

# BIANCA KABEL

YEAR OF CALL: 2016

Bianca has a broad civil practice and is briefed often in commercial disputes, including insolvency, professional negligence, taxation, insurance, construction and general contractual disputes. She appears regularly, both led and unled, in the trial and appellate divisions of the Supreme Court of Queensland, and unled in the District Court of Queensland and the Federal Court of Australia. Bianca also has experience appearing as junior counsel before the High Court of Australia. She is listed by Doyle's Guide as a "Recommended" junior counsel for Commercial Litigation & Dispute Resolution.

Before being called to the bar, Bianca was the Associate to the Honourable Justice David Jackson of the Supreme Court of Queensland and worked as a solicitor at an international firm. She holds a Bachelor of Laws with First Class Honours from the University of Queensland and a Bachelor of Civil Law with Distinction from the University of Oxford.

Bianca has also been appointed as the Sub-Editor for the Incorporated Council of Law Reporting (Queensland) and is responsible for assisting the Editor with the publication of the weekly Queensland Law Reporter.

## AREAS OF PRACTICE

Arbitration, Banking, Building & Construction, Commercial Equity, Competition & Consumer, Contract, Corporate Insolvency & Bankruptcy, Corporations, Insurance, International, Judicial Review & Administrative, Land Law & Property, Native Title & Cultural Heritage, Professional Discipline & Regulatory, Professional Negligence, Resources & Energy, Shipping, Succession, Tax.

## CASES

***Australian Securities and Investments Commission v King*** [2020] HCA 4  
March 2020, Corporations, Appellate

***Currie v Meredith*** [2020] QDC 19  
January 2020, Corporations, Tax

***Equititrust Limited v Tucker and Others (No 2)*** [2019] QSC 248  
October 2019, Commercial Equity, Corporations

LEVEL

TWENTY  
SEVEN

CHAMBERS



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***Tisdall v Omeros [2019] QSC 220***

September 2019, Competition & Consumer, Contract, Corporations

***King v Australian Securities and Investments Commission [2019] QCA 121***

June 2019, Corporations, Judicial Review & Administrative, Appellate

***Equititrust Limited v Tucker and Others [2019] QSC 51***

March 2019, Contract, Corporations, Corporate Insolvency & Bankruptcy

***King & Ors v Australian Securities and Investments Commission [2018] QCA 352***

December 2018, Appellate, Corporations, Judicial Review & Administrative

***Firstmac Ltd & Ors v Hunt & Hunt (a firm) [2018] QSC 258***

November 2018, Land Law & Property, Professional Negligence

***Sentinel Citilink Pty Ltd v PS Citilink Pty Ltd [2018] QSC 239***

October 2018, Land Law & Property, Contract

***Neta Tires v Mitchell [2018] QDC 200***

October 2018, Contract

***BP Australia Pty Ltd v Valuer-General [2018] QLC 34***

October 2018, Land Law & Property

***Legal Services Commissioner v Nichols [2018] QCA 158***

July 2018, Judicial Review & Administrative, Professional Discipline & Regulatory

***Gailey Projects Pty Ltd v McCartney [2017] QSC 185***

September 2017, Contract, Land Law & Property

## **EXPERIENCE**

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Notable matters as junior counsel include:

- › acting for a principal in a complex construction dispute, including appearing in an emergency arbitration conducted in Singapore, under the SIAC Rules;
- › appearing for the company group CEO in a two week appeal before the Queensland Court of Appeal, and appearing in subsequent special leave applications and a substantive appeal before the High Court of Australia;
- › appearing as junior counsel in a Supreme Court trial concerning allegations of professional negligence against the plaintiff's former solicitors
- › appearing in the Court of Appeal in respect of a challenge to a decision of the Legal Services Commissioner;

- › acting for a major resources company in respect of a mining lease application before the Land Court of Queensland;
- › acting for a liquidator in Supreme Court proceedings over debts alleged to be owed by the company in liquidation;
- › acting for a major property development group in Supreme Court proceedings against their former solicitors, alleging professional negligence in the conduct of a significant commercial property transaction;
- › acting for an insured and its foreign subsidiaries in a multi-million dollar claim against an insurer for indemnity under a professional indemnity insurance policy;
- › acting for non-bank lenders and mortgage managers in respect of professional negligence proceedings in the Supreme Court against their former solicitors;
- › acting and appearing for a regional authority in respect of native title proceedings before the Federal Court of Australia; and
- › advising a partner in respect of a number of matters including contractual construction, debt issues and strategic considerations arising from an international partnership dispute.

Recent matters as sole counsel include advising and appearing for litigants in taxation disputes, contractual disputes, insolvency disputes, commercial tenancy disputes and judicial review applications.

## RECOMMENDATIONS

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### Doyle's Guide to the Australian Profession

2020 – 'Recommended' junior counsel for Insolvency & Restructuring (QLD)

2020 – 'Recommended' junior counsel for Commercial Litigation & Dispute Resolution (QLD)

2020 – 'Recommended' junior counsel for Construction & Infrastructure (QLD)

2019 – 'Recommended' junior counsel for Commercial Litigation & Dispute Resolution (QLD)

## APPOINTMENTS

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**2017** Sub-Editor for the Incorporated Council of Law Reporting (Queensland)

## MEMBER

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Bar Association of Queensland

## EDUCATION

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**2016** Bachelor of Civil Law (with Distinction), University of Oxford (Magdalen College)

**2013** Bachelor of Laws (Hons I), University of Queensland

**2013** Bachelor of Commerce (Finance), University of Queensland

## AWARDS

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**2016** University of Oxford Law Faculty Prize for Best Performance in the International Law of the Sea Paper

**2013** University of Queensland Law Society Medal for the Most Outstanding Graduate of the Year

**2013** Valedictorian of Law, University of Queensland

**2013** Dean's Honour Roll Award for Outstanding Academic Achievement in the Bachelor of Commerce

## PUBLICATIONS

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**Gold Digger: what are your state security of payment recourses?**

April 2020, Building & Construction

**Fiduciary duties: a mystery or not?**

November 2019, Corporations, Commercial Equity

**Best Practice International Arbitration in Australia: an Australian view on current issues affecting the arbitral mandate**

November 2019, Arbitration, International

**International Arbitration - Trends, Developments and Opportunities for Future Growth**

November 2018, Arbitration

**International Arbitration: trends, developments and opportunities for future growth**

April 2018, Arbitration, International

**Pure economic loss and consequential loss: how to tell them apart?**

August 2017, Corporate Insolvency & Bankruptcy, Corporations

**Insolvency Law Reform Act and Insolvency Practice Rules - some of the essentials**

April 2017, Corporate Insolvency & Bankruptcy

**Watts v Watts (2015) EWCA Civ 1297 and the fair-minded, “uninformed” observer**  
June 2016, Contract

*Liability limited by a scheme approved under professional standards legislation*