PAUL MCQUADE KC

YEAR OF CALL: 1990 | YEAR OF SILK: 2014

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Paul practices in the area of commercial litigation, with particular emphasis on banking and finance, competition and consumer law, corporate law, contract law, corporate and personal insolvency, equity, partnerships, property, securities and trusts.

The matters in which Paul is involved are factually and legally complex, and utilise the specialist knowledge that Paul has developed in the areas of corporate and personal insolvency and corporate law, and also the skills and experience he gained as a Chartered Accountant.

Chambers & Partners Asia Pacific 2017-2026 and Global 2021-2025 rank Paul in Band 1 for Restructuring & Insolvency. He is also listed by Doyle's Guide as a 'Preeminent' KC for Insolvency in Queensland (2016–2025), 'Recommended' or 'Leading' KC for Insolvency & Reconstruction Australia (2015-2022) and 'Recommended' KC for Commercial Litigation & Dispute Resolution in Queensland (2015, 2017, 2019). Paul is also listed in the Australian Financial Review's *Best Lawyers*® 2017-2026 for Insolvency and Reorganisation as well as 2021 – 2026 for Alternative Dispute Resolution.

Paul is instructed to act as mediator in matters across a broad range of commercial disputes.

AREAS OF PRACTICE

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

CASES

Doyle v Cooper as Liquidator of NQ Minerals PLC (in liq), in the matter of Doyle (No 3) **[2026] FCA 472**
April 2026, Corporate Insolvency & Bankruptcy

Gladstone Region Aboriginal & Islander Community Controlled Health Service Limited v National Aboriginal Community Controlled Health Organisation **[2025] FCA 656**
June 2025, Corporations

Official Trustee in Bankruptcy, in the matter of Sam Pos Pty Ltd (in liq) **[2024] FCA 1350**
November 2024, Corporate Insolvency & Bankruptcy

Toogood v Gott **[2023] FCA 1521**
December 2023, Corporate Insolvency & Bankruptcy

Inspector-General in Bankruptcy v Sam Pos Pty Ltd **[2023] FCA 1621**
December 2023, Corporate Insolvency & Bankruptcy

Elanor Funds Management Ltd v Alceon Group Pty Ltd **[2023] FCA 1291**
October 2023, Competition & Consumer, Contract

Australian Securities and Investments Commission v Bettles **[2023] FCA 975**
August 2023, Corporate Insolvency & Bankruptcy

Inspector-General in Bankruptcy v Rutherfurd (Bankrupt) **[2023] FCAFC 99**
June 2023, Corporate Insolvency & Bankruptcy

Body Corporate for Bay Village Community Titles Scheme 33127 v Breeze MR Pty Ltd **[2023] QCA 91**
May 2023, Land Law & Property

Wallace (Liquidator), in the matter of Avestra Asset Management Ltd (In Liq) v Dempsey **[2021] FCA 1643**
November 2021, Corporate Insolvency & Bankruptcy, Corporations

The Presbyterian Church of Queensland Incorporated by Letters Patent v Attorney-General for the State of Queensland **[2021] QSC 219**
August 2021, Corporate Insolvency & Bankruptcy

Commissioner of Taxation v Lane **[2020] FCAFC 184**
November 2020, Corporate Insolvency & Bankruptcy

Faamate & Ors v Congregational Christian Church in Samoa-Australia (Ipswich Congregation) & Ors **[2020] QCA 87**
April 2020, Corporate Insolvency & Bankruptcy

LM Investment Management Ltd (receiver apptd) (in liq) v Drake & Ors **[2019] QSC 281**
November 2019, Corporations

Pipe Networks Pty Ltd v 148 Brunswick Street Pty Ltd (2019) 371 ALR 627; **[2019] FCA 598**
May 2019, Contract, Competition & Consumer

Parbery & Ors v QNI Metals Pty Ltd & Ors **[2018] QSC 249**
November 2018, Corporate Insolvency & Bankruptcy

Trenfield, In the matter of Crusaders Managers Pty Ltd (Administrators Appointed) **[2018] FCA 876**
June 2018, Corporate Insolvency & Bankruptcy, Corporations

