

JAMES GREEN

YEAR OF CALL: 2014

James undertakes a variety of complex corporate and commercial work in the State and Federal Courts of Australia. He has acted for a broad range of domestic and international clients including ASX 200-listed companies, high net-worth individuals, directors, shareholders, company liquidators, banks and government departments. James has particular experience in contract law, construction litigation, competition and consumer law, arbitration, insolvency, trusts, and administrative law.

Before joining Level Twenty Seven Chambers, James worked at Linklaters in London and Brussels, and at Corrs Chambers Westgarth in Brisbane. He was an associate to Chief Justice Keane, as his Honour then was, in the Federal Court of Australia.

James graduated from the University of Queensland in 2010 with a Bachelor of Laws (Hons) and Bachelor of Economics (Hons) with the University Medal. He also holds a Bachelor of Civil Law (Distinction) from the University of Oxford.

AREAS OF PRACTICE

Arbitration, Banking, Building & Construction, Class Actions, Commercial Equity, Competition & Consumer, Contract, Corporate Insolvency & Bankruptcy, Corporations, Insurance, Judicial Review & Administrative, Land Law & Property, Professional Negligence, Resources & Energy, Tax.

CASES

Ingram as trustee for the Ingram Superannuation Fund v Ardent Leisure Limited (No 2)[2020] FCA 1390
October 2020, Corporations, Class Actions

Ingram as trustee for the Ingram Superannuation Fund v Ardent Leisure Limited[2020] FCA 1302
September 2020, Class Actions

Jahani, in the matter of Miniso Master Franchisee Pty Ltd (Administrators Appointed)[2020] FCA 1066
July 2020, Corporations

Golden Vision Gold Coast Pty Ltd v Orchid Avenue Pty Ltd[2020] QCAT 215
June 2020, Contract

Greystone Distributions (Qld & NSW) Pty Ltd & Ors v Rostron Carlyle Solicitors & Ors[2020] QCA 126

LEVEL

TWENTY
SEVEN

CHAMBERS



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April 2020, Contract

Prime Constructions (Qld) Pty Ltd v HPS (Qld) Pty Ltd & Ors[2019] QSC 301

December 2019, Contract, Building & Construction

Greystone Distributions (Qld & NSW) Pty Ltd as trustee for BR & SK Maidment Trust & Ors v Rostron Carlyle Solicitors & Anor[2019] QDC 227

November 2019, Professional Negligence

Civil Mining & Construction Pty Ltd v Wiggins Island Coal Export Terminal Pty Limited; Wiggins Island Coal Export Terminal Pty Limited v Civil Mining & Construction Pty Ltd[2019] QCA 12

February 2019, Contract, Building & Construction, Judicial Review & Administrative

Orchid Avenue Realty Pty Ltd v Makings Custodian Pty Ltd[2018] QCA 129

June 2018, Competition & Consumer

Makings Custodian Pty Ltd v Orchid Avenue Realty Pty Ltd[2018] QCA 33

March 2018, Appellate, Contract

Makings Custodian Pty Ltd v CBRE (C) Pty Ltd (No2)[2018] QSC 25

March 2018, Corporations, Land Law & Property

Carmody v Information Commissioner[2018] QCATA 14

March 2018, Judicial Review & Administrative

Mio Art Pty Ltd v Mango Boulevard Pty Ltd[2018] QSC 31

March 2018, Corporate Insolvency & Bankruptcy, Corporations

Graham & Linda Huddy Nominees Pty Ltd v Byrne[2017] FCA 1638

December 2017, Corporate Insolvency & Bankruptcy

Campaigntrack Victoria Pty Ltd v Gannon[2017] QCAT 272

June 2017, Judicial Review & Administrative

Makings Custodian Pty Ltd v CBRE (C) Pty Ltd[2017] QSC 80

May 2017, Land Law & Property, Competition & Consumer

LPD Holdings (Aust) Pty Ltd v Russells[2017] QSC 45

March 2017, Contract

Equititrust Ltd (in Liq)(Receiver Appointed)(Receivers and Managers Appointed) v Equititrust Ltd (in Liq)(no.3)[2016] FCA 738

