

TORRENS UNIVERSITY AUSTRALIA LIMITED

v

FAIR WORK OMBUDSMAN

[2026] HCADisp 169

S26/2026

- 1 The applicant seeks special leave to appeal from a judgment of the Full Court of the Federal Court of Australia (Lee J, Kennett and Stellios JJ agreeing) which allowed the respondent's appeal from a decision of the Federal Court of Australia (Halley J) which, in turn, cancelled a compliance notice issued under s 716(2) of the *Fair Work Act 2009* (Cth).
- 2 There is no reason to doubt the correctness of the Full Court's decision, which applied orthodox principles of interpretation. The proposed appeal lacks sufficient prospects of success to warrant the grant of special leave.
- 3 Special leave to appeal is refused.

Gageler CJ
Gordon J
Edelman J
Steward J
Jagot J
Beech-Jones J

6 August 2026