Park & Muller (liquidators of LM Investment Management Ltd) v Whyte (no2) **[2017] QSC 229**
October 2017, Corporate Insolvency & Bankruptcy

LPD Holdings (Aust) Pty Ltd v Russells **[2017] QSC 45**
March 2017, Contract

Tinkler v Melluish (Trustee), in the matter of Tinkler (Bankrupt) **[2017] FCA 52**
February 2017, Corporate Insolvency & Bankruptcy

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

Whitton v Perovich **[2016] FCA 595**
May 2016, Corporate Insolvency & Bankruptcy

Bauer Equipment Australia Pty Ltd v ACN 153 866 114 Pty Ltd **[2016] QSC 76**
April 2016, Corporations, Corporate Insolvency & Bankruptcy

Mango Boulevard Pty Ltd v Whitton **[2015] FCA 1295**
November 2015, Corporate Insolvency & Bankruptcy

Mango Boulevard Pty Ltd v Whitton **[2015] FCA 1169**
November 2015, Corporate Insolvency & Bankruptcy

Trust Company (PTAL) Ltd (Trustee for the LM Managed Performance Fund), in the matter of Drake v Drake **[2014] FCA 1445**
December 2014, Corporate Insolvency & Bankruptcy, Appellate

CST Minerals Lady Annie Pty Ltd v Australis Exploration Pty Ltd **[2014] QLC 30**
September 2014, Land Law & Property, Resources & Energy

Tall Trees Tanah Merah Pty Ltd v Trust Company (PTAL) Limited as Custodian for the LM First Mortgage Income Fund **[2014] FCA 963**
September 2014, Corporate Insolvency & Bankruptcy, Appellate

Whitton (Trustee), in the matter of Perovich (Bankrupt) v Neolido Holdings Pty Ltd (Receivers and Managers Appointed) **[2014] FCA 832**
August 2014, Corporate Insolvency & Bankruptcy, Appellate

Official Trustee in Bankruptcy v Selig and Selig & Anor **[2013] FCCA 1610**
October 2013, Corporate Insolvency & Bankruptcy, Appellate

Orthotech Pty Ltd v Minister for Health **[2013] FCA 230**
March 2013, Judicial Review & Administrative, Appellate

Gainsford, in the matter of Tannenbaum v Tannenbaum **[2012] FCA 904**
August 2012, Corporate Insolvency & Bankruptcy, Appellate

Macarthur Coal Ltd v MCG Coal Pty Ltd **[2011] QLC 55**
August 2011, Resources & Energy

Octaviar Ltd, Re; Re Octaviar Administration P/L **[2009] QSC 37**
March 2009, Corporations, Corporate Insolvency & Bankruptcy

RECOMMENDATIONS

Chambers & Partners Asia Pacific – Ranked in Band 1 for Insolvency & Restructuring (The Bar: Australia)

- 2026 – *"Paul McQuade knows his briefs inside-out and has a unique eye for financial and accounting details given a former career in accountancy"*
- 2025 – *"Paul is a pre-eminent expert in bankruptcy, insolvency and commercial litigation."*
- 2024 – "*Paul McQuade is the pre-eminent insolvency lawyer. His knowledge in insolvency law is outstanding.*"
- 2023 – "*He's outstanding, with an encyclopedic knowledge of insolvency. He is a very methodical and detailed barrister*".
- 2022 – "*the person who you go to if you need someone to dig into accounting issues*".
- 2021 – "*widely considered to be the leading QC in insolvency matters*" and "*able to deal with liquidators and receivers and give them confidence because he speaks the same language*".
- 2020 – "*his technical brilliance is complemented by how easy he is to work with*".
- 2019 – "*the leader in Queensland on insolvency matters*" and "*he has an encyclopaedic knowledge of insolvency law"* and "*he is not only technically brilliant, he is also easy to work with*" – listed as one of only ten Restructuring/Insolvency leading counsel in Australia in 2019.
- 2018 – "*reputed for his expertise in insolvency and the Personal Property Securities Act*", "*one of the leaders in the insolvency area*" and "*his knowledge of insolvency is really second to none*" – listed as one of only nine Restructuring/Insolvency leading counsel in Australia in 2018.
- 2017 – "*admired by sources…a very well respected senior insolvency barrister*"- listed as one of only eight Restructuring/Insolvency leading counsel in Australia in 2017.

