

SCOTT MCLEOD QC

YEAR OF CALL: 1992 | YEAR OF SILK: 2018

Scott has a practice which combines both public and commercial law.

His public law practice, which is predominantly judicial and merits review, spans a broad range of areas including human rights, education, freedom of information, immigration, prisons law, police discipline, planning and environment, mining, and local government law. He has extensive court and tribunal experience, advising or acting in proceedings for and against Commonwealth and State Agencies, in the Federal and Supreme Courts, the Administrative Appeals Tribunal, the Queensland Civil and Administrative Tribunal and both the High Court and Court of Appeal of the Solomon Islands.

Scott's expertise extends to regulatory cases which overlap his public law practice, such as professional disciplinary matters, regulatory offences and prosecutions, and disputes that arise in sporting contexts. He also has significant experience in coronial law, regularly acting in inquests, judicial reviews and civil claims for State Agencies, companies, bereaved families and individuals in a wide variety of circumstances, including deaths in police and prison custody, and following mining accidents.

He also advises and appears in complex mining lease objections, including administrative reviews of mining lease decisions and appearances in the Land Court on cases concerning the grant or renewal of mining leases and applications for compensation.

In addition, Scott appears in the Industrial Court and the Queensland Industrial Relations Commission in respect to statutory workers' compensation appeals.

AREAS OF PRACTICE

Appellate, Employment & Industrial, Human Rights & Discrimination, Inquiries & Coronial Inquests, Judicial Review & Administrative, Land Law & Property, Planning & Environment, Professional Discipline & Regulatory, Resources & Energy, Sport.

CASES

LEVEL

TWENTY
SEVEN

CHAMBERS



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Electrical Licensing Committee v Whatalec Pty Ltd; Electrical Licensing Committee v Brindley[2021] QSC 159

June 2021, Judicial Review & Administrative

Kohler & others v Croton as delegate of the Minister for Natural Resources, Mines & Energy[2021] QSC 72

April 2021, Judicial Review & Administrative, Resources & Energy

Polaris Coomera Pty Ltd v Minister for the Environment[2021] FCA 254

March 2021, Judicial Review & Administrative

PB v WorkCover Queensland[2020] QCA 278

December 2020, Employment & Industrial

Rehabilitation Medicine Australia Pty Ltd v N I B Health Funds Ltd (No 2)[2020] FCA 1761

December 2020, Insurance

Sharples v Workers' Compensation Regulator[2020] ICQ 020

October 2020, Employment & Industrial

Independent Assessor v Councillor Counduct Tribunal & Anor[2020] QSC 316

October 2020, Judicial Review & Administrative

Irving v Pfingst[2020] QSC 280

September 2020, Professional Discipline & Regulatory, Judicial Review & Administrative

Sun Metals Corporation Pty Ltd v Craig Allen (Deputy Director-General, Office of Industrial Relations)[2020] QSC 304

September 2020, Employment & Industrial

Allwood v Sundin, Chung, Greaves & Anor[2020] QSC 188

June 2020, Judicial Review & Administrative

Davis v Workers' Compensation Regulator[2020] ICQ 011

June 2020, Employment & Industrial

Workers' Compensation Regulator v Glass[2020] QCA 133

June 2020, Employment & Industrial

The Australian Institute for Progress Ltd v The Electoral Commission of Queensland & Ors (No 2)[2020] QSC 174

June 2020

Taylor v The National Injury Insurance Agency Queensland[2020] QSC 132

May 2020, Judicial Review & Administrative

Commissioner of the Police Service v Shelton & Anor[2020] QCA 96

May 2020, Judicial Review & Administrative

The Australian Institute for Progress Ltd v The Electoral Commission of Queensland & Or[2020] QSC 54

March 2020, Judicial Review & Administrative

Neumann v Hutton and Anor [2020] QSC 17

March 2020, Professional Discipline & Regulatory, Judicial Review & Administrative

Glass v Workers' Compensation Regulator[2020] ICQ 001

January 2020, Employment & Industrial

Maroochydore Sands Pty Ltd v Minister for State Development, Manufacturing, Infrastructure and Planning [2019] QSC 319

