



Case and Legislation Trackers

Case trackers identify key court and tribunal decisions to help you understand how the courts have approached an area of law or a statutory provision, in different factual scenarios.

Legislation trackers provide summaries of key issues related to legislation and law reform.

Case Trackers

Case trackers list significant Court and Tribunal decisions, classified by the factual scenario of the case. This allows you to quickly find cases that deal with a similar scenario. Our writers break down the practical implications of the case, linking to Practical Law resources, providing guidance if you face a similar situation. Case trackers link to full text case materials from Westlaw.

Case Trackers are available for the Commercial Real Estate and Employment practice areas.

1. From the Practical Law homepage, click on the relevant practice area (Commercial Real Estate or Employment).
2. Click on the Case Trackers tab and select a topic to view relevant cases.

Topics	Resources	Case Trackers	Archived
Bullying and sexual harassment			
FW Act: Stop bullying applications: dismissing based on no ongoing risk			
FW Act: Stop bullying orders and recommendations			
FW Act: Orders and recommendations in sexual harassment FWC applications			
FW Act: Stop sexual harassment applications: dismissing based on no ongoing risk			
Casual employment			
Casual conversion disputes			
Civil remedy provisions			
Accessorial liability: case law overview			
Compensation for civil remedy contraventions			
Compliance notices by Fair Work Inspectors			
Injunctive relief for contraventions of a civil remedy provision			
Personal payment orders for pecuniary penalties			
Employment status and types of working			
Employee or independent contractor: by industry			
Employee or independent contractor: by industry (post-2022 HCA decisions)			
Volunteers, work experience and unpaid work under the FW Act			
Work from home disputes			
		General protections	
		Decision-maker's reasons and the reverse onus of proof	
		Health, safety and incapacity	
		Disputes regarding mandatory workplace COVID-19 vaccination requirements	
		Unfair dismissal disputes regarding mandatory workplace COVID-19 vaccination requirements	
		Industrial	
		Entry permit applications: fit and proper person considerations	
		Modern awards	
		Miscellaneous Award	
		Modern awards casual terms review	
		Pay and benefits	
		Disputes regarding maximum weekly hours of work	
		Performance management	
		Performance improvement plans	
		Practice and procedure in the FWC	
		Representation by lawyers and paid agents before the Fair Work Commission	
		Redundancy	
		Variation of redundancy pay	

For each decision, key information is identified or summarised.

3. Click on the Bell icon to create a document alert to be notified when it is updated.

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- Privacy
 - NES requests for flexible working arrangements
- Dismissal
 - Directions to temporarily work from home, or to cease a temporary work from home arrangement
 - Failing to comply with directions to attend in-office attendance days
 - Misconduct, poor performance or underperformance
 - Accessing inappropriate or confidential content while working from home
 - Moving place of residence while working from home
 - Unauthorised working overseas while working from home
 - Refusing requests to work from home
 - Constructive dismissal
 - Repudiation related to change of work location

Work from home disputes

Dismissal

Dismissal

Directions to temporarily work from home, or to cease a temporary work from home arrangement

See also:

- Repudiation related to change of work location.
- Moving place of residence while working from home.

Azzi v New South Wales

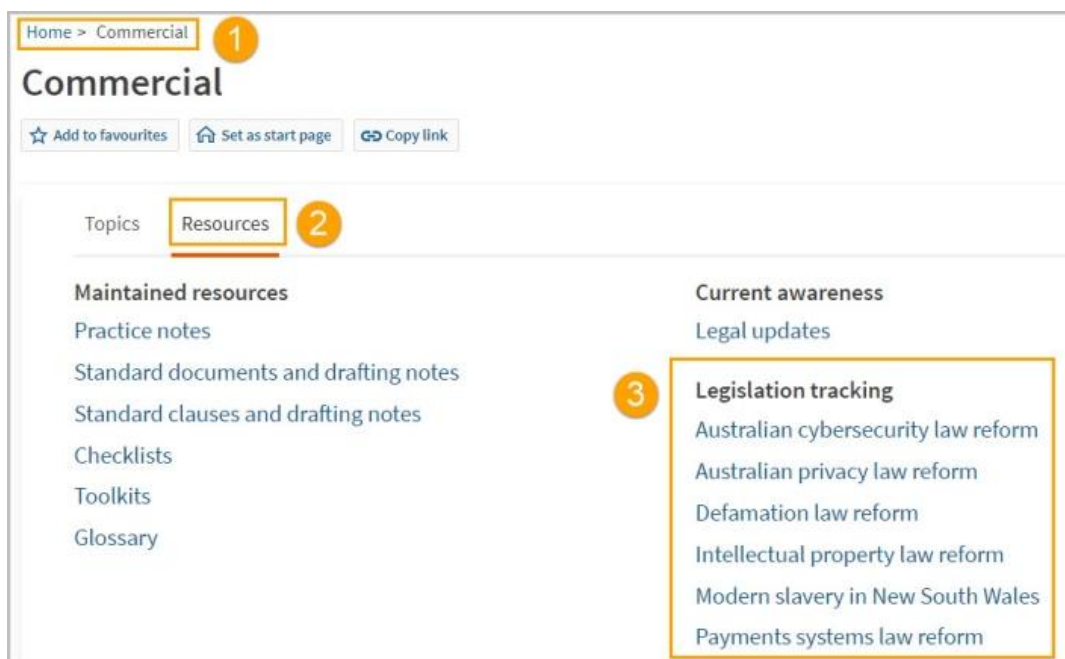
Case	<i>Azzi v New South Wales</i> [2024] NSWCA 169.
Date	16 July 2024.
Court/Tribunal and Judge/Member	New South Wales Court of Appeal. President Ward, and Justices Leeming and Kirk.
Type of application	Appeal against decision upholding the dismissal of a New South Wales (NSW) public service employee.
Outcome	Appeal dismissed.
Facts	<p>The appellant, Mr Azzi, was employed as a senior executive by the State Insurance Regulatory Authority which is part of the NSW Department of Customer Service (DCS). He was dismissed under the <i>Government Sector Employment Act 2013</i> (NSW) (GSE Act) for failing to follow directions given by his manager in early 2022 to instruct his subordinate, Ms A, to cease working remotely from Germany.</p> <p>Ms A had been granted permission to work remotely in September 2021 during the COVID-19 pandemic after her father, who lived in Germany, suffered a stroke. In late 2021, DCS introduced a policy that limited access to DCS</p>

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Legislation Trackers

Legislation trackers monitor developments in Australian law reform and may cover legislative reforms and public consultations. They link to primary source materials and Practical Law content relating to the legal developments, including legal updates.

4. From the homepage, click Commercial to go to the Commercial practice area.
5. Click on the Resources tab to show resource by content type.
6. Choose a legislation tracker from the list on the right.



7. To set up an email alert to notify you when the tracker is updated, click the Bell icon.



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