

PAUL MCQUADE QC

YEAR OF CALL: 1990 | YEAR OF SILK: 2014

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 2017-2020 rank Paul in Band 1 for Restructuring & Insolvency. He is also listed as a 'recommended' Australian QC and a 'preeminent' Queensland QC for Insolvency and a 'recommended' Queensland QC for Commercial Litigation & Disputes by Doyle's Guide 2015-2019. Paul is also listed in the Australian Financial Review's Best Lawyers 2017, 2018 and 2019 for Insolvency and Reorganisation.

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

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] FCA 598
May 2019, Contract, Competition & Consumer, Resources & Energy

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

LEVEL

TWENTY
SEVEN

CHAMBERS



LEVEL 27, 239 GEORGE ST
BRISBANE QLD, 4000

level27chambers.com.au

T +61 7 3008 3960

M +61 411 140 936

paul@qldbar.asn.au

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 Melliush (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

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)

- 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.

Australian Financial Review’s Best Lawyers 2017-2020 – Listed for Insolvency and Reorganisation

Doyle’s Guide to the Australian Legal Profession 2019– ‘Recommended’ for Commercial Litigation & Dispute Resolution (Queensland), ‘Preeminent’ for Insolvency & Restructuring (Queensland), ‘Recommended’ for Insolvency & Restructuring (Australia).

Doyle’s Guide to the Australian Legal Profession 2016, 2017 and 2018– ‘Preeminent’ QC for Insolvency (Queensland)

Doyle’s Guide to the Australian Legal Profession 2015, 2016 and 2017– ‘Recommended’ QC for Insolvency & Reconstruction (Australia)

Doyle’s Guide to the Australian Legal Profession 2015 & 2017– ‘Recommended QC’ for Commercial Litigation & Disputes (Queensland)

MEMBER

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

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

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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