December 2019, Judicial Review & Administrative, Planning & Environment

Commissioner of Police Service v Parole Board of Queensland & Anor[2019] QSC 315

December 2019, Judicial Review & Administrative

Flori v Winter & Ors [2019] QCA 281

December 2019, Judicial Review & Administrative

St Jacques v Workers' Compensation Regulator[2019] ICQ 13

November 2019, Employment & Industrial

Brighton Pacific Pty Ltd and Australian Skills Quality Authority[2019] AATA 3645

September 2019, Judicial Review & Administrative

Pollentine v Attorney General [2019] QSC 200

August 2019, Judicial Review & Administrative

Nursing and Midwifery Board of Australia v HSK[2019] QCA 144

July 2019, Judicial Review & Administrative

Yousif v Workers' Compensation Regulator[2019] ICQ 10

July 2019, Employment & Industrial, Judicial Review & Administrative

Crown Solicitor v Bird [2019] QSC 147

June 2019, Judicial Review & Administrative

Flori v Winter & Ors [2019] QSC 106

May 2019, Judicial Review & Administrative

Green v Workers' Compensation Regulator[2019] ICQ 3

May 2019, Employment & Industrial

***Vaughan v Parole Board Queensland* [2019] QSC 10**

January 2019, Judicial Review & Administrative

***Toombs v Workers' Compensation Regulator* [2018] QIRC 77**

June 2018, Judicial Review & Administrative, Employment & Industrial

***Currie v Queensland Racing Integrity Commission* [2018] QCAT 245**

June 2018, Appellate, Contract, Inquiries & Coronial Inquests, Judicial Review & Administrative, Professional Discipline & Regulatory

***Wilmar Sugar Pty v Blackwood* [2018] QCA 138**

June 2018, Judicial Review & Administrative

***Chibanda v Chief Executive, Queensland Health & Anor* [2018] QSC 128**

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

***Loft v Minister for Local Government, Minister for Racing and Minister for Multicultural Affairs* [2018] QSC 96**

May 2018, Judicial Review & Administrative

***Ellison (as the Executive of the Estate of the late Eric Wilson) v Worker's Compensation Regulator* [2018] QIRC 49**

April 2018, Appellate, Employment & Industrial, Inquiries & Coronial Inquests

***Springsure Creek Coal Pty Ltd v Arcturus Downs Ltd* [2018] QLC 8**

April 2018, Land Law & Property, Resources & Energy

***Bargara Esplanade Management Pty Ltd & Ors v Department of Agriculture, Fisheries and Forestry* [2018] QCATA 54**

March 2018, Corporate Insolvency & Bankruptcy, Contract

***Austin v Deputy Commission Peter Martin* [2018] QCAT 120**

March 2018, Judicial Review & Administrative, Employment & Industrial

***Jackson v Deputy Commissioner Gollschewski* [2018] QCAT 464**

December 2017, Employment & Industrial, Inquiries & Coronial Inquests

***Thomas v Attorney-General and Minister for Justice and Minister for Training & Skills* [2017] QSC 308**

December 2017, Judicial Review & Administrative

***BKE Pty Ltd v Department of Education & Training* [2017] QCAT 343**

October 2017, Judicial Review & Administrative, Professional Discipline & Regulatory

***Queensland Racing Integrity Commission v Kadniak* [2017] QCATA 102**

September 2017, Appellate, Inquiries & Coronial Inquests, Judicial Review & Administrative, Professional Discipline & Regulatory

O'Keefe v Deputy Commissioner Brett Pointing [2017] QCAT 299
September 2017, Employment & Industrial, Inquiries & Coronial Inquests

Wilmar Sugar Pty Ltd v Blackwood [2017] QSC 180
August 2017, Judicial Review & Administrative

State of Queensland (Department of Justice and Attorney-General) v Workers' Compensation Regulator [2017] QIRC 77
August 2017, Appellate

Oz Family Day Care Pty Ltd v Department of Education and Training [2017] QCAT 220
July 2017, Corporations, Professional Discipline & Regulatory

Reihana v QCAT Client Services Manager [2017] QCA 117
June 2017, Appellate, Judicial Review & Administrative

Powell v Queensland University of Technology [2018] QCA 200
May 2017, Appellate, Judicial Review & Administrative

EFN v Lehmann [2017] QSC 77
May 2017, Judicial Review & Administrative

Nesterowich v Acting Assistant Commissioner Deborah Platz [2017] QCAT 139
May 2017, Judicial Review & Administrative, Professional Discipline & Regulatory

Mazza v Stewart (Commissioner of Police) [2017] QSC 43
March 2017, Judicial Review & Administrative, Professional Discipline & Regulatory

Crime & Corruption Commission v Dawes [2017] QCAT 66
March 2017, Judicial Review & Administrative, Professional Discipline & Regulatory

Gold Coast Lifestyle Association v Minister for Infrastructure & Regional Development [2017] AATA 368
March 2017, Judicial Review & Administrative

Yarrow v Workers' Compensation Regulator [2017] QIRC 2
January 2017, Employment & Industrial, Judicial Review & Administrative

Kuhn v Deputy Commissioner of Police Brett Pointing [2017] QCAT 16
January 2017, Judicial Review & Administrative, Professional Discipline & Regulatory

