

JEREMY BIRCH

IV

FOURTH FLOOR
- CHAMBERS -

“very dedicated to his clients and brings a great work ethic and talent to the team”

- Legal 500 Asia Pacific, 2023

“very solid and experienced and a safe pair of hands”

- Legal 500 Asia Pacific, 2019

CONTACT

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EDUCATION

Master of Laws

Law School, University of Pennsylvania
2016 – 2017

Distinction, Dean's Scholarship, Karen Iest Award for Excellence

Wharton Bus. & Law Cert.

Wharton School, University of Pennsylvania
2016 – 2017

Graduate Diploma, Finance

LSE, University of London
2011 – 2013

Bachelor of Laws

University of Western Australia
2001 – 2006

Honours

Bachelor of Science

University of Western Australia
2001 - 2003

CALL

2023

ADMISSIONS

Western Australia

High Court of Australia

New York, USA

Hong Kong

September 2023

Jeremy is a commercial barrister with experience in government investigations, regulatory enforcement, and commercial litigation. He has particular expertise in matters relating to financial services and markets, resources, technology and life sciences.

Before joining the bar, Jeremy was a partner in the market leading disputes practice of Herbert Smith Freehills, where he worked in the firm's offices in Perth, Sydney, Hong Kong, and London. He has also held positions on secondment at in-house litigation teams with two global investment banks.

PRACTICE AREAS

- Anti-Bribery and Corruption
- Anti-Money Laundering and Counter-Terrorism Financing
- Banking & Financial Services
- Class Actions
- Commercial and Contractual Disputes
- Corporations
- Regulatory Investigations and Enforcement
- Securities and Investments
- White Collar and Corporate Crime

PROFESSIONAL HISTORY

Barrister

Fourth Floor Chambers
Perth

September 2023 – Present

Partner

Herbert Smith Freehills
Hong Kong and Perth

May 2019 – August 2023

Senior Associate / Associate / Solicitor

Herbert Smith Freehills
Hong Kong, Sydney, London, Perth

October 2007 – April 2019

Professional Assistant to State Counsel and State Solicitor / Articled Clerk

State Solicitors Office
Perth

December 2004 – October 2007

PROFESSIONAL RECOGNITION

Recommended in Doyle's 2023 list of *Leading White Collar Crime, Corporate Crime & Regulatory Investigations Lawyers* (Australia)

Recognised in Legal 500 Asia Pacific as a key lawyer for regulatory, anti-corruption and compliance (Hong Kong and China)

Liability limited by a Scheme approved under
Professional Standards Legislation.

RELEVANT EXPERIENCE

INVESTIGATIONS AND REGULATORY ENFORCEMENT

- Defending proceedings against an investment bank for alleged due diligence failings in their role as sponsor on IPOs.
- Defending proceedings against a gaming and wagering company for alleged systemic failures in anti-money laundering and counter terrorism financing compliance.
- Defending proceedings against an insurance broker for alleged failures in its anti-corruption systems and controls for third-party producers.
- Acting for a life sciences company in respect of various internal investigations across Asia Pacific relating to suspected corruption, self-dealing and illegal promotion / marketing of products.
- Acting for a real estate asset manager in respect of internal investigations relating to suspected corruption and self-dealing by senior employees.
- Acting for a manufacturing company in relation to a suspected breach of directors' duties.
- Acting for a technology company in relation to an internal and government investigation into suspected corrupt conduct.
- Acting for a company in relation to an internal investigation and a related Royal Commission.
- Acting for an investment bank in relation to a regulatory investigation into the manipulation of the FX market.
- Acting for an individual in an investigation relating to LIBOR manipulation.
- Acting for an investment bank in respect of a regulatory investigation arising from unauthorised trading by an employee which resulted in a loss of US\$2.3bn.
- Acting for an investment bank in relation to an internal investigation into suspected corrupt conduct in a joint venture operation.
- Acting for a technology company in relation to a government investigation into suspected corrupt conduct in a recently acquired subsidiary.
- Acting for an investment bank in relation to an investigation relating to algorithmic trading and potential market manipulation.
- Acting for an investment bank in relation to an investigation into the handling of inside information.
- Acting for a hedge fund in relation to an investigation into insider trading.

COMMERCIAL DISPUTES

- Acting for a private capital investor in a dispute with a joint venture partner in relation to a real estate investment.
- Defending a wealth management firm against claims by high-net-worth clients defrauded by a former wealth adviser.
- Defending a wealth management firm in relation to litigation relating to the institution's sale of a life assurance product.
- Acting for a resources company in a commercial arbitration commenced against a Chinese customer for failing to take delivery under a long-term supply contract.
- Acting for an asset manager in a dispute with a large Australian resources company in respect of a debt finance agreement.
- Acting for the administrators of a resources company in relation to a negligence action against its former directors and auditor, as well as in relation to a securities class action relating to market disclosure obligations.
- Defending a technology consulting firm in a dispute with a former sales agent.

ADVISORY

- Advising a multinational energy and resources company relating to anti-money laundering obligations arising from treasury and marketing activities.
- Advising a global asset manager on anti-corruption and financial regulatory obligations relating to sales and marketing activities in Asia Pacific.
- Advising a gaming company on regulatory obligations and criminal prohibitions related to cross-border marketing and promotion activities.
- Advising on the anti-money laundering compliance program for a gaming company.
- Acting jointly for a commercial bank and the financial regulatory in relation to an assessment of the bank's investment advisory process.
- Advising a technology company in relation to their anti-corruption compliance program.
- Advising a private equity firm in relation to dawn raid response protocols in Asia Pacific.
- Advising asset managers and investment banks in relation to proceeds of crime issues arising from services provided to and in relation to cannabis related businesses.