CAREER HISTORY

1991-1992: Managing Clerk, Morris Fletcher & Cross (now Minter Ellison)

1992-present: Barrister in private practice

2005: Appointed Senior Counsel

2014 - 2019: Appointed Solicitor-General for Queensland

2022 – 2023: President of the Australian Bar Association

SCOPE OF PRACTICE

Appearance and advice work in all areas of appellate work; constitutional and public law; commercial and equity; building and construction, energy and resources; company and insolvency; insurance; professional negligence; trade practices; royal commissions and inquests.

APPELLATE WORK

Appellate

Commercial and Equity

MFB Properties (NQ) Pty Ltd v MSD Securities Pty Ltd [2018] QCA 259; [2019] 3 Qd R 1;

Grocon Constructions (QLD) Pty Ltd v Juniper Developer (No 2) Pty Ltd; [2015] QCA 291;

Legune Land Pty Ltd v Northern Territory Land Corporation (2013) 167 NTR 1; [2013] NTCA 7;

AG (CQ) Pty Ltd v A&T Promotions Pty Ltd [2011] 1 Qd R 306; [2010] QCA 83;

Gladstone Ports Corporation Ltd v Murphy Operator Pty Ltd (2020) 6 QR 497; (2020) 384 ALR 725; [2020] QCA 250;

Robinson v Deep Investments (2018) 364 ALR 305; [2018] FCAFC 232;

Vikpro Pty Ltd v Wyuna Corp. Pty Ltd [2019] Qd R 15; [2018] QSC 160.

Company and Insolvency

Foots v Southern Cross Mine Management Pty Ltd (2007) 234 CLR 52; (2007) 241 ALR 32; (2007) 82 ALJR 173; [2007] HCA 56

Mine & Quarry Equipment International Ltd v McIntosh (2005) 54 ASCR 1; (2005) 23 ACLC 1185; [2005] QCA 186;

Park and McIntosh v Lanray Industries Pty Ltd; (2010) 80 ACSR 186; [2010] QCA 257.

Public Law

QLD Cooper Shale Pty Ltd v Minister for Natural Resources and Mines (2016) 220 LGERA 92; [2016] QCA 352;

Witness JA v Scott [2015] QCA 285;

Attorney-General (Qld) v Morris (2015) 71 MVR 290; [2015] QCA 112;

Burns v Corbett (2018) 353 ALR 386; (2018) 92 ALJR 423; [2018] HCA 15; (2018) 265 CLR 304;

Mentink v Registrar of Australian Register of Ships (2014) 320 ALR 137; [2014] FCA 1138;

*Trevorrow v Council of the City of the Gold Coast (*2018) 229 LGERA 355; [2018] QPER 970; [2018] QCA 19;

Work Health Authority v Outback Ballooning Pty Ltd (2019) 363 ALR 188; (2019) 266 CLR 428; (2019) 93 ALJR 212; [2019] HCA 2;

Carne v Crime and Corruption Commission (2022) 405 ALR 166; [2022] QCA 141;

Mensink v Registrar of the Federal Court of Australia [2022] FCAFC 102;

Federal Commissioner of Taxation v Thomas (2018) 264 CLR 382; (2018) 92 ALJR 746; (2018) 108 ATR 375; (2018) 357 ALR 445; [2018] ATC 20-663; [2018] HCA 31.

Native Title

Northern Territory v Griffiths; (2019) 269 CLR 1; (2019) 93 ALJR 327; (2019) 235 LGERA 242; (2019) 364 ALR 208; [2019] HCA 7.

Doyle obh of Iman People 2 v Queensland (2016) 249 FCR 519; (2016) 343 ALR 260; [2016] FCAFC 189;

Criminal Law

Attorney-General v Lawrence (2014) 244 A Crim R 184; [2014] QCA 220;

Parrella Enterprises Pty Ltd v Cannavan; [2007] 1 Qd R 261; [2006] QCA 035;

Luavex v R [2007] SBCA 13;

R v GBC; [2018] QCA 152;

R v Leach [2022] 10 QR 40; (2022) 365 FLR 72; [2022] QCA 7; (2022) 364 FLR 72; [2022] QCA 7;

Attorney General (Qld) v Fardon [2019] 2 Qd R 487; [2018] QCA 251

Minogue v Victoria (2018) 264 CLR 252; (2018) 271 A Crim R 403; (2018) 92 ALJR 668; (2018) 356 ALR 363; [2018] HCA 27.