Assistant Commissioner Hollands v Tolsher [2016] QCATA 123
August 2016, Appellate, Inquiries & Coronial Inquests, Professional Discipline & Regulatory

Flanagan v Stewart [2016] QSC 155
July 2016, Judicial Review & Administrative, Professional Discipline & Regulatory

Hurley v Stewart [2016] QSC 154

July 2016, Judicial Review & Administrative, Professional Discipline & Regulatory

***Lee v Crime and Corruption Commission & Commissioner of Police*[2016] QCA 145**

June 2016, Appellate, Judicial Review & Administrative, Professional Discipline & Regulatory

***Tablelands Regional Council v Minister for Local Government*[2016] QSC 88**

April 2016, Judicial Review & Administrative

***Willis v State of Queensland*[2016] QSC 80**

March 2016, Employment & Industrial, Judicial Review & Administrative

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

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

***Aldi Stores (A Limited Partnership) v Simon Blackwood (Workers' Compensation Regulator)*[2016] QIRC 7**

January 2016, Inquiries & Coronial Inquests

***Tonkin v Queensland Parole Board*[2015] QSC 334**

November 2015, Judicial Review & Administrative

***Stoddart v Simon Blackwood (Workers' Compensation Regulator)*[2015] QIRC 160**

September 2015, Employment & Industrial

***Zecevic v Simon Blackwood (Workers' Compensation Regulator)*[2015] QSC 232**

August 2015, Judicial Review & Administrative

***Carlton v Simon Blackwood (Workers' Compensation Regulator)*[2015] QIRC 150**

August 2015, Employment & Industrial

***Kennedy v Commissioner of the Qld Police Service*[2015] QSC 219**

August 2015, Judicial Review & Administrative, Professional Discipline & Regulatory

***Gilbey v Central and Northern Queensland Regional Parole Board*[2015] QSC 217**

July 2015, Judicial Review & Administrative

***BZAFI v Minister for Immigration and Border Protection*[2015] FCA 771**

July 2015, Judicial Review & Administrative

***Jones v Dawson APM, Assistant Commissioner*[2015] QSC 147**

June 2015, Judicial Review & Administrative, Professional Discipline & Regulatory

***Financial Securities Pty Ltd v Gold Coast City Council*[2015] QSC 130**

May 2015, Judicial Review & Administrative, Land Law & Property

Butler v Commissioner of Queensland Police Service[2015] QSC 225
May 2015, Judicial Review & Administrative, Professional Discipline & Regulatory

Day v Queensland Parole Board[2015] QSC 089
April 2015, Judicial Review & Administrative

Simon Blackwood (Workers' Compensation Regulator) v Toward[2015] ICQ 8
March 2015, Employment & Industrial

Queensland Parole Board v Pangilinan[2015] QCA 35
March 2015, Judicial Review & Administrative, Appellate

Wilson v The State of Queensland[2015] QSC 56
March 2015, Employment & Industrial

McGrane v Queensland State Parole Board[2015] QSC 34
February 2015, Judicial Review & Administrative

Mbuzi v Commissioner of Queensland Police Service[2015] QSC 30
February 2015, Judicial Review & Administrative

ERO Georgetown Gold Operations Pty Ltd v Andrew Cripps, Minister for Natural Resources and Mines
[2015] QSC
January 2015, Judicial Review & Administrative, Resources & Energy

Flori v Commissioner of Police & Anor[2014] QSC 284
November 2014, Judicial Review & Administrative

Church v Simon Blackwood (Workers' Compensation Regulator)[2014] QIRC 158
October 2014, Employment & Industrial

Arndt v Crime and Misconduct Commission[2013] QCATA 340
September 2014, Judicial Review & Administrative

Lee v Crime and Corruption Commission & Anor[2014] QCATA 326
September 2014, Judicial Review & Administrative

Royal Commission into the Home Insulation Program
August 2014, Inquiries & Coronial Inquests

Peros v Dwyer[2014] QSC 201
August 2014, Judicial Review & Administrative

Harvie v Commissioner Ian Stewart[2014] QCAT 388
August 2014, Judicial Review & Administrative

Scott v Simon Blackwood (Workers' Compensation Regulator)[2014] QIRC 116

July 2014, Employment & Industrial

***Armstrong v Local Government Workcare* [2014] ICQ 7**

April 2014, Employment & Industrial

***Salonga v Minister for Immigration* [2014] FCCA 1173**

March 2014, Judicial Review & Administrative, Appellate

***Rucker v Stewart* [2014] QCA 32**

February 2014, Judicial Review & Administrative, Appellate

***Stagg v North* [2014] QSC 8**

February 2014, Employment & Industrial, Judicial Review & Administrative

***BWP Management Limited v Valuer-General* [2014] QLC 3**

February 2014, Appellate, Land Law & Property

***Commissