



## The Hon. Wayne Martin AC KC\*

Year of call: 1988 | Silk: 1993

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The Honourable Wayne Martin AC KC was Chief Justice of Western Australia between 2006 and his retirement from the bench in July 2018. Prior to his appointment, he practised at the Western Australian Bar in the field of commercial litigation, mainly involving disputes in the mining, energy, resources, construction and financial sectors. His practice included international and domestic arbitration. As Chief Justice, he created and managed the Arbitration List of the Supreme Court of Western Australia and he has published many decisions in that field (and others).

Before taking judicial office, he held a number of elected positions such as president of the Western Australian Bar Association, chairman of the Law Reform Commission, president of the Law Society and Director of the Law Council of Australia. In 2012, he was appointed as a Companion in the General Division of the Order of Australia for his eminent service to the judiciary and the state's legal system.

He is a qualified and experienced mediator and at 39 Essex Chambers is taking appointments as an international arbitrator and mediator.

He serves as a part time judge of the courts of the Dubai International Financial Centre at first instance and on appeal. He is also a member of the National Sports Tribunal (Australia).

## Areas of expertise

Litigation and Dispute Resolution

Commercial Arbitration

Mediation

## Mediation

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Wayne appeared regularly on behalf of clients engaged in mediation, and, following his appointment as Queen's Counsel, on occasions served as mediator in relation to complex commercial disputes.

In 2013, he completed the mediation programme (five days) offered by Harvard Law School. After completing that programme, he has regularly conducted mediations in the most complex cases before the Supreme Court of Western Australia, including cases relating to:

- long-term resource supply contracts
- infrastructure access (rail lines)
- major property developments

- mining contracts
- claims for damages by large numbers of plaintiffs (100 in one case, 500 in another) following bush fires.

As Chief Justice, Wayne enthusiastically supported and promoted the mediation programme offered by the Supreme Court of Western Australia. Under his leadership, that court has adopted the general practice of directing that all civil cases go to mediation before trial. In 2017, the Supreme Court of Western Australia was awarded the Courts and Tribunals ADR Group of the Year Award by the Australian Disputes Centre.

In 2018, Chief Justice Martin gave the inaugural annual ADR address *'Alternative Dispute Resolution - a misnomer?'* (at <http://www.supremecourt.wa.gov.au>)

He is regularly appointed to mediate substantial commercial disputes.

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