June 2016, Corporate Insolvency & Bankruptcy, Corporations

Rivercity Motorway Management Ltd (in Liquidation) (No.2)[2016] FCA 708

June 2016, Corporations, Corporate Insolvency & Bankruptcy

Comgroup Supplies Pty Ltd v Products for Industry Pty Ltd[2016] QCA 88

April 2016, Appellate, Commercial Equity

SMM Solomon & Others v Axiom KB Limited & Others[2016] SBCA 1

March 2016, Appellate, Judicial Review & Administrative, Land Law & Property, Resources & Energy

Sunshine Coast Regional Council v Earthpro Pty Ltd[2015] QSC 168

June 2015, Building & Construction, Judicial Review & Administrative

Sandhurst Trustees Limited v Clarke[2015] FCAFC 21; (2015) 321 ALR 1

February 2015, Appellate, Banking

Sunshine Coast Regional Council v Earthpro Pty Ltd[2014] QSC 271

October 2014, Building & Construction

EXPERIENCE

Significant matters (out of court or not reported) include:

- Acting (led by S Doyle QC) in an international arbitration seated in London under the LCIA rules concerning a \$150 million claim under a commodities contract.
- Acting (led by S Doyle QC) for one of Australia's largest engineering and infrastructure companies in relation to a domestic arbitration under the ACICA Rules.
- Acting (led by G Gibson QC) for one of Australia's largest rail freight operators in relation to judicial review proceedings.
- Advising (led by A Boe) a former company director in relation to potential criminal liability under the Corporations Act 2001 (Cth) arising from a failed commercial transaction.
- Advising (led by S Doyle QC) a multinational mining entity on the impact of proposed legislative changes on Queensland mining operations.
- Acting (led by M Trim) for a director in a shareholder dispute concerning control of a start-up enterprise.
- Acting (led by S Doyle QC) for a Swiss company against the State of Queensland in a contractual dispute concerning the manufacture and development of intellectual property worth over \$200 million.
- Acting (led by S Doyle QC) for the liquidators of Forge Group Power in relation to a construction dispute with Siemens Limited.
- Advising (led by S Doyle QC) in relation to a Deed of Company Arrangement concerning a \$600 million supply agreement for a large-scale infrastructure project in Queensland.
- Acting (led by P McQuade QC) for a former company director in a \$150 million claim brought by a responsible entity of a managed investment scheme under Chapter 5C of the Corporations Act 2001 (Cth).
- Acting (led by S Doyle QC) for a national energy and resources company in relation to various ICC arbitrations concerning large-scale mining projects.

APPOINTMENTS

2019 Bar Council (Council Member)

2014 New Bar Committee - Bar Association of Queensland

MEMBER

Society of Construction Law (Australia)

Chartered Institute of Arbitrators (CIArb), Associate member

Selden Society

Lincoln's Inn (United Kingdom)

Bar Association of Queensland

CAREER

2014 Barrister, Queensland

2013 Lawyer, Corrs Chambers Westgarth

2011 Legal Advisor (Australian Qualified), Linklaters LLP, London

2010 Associate to Chief Justice Keane, Federal Court of Australia

EDUCATION

2013 University of Oxford, Bachelor of Civil Law (Distinction)

2010 University of Queensland, Bachelor of Economics (Hons I)

2010 University of Queensland, Bachelor of Laws (Hons I)

AWARDS

2010 University of Queensland Law School Valedictorian

2010 University of Queensland Economics University Medallist

PUBLICATIONS

Strategies for Persuasive Expert Evidence

December 2019, Building & Construction

Trouble in Paradise: Protecting Privilege After Glencore

October 2019, Commercial Equity, Judicial Review & Administrative

Originating process, pleadings and amendment: Queensland

April 2019, Banking, Building & Construction, Commercial Equity, Competition & Consumer, Contract, Corporate Insolvency & Bankruptcy, Corporations, Employment & Industrial, Insurance, Intellectual Property, Judicial Review & Administrative, Land Law & Property, Media & Defamation, Planning & Environment, Professional Negligence, Resources & Energy, Succession

Public Examinations under the Bankruptcy Act and Corporations Act: A Practical Overview

June 2016, Corporate Insolvency & Bankruptcy

Trustees' Duties and Liabilities

September 2015, Commercial Equity

Challenging Arbitral Awards: Are Arbitrations Truly Final?

May 2015, Arbitration

Liability limited by a scheme approved under professional standards legislation