Building and Construction

Grocon Constructions (QLD) Pty Ltd v Juniper Developer (No 2) Pty Ltd [2015] QCA 291;

Monadelphous Engineering Pty Ltd v Wiggins Island Coal Export Terminal Pty Ltd [2017] 1 Qd R 190; [2015] QCA 290;

BM Alliance Coal Operations Pty Ltd v BGC Contracting Pty Ltd [2015] 1 Qd R 228; [2013] QCA 394;

Heavy Plant Leasing Pty Ltd v McConnell Dowell Constructions (Aust) Pty Ltd [2013] QCA 386;

Civil Contractors (Aust) Pty Ltd v Galaxy Developments Pty Ltd (2021) 7 QR 34; [2021] QCA 10;

Queensland Building and Construction Commission v Groupline Constructions Pty Ltd (2020) 6 QR 390; [2020] QCA 245.

Insurance

McCarthy v St Paul International Insurance Co Ltd (2007) 157 FCR 402; (2007) 239 ALR 527; (2007) 14 ANZ Ins Cas 61-725; [2007] FCAFC 28;

QBE Insurance Ltd v Aulich (2003) 152 ACTR 1; [2003] ACTCA 16;

Hamcor Pty Ltd v Marsh Pty Ltd [2013] QCA 262;

Power v Markel Capital Ltd (2007) 14 ANZ Ins Cas 61-742; [2007] QCA 284.

Family Law

Anderson v McIntosh (2013) 283 FLR 361; (2013) 50 Fam LR 609; [2013] FamCAFC 200;

Connor v Cosgrove (2017) FLC 93-769; [2017] FamCAFC 61.

Professional Negligence and Regulatory Law

Caboolture Park Shopping Centre Pty Ltd (in liq) v White Industries (Qld) Pty Ltd; (1993) 45 FCR 224; (1993) 117 ALR 253;

Attorney-General of State of Queensland v Legal Services Commissioner [2018] QCA 066.

Torts

Magarey v Sunshine Coast Hospital and Health Service [2022] QCA 189;

Electricity Networks Corporation t/a Western Power v Herridge Parties [2022] HCA 37;

AAI Ltd v Caffery (2019) 3 QR 88; 90 MVR 526; [2019] QCA 293.

BUILDING AND CONSTRUCTION

Baulderstone Hornibrook Pty Ltd v Broen Australia Pty Ltd [2003] 2 Qd R 577; [2003] QSC 158;

John Holland Pty Ltd v Coastal Dredging & Construction Pty Ltd [2012] 2 Qd R 435; [2012] QCA 150;

Reed Constructions (Qld) Pty Ltd v Martinek Holdings Pty Ltd [2011] 1 Qd R 28; [2009] QSC 345;

Simcorp Developments & Constructions v Gold Coast Titans Property Pty Ltd (2010) 27 BCL 272; [2010] QSC 162;

Redline Contracting Pty Ltd v MCC Mining (Western Australia) Pty Ltd (No 2); (2013) 29 BCL 256; [2012] FCA

COMMERCIAL AND EQUITY

Fig Tree Developments Ltd (formerly Village Life Ltd) v Australian Property Custodian Holdings Ltd [2009] FCA 390;

AAShi Pty Ltd v Avbar Pty Ltd (No. 2) (2010) 186 FCR 148; [2010] FCA 427;

Shannon v ANZ Banking Corporation [1994] 2 Qd R 560; 563;

Fused Electrics Pty Ltd v Donald [1995] 2 Qd R 7;

*Velvet Glove Holdings Pty Ltd v Mount Isa Mines Ltd(*2012) 28 BCL 351; [2011] QCA 312;

Mallonaland Pty Ltd v Advanta Seeds Pty Ltd (2021) 7 QR 234; [2021] QSC 74;

Orb Holdings Pty Ltd v WCL (Qld) Albert Street Pty Ltd (2020) 5 QR 521; [2020] QCA 198.

