

MOHAMMUD JAAMAE HAFEEZ-BAIG

YEAR OF CALL: 2018

Jaamae's commercial and public law practice encompasses equity and trusts, civil fraud and asset recovery claims, contract law, administrative law, corporations law, consumer law, insolvency, and succession law.

With experience working as part of large teams of lawyers and experts as well as acting as sole counsel, his approachability and flexibility is appreciated by a broad mix of government entities, commercial clients and individuals. Jaamae is comfortable working from briefs in electronic or hard copy format (or a hybrid of the two) for advisory work through to complex document-heavy litigation.

His recent work includes appearing (led) in the Supreme Court of Queensland in a dispute involving a claim for damages for loss of opportunity arising out of a joint venture for the exploitation of a coal deposit and advising (led) a local government authority on an urgent basis in relation to a dispute which raised questions of contract law, administrative law, employment law, and competition law.

He continues to add academic rigour to his practical career experience having authored or co-authored 17 publications in international and domestic peer-reviewed law journals on various topics spanning private and commercial law. He is a co-author of the forthcoming publication, *The Law of Tracing* (Federation Press, 2021), and is a member of the author team for *Civil Procedure Queensland*, together with the Hon Justice Bond of the Supreme Court of Queensland and Ms Sophie Gibson.

Prior to coming to the Bar, Jaamae was the Associate to the Hon Justice Patrick Keane AC at the High Court of Australia, and the Associate to the Hon Justice John Bond and the Hon Justice Peter Lyons at the Supreme Court of Queensland. He holds a Bachelor of Laws (with First Class Honours and a University Medal) from the University of Queensland, a Master of Laws from the University of Queensland, a Bachelor of Civil Law (with Distinction) from the University of Oxford.

AREAS OF PRACTICE

Appellate, Arbitration, Building & Construction, Commercial Equity, Competition & Consumer, Contract, Corporate Insolvency & Bankruptcy, Corporations, Insurance, Intellectual Property, Judicial Review & Administrative, Land Law & Property, Succession.

LEVEL

TWENTY
SEVEN

CHAMBERS



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CASES

***The Presbyterian Church of Queensland Incorporated by Letters Patent v Attorney-General for the State of Queensland* [2021] QSC 136**

June 2021, Corporations, Corporate Insolvency & Bankruptcy

***Val Eco Homes Pty Ltd (in liq) v Jason Hall t/a JHL Lawyers* [2020] QSC 301**

November 2020, Corporations

***Rolleston Coal Holdings Pty Ltd v ICRA Rolleston Pty Ltd* [2020] QSC 352**

November 2020, Contract

***Rolleston Coal Holdings Pty Ltd v ICRA Rolleston Pty Ltd* [2020] QSC 331**

November 2020, Contract

***Sanrus Pty Ltd v Monto Coal 2 Pty Ltd (No 7)* [2019] QSC 241**

September 2019, Contract, Resources & Energy

***Sanrus Pty Ltd v Monto Coal 2 Pty Ltd (No 4)* [2019] QSC 199**

August 2019, Resources & Energy, Contract

EXPERIENCE

Experience includes:

- > appearing (led) in the Supreme Court of Queensland in a dispute involving a claim for damages for loss of opportunity arising out of a joint venture for the exploitation of a coal deposit;
- > appearing (led) in the Supreme Court of Queensland and Family Court of Australia in proceedings involving jurisdictional issues as between State and Federal courts, equity and trusts, and family law;
- > appearing (unled) in the Magistrates Court of Queensland and Federal Circuit Court of Australia on interlocutory applications and other interlocutory hearings;
- > appearing (led) for a contractor in an expert determination concerning coal mine health and safety;
- > advising (led) a national law firm on issues concerning property law and company law;
- > advising (led) a local government authority on an urgent basis in relation to a dispute which raised questions of contract law, administrative law, employment law, and competition law; and
- > acting (led) for a tenant in a commercial tenancy dispute in the Federal Court of Australia.

APPOINTMENTS

2019-20 Associate Editor, Oxford University Commonwealth Law Journal

2019-20 Convenor, Faculty of Law Obligations Discussion Group, University of Oxford

MEMBER

Bar Association of Queensland

Selden Society

University of Queensland Law Alumni Association

EDUCATION

2020 Bachelor of Civil Law (with Distinction), University of Oxford (Magdalen College)

2017 Master of Laws, University of Queensland

2016 Bachelor of Laws (Hons I, University Medal), University of Queensland

AWARDS

2016 University Medal, University of Queensland

2015 Harrisonslaw Prize (subject prize for Succession Law)

2014 Ross Anderson Memorial Prize (subject prize for Constitutional Law)

2014 Dr M H M Kidwai Memorial Prize (subject prize for Administrative Law)

2014 Herbert Smith Freehills Prize (subject prize for Contract Law)

2014 McCullough Robertson Prize

PUBLICATIONS

Tracing, Mixing, and Innocent Claimants (2020)0(0) MLR 1-15

December 2020, Corporate Insolvency & Bankruptcy

The Law of Tracing

December 2020, Commercial Equity, Corporate Insolvency & Bankruptcy

Appeals: When is a Trial Judge "Wrong"?

October 2020, Appellate

The Interaction of the Statutory Right of Action in Rem and the Cross-Border Insolvency Act 2008 (Cth)

April 2018, Corporate Insolvency & Bankruptcy, Shipping

Recovery of Upkeep Costs, Claims for Loss of Autonomy and Loss of Genetic Affinity

April 2018, Professional Negligence

The Liability of Search Engine Operators in Defamation: Issues relating to Publication and Qualified Privilege

March 2018, Media & Defamation

Navigating the Waters Between Admiralty and Cross-Border Insolvency

January 2018, Shipping

Appellate Guidance on Pleading Quantum Meruit Claims

December 2017, Appellate

An Inconsistency in the Canadian Law of Adverse Possession

November 2017, International

Re-thinking the Requirement for a 'Recognisable Psychiatric Illness' in the Law of Negligence

November 2017, Professional Negligence

'Lack of Consent' as an Unjust Factor

October 2017, Contract

Disclosure of Trust Information: Discretionary or Principle-Based Jurisdiction

September 2017, Commercial Equity

A Novel Approach to Foreign Maritime Liens

July 2017, Shipping

The Supreme Court Rectifies a Wrong Turn in Canadian Law

June 2017, International

Arbitration and Abuse of Process

June 2017, Arbitration

Claims Relating to Possession of a Ship

May 2017, Shipping

Liability of Search Engine Providers in Defamation

May 2017, Media & Defamation

Putting the 'Protection' in 'Temporary Protection Visa'

December 2016, Judicial Review & Administrative

Liability limited by a scheme approved under professional standards legislation