Sydney City Council** [2006] NSWLEC 428 (5 July 2006)

EDUCATION
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2014	Admitted to practice as a Barrister; NSWBAR
2012	Entry in the Register of Practitioners, High Court of Australia
2011	Graduate Certificate in Property and Planning (' <b>GredCertPropPlan</b> ') - University of Technology, Sydney
2009	Masters of Laws (' <b>LL.M</b> ') - University of Technology, Sydney
2006	Admitted as Lawyer to the Supreme Court of New South Wales
2006	Graduate Certificate in Legal Practice (' <b>GradCertLegPrac</b> ') - University of Technology, Sydney
2005	Bachelor of Laws (' <b>LL.B</b> ') - University of Technology, Sydney.
1996	Development Control Course - University of Technology.
1994	Associate Diploma in Applied Science in Health and Building Surveying (' <b>AssocDipAPPSci</b> ') – Sydney Institute of Technology