Chambers & Partners Global – Ranked in Band 1 for Insolvency & Restructuring (The Bar: Australia)

- 2025
- 2024
- 2022 "probably the leading insolvency expert in the country".
- 2021 – "*the person who you go to if you need someone to dig into accounting issues*".

Australian Financial Review's Best Lawyers

2027 – Recognised in Alternative Dispute Resolution, Insolvency and Reorganisation and Litigation

2026 – Recognised in Alternative Dispute Resolution and Insolvency and Reorganisation

2025 – Recognised in Alternative Dispute Resolution and Insolvency and Reorganisation

2024 – Recognised in Alternative Dispute Resolution

2022-24 – Recognised in Alternative Dispute Resolution and Insolvency and Reorganisation

2021 – Recognised in Alternative Dispute Resolution

2017-2021 – Recognised in Insolvency and Reorganisation

Doyle's Guide to the Australian Legal Profession 2016-2025 – 'Preeminent' KC for Insolvency (Queensland)

Doyle's Guide to the Australian Legal Profession 2015-2022 & 2026 – 'Recommended' or 'Leading' KC for Insolvency & Restructuring (Australia)

Doyle's Guide to the Australian Legal Profession 2015, 2017, 2019 – Recommended' for Commercial Litigation & Dispute Resolution (Queensland)

MEMBER

Member, ARITA QLD Division Committee

Member, Bar Association of Queensland

Member, Business Law Section of Law Council of Australia

Member, Institute of Chartered Accountants (Australia and New Zealand)

2013-2017 - Member, Supreme Court Library Committee

Member, Australian Restructuring Insolvency and Turnaround Association (ARITA)

CAREER

2014 Queen's Counsel

1990 Barrister at Law, admitted

1988–1990 Morris Fletcher & Cross (now Minter Ellison)

1980–1985 Chartered Accountant

EDUCATION

Bachelor of Laws (Hons), University of Queensland

Bachelor of Economics, University of Adelaide

PUBLICATIONS

A Question of Duty
June 2024, Corporate Insolvency & Bankruptcy, Corporations

Extending The Limitation Period On Bringing Applications For Statutory Compensation
April 2024, Corporate Insolvency & Bankruptcy, Corporations

The "momentous" UK Supreme Court Decision on Directors Duties in Respect of Creditors' Interests You Need to Know About
December 2022, Corporate Insolvency & Bankruptcy, Corporations

Insolvency Law Update - Badenoch and the End of the Peak Indebtedness Rule
June 2021, Corporate Insolvency & Bankruptcy

Insolvent corporate and personal trustees, the Re Amerind High Court appeal, what you need to know
July 2019, Corporate Insolvency & Bankruptcy

Damages for Loss of Opportunity - The Essentials
November 2018, Insurance, Contract

Trenfield v Hag Import: Trading Agreements, ROT, PPSA Vesting and Valuing Security Interests
August 2018, Corporate Insolvency & Bankruptcy

Because You're Worth It? All You Need to Know About Valuations
July 2018, Corporations

A novel case of duty of care and the "salient features"
August 2017, Corporate Insolvency & Bankruptcy, Corporations

Companies behaving badly: winding up on grounds other than in insolvency
May 2017, Corporate Insolvency & Bankruptcy

Unreasonable director-related transactions
March 2017, Corporate Insolvency & Bankruptcy

Public Examinations under the Bankruptcy Act and Corporations Act: A Practical Overview
June 2016, Corporate Insolvency & Bankruptcy

Solvency/Insolvency
July 2015, Corporate Insolvency & Bankruptcy

Review of the PPSA
May 2015, Corporate Insolvency & Bankruptcy, Corporations

McDonald Henry & Meek Bankruptcy Law & Practice
February 2015, Corporate Insolvency & Bankruptcy

Enforcement under the PPSA
August 2014, Corporate Insolvency & Bankruptcy, Corporations

Bankruptcy, A Guide Book
June 2012, Corporate Insolvency & Bankruptcy

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