COMPANY AND INSOLVENCY

Australian Securities and Investments Commission v Storm Financial Ltd (recs and mgrs. apptd) (admin apptd); (2009) 71 ACSR 81; [2009] FCA 269;

Club Superstores Australia Pty Ltd, Re (in liq); (1993) 10 ACSR 730; (1993) 11 ACLC 751;

Baldwin v Icon Energy Ltd; [2018] QSC 233;

Vannin Capital Operations Ltd. V QNI Resources Pty Ltd [2023] QSC 1;

CIP Group Pty Ltd v So [2022] FCA 1490;

Shafston Avenue Construction Pty Ltd v McCann [2021] FCA 938;

Longley v Chief Executive, Department of Environment and Heritage Protection [2018] 3 Qd R 459; (2018) 239 LGERA 261; (2018) 331 FLR 33; (2018) 124 ACSR 527; (2018) 36 ACLC 18-009; (2018) 11 ARLR 404; [2018] QCA 32.

CONSTITUTIONAL LAW

Kuczborski v Queensland (2014) 254 CLR 51; (2014) 314 ALR 528; (2014) 89 ALJR 59; [2014] HCA 46*;*

Pollentine v Bleijie (2014) 253 CLR 629; (2014) 311 ALR 332; (2014) 88 ALJR 796; (2014) 238 A Crim R 428; [2014] HCA 30;

PT Bayan Resources TBK v BCBC Singapore Pte Ltd (2015) 258 CLR 1; (2015) 325 ALR 168; (2015) 89 ALJR 975; (2015) 109 ACSR 349; [2015] HCA 36;

CEPU & Ors v Queensland Rail & Anor (2015) 256 CLR 171; (2015) 318 ALR 1; (2015) 151 ALD 28; (2015) 89 ALJR 434; [2015] HCA 11;

Australian Communications and Media Authority v Today FM (Sydney); (2015) 255 CLR 352; (2015) 147 ALD 470; (2015) 317 ALR 279; (2015) 89 ALJR 382; [2015] HCA 7;

Bell Group NV (in Liq) v Western Australia; (2016) 260 CLR 500; (2016) 331 ALR 408; (2016) 90 ALJR 655; (2016) 113 ACSR 1; (2016) 103 ATR 178; [2016] HCA 21.

Duncan v New South Wales; (2015) 255 CLR 388; (2015) 151 ALD 62; (2015) 318 ALR 375; (2015) 89 ALJR 462; [2015] HCA 13;

Rizeq v Western Australia; (2017) 344 ALR 421; (2017) 91 ALJR 707; (2017) 57 Fam LR 294; [2017] HCA 23;

Alqudsi v R; (2016) 258 CLR 203; (2016) 332 ALR 20; (2016) 90 ALJR 711; (2016) 154 A Crim R 533; [2016] HCA 24;

Brown v Tasmania; (2017) 261 CLR 238; (2017) 349 ALR 398; (2017) 91 ALJR 1089; [2017] HCA 43;

North Australian Aboriginal Justice Agency Ltd v Northern Territory; (2015) 256 CLR 569; (2015) 326 ALR 16; (2015) 90 ALJR 38; (2015) 254 A Crim R 374; [2015] HCA 41;

Plaintiff M68/2015 v Minister for Immigration and Border Protection; (2016) 257 CLR 42; (2016) 327 ALR 369; (2016) 90 ALJR 297; [2016] HCA 1;

Tajjour v New South Wales; (2014) 254 CLR 508; (2014) 313 ALR 221; (2014) 88 ALJR 80; (2014) 241 A Crim R 381; [2014] HCA 35;

Williams v Commonwealth of Australia; (2014) 252 CLR 416; (2014) 309 ALR 41; (2014) 88 ALJR 701; [2014] HCA 23;

Palmer v Ayres (2017) 259 CLR 478; (2017) 341 ALR 18; (2017) 91 ALJR 325; (2017) 118 ACSR 380; [2017] HCA 5;

Unions NSW and Others v New South Wales; (2019) 264 CLR 595; (2019) 93 ALJR 166; (2019) 363 ALR 1; [2019] HCA 1;

Clubb v Edwards; Preston v Avery (2019) 267 CLR 171; (2019) 93 ALRJ 448; (2019) 366 ALR 1; [2019] HCA 11;

Spence v Queensland (2019) 269 CLR 355.; (2019) 93 ALJR 643; (2019) 238 LGERA 1; (2019) 367 ALR 587; [2019] HCA 15;

Farm Transparency International Ltd. v New South Wales (2022) 96 ALJR 655; [2022] HCA 23;

LibertyWorks Inc v Commonwealth (2021) 95 ALJR 490; (2021) 391 ALR 188; [2021] HCA 18;

Palmer v Western Australia (2021) 272 CLR 55; (2021) 95 ALJR 229; [2021] HCA 5;

ESTATE LAW

Darveniza v Darveniza [2014] QSC 37;

Catelan v Herceg [2012] QSC 320;

Boyd v Talbot (2021) 7 QR 661; (2021) 20 ASTLR 480; [2021] QSC 99.

INSURANCE

Kotku Bread Pty Ltd v Vero Insurance Ltd [2012] QSC 109;

Nominal Defendant v Duntroon Holdings Pty Ltd; (2007) 49 MVR 152; [2007] QCS 338;

Power v Markel Capital Ltd; (2006) 14 ANZ Ins Cas 61-714; [2006] QSC 341;

Australia Pacific LNG Pty Ltd v Sooner Insurance Company [2021] QSC 43.

PROFESSIONAL NEGLIGENCE AND REGULATORY LAW

White Industries (Qld) Pty Ltd v Flower & Hart (a firm); (1998) 156 ALR 169; (1998) 29 ACSR 21; [1998] FCA 806;

McDonald v AMP Financial Planning Pty Ltd (2018) 129 ACSR 605; [2018] QSC 195;

Scottsdale Homes Pty Ltd v Gemkip Pty Ltd; [2008] QSC 326;

Bax v Legal Practitioner's Admission Board [2021] QCA 93.

PUBLIC LAW

Grosse v Purvis (2003) Aust Torts Rep 81-706; [2003] QDC 151;

Attorney-General (Qld) v Di Carlo; [2017] QSC 171;

Attorney-General (Qld) v Jackway; [2018] QSC 137;

Australian Institute for Progress Ltd v Electoral Commission of Queensland (2020) 4 QR 31; [2020] QSC 54;

Endresz v Queensland Racing Integrity Commission [2022] QSC 262.

RESOURCES LITIGATION

Mineralogy Pty Ltd v Sino Iron Pty Ltd [2022] WACA 162;

Mineralogy Pty Ltd v Adani Mining Pty Ltd [2022] QSC 154.

ROYAL COMMISSIONS AND INQUESTS

Appeared for the Brisbane City Council at the Queensland Floods Commission of Inquiry, and advised various parties in relation to other royal commission, e.g. the Health Inquiry and the Shepardson Inquiry.

Appeared for the Crime and Corruption Commission in the Parliamentary Inquiry in 2022 into the Commission as a decision to prosecute certain Logan City Councillors.

Appeared for AusSAR, of the Australian Maritime Safety Authority, at major inquests throughout Australia, eg. the missing American divers, Tom and Eileen Lonergan (Cairns, Queensland), the Margaret J (Burnie, Tasmania), Whyalla Airlines (South Australia); the Malu Sara (Torres Strait Islands, Queensland). Also appeared for the Civil Aviation Safety Authority in relation to the Transair aeroplane crash (Lockhart River, Queensland), the largest loss of life in a civilian aircraft in Australia since the 1960's.

MEDIATIONS

Extensive involvement in mediation of commercial disputes, including mediations involving extensive expert evidence and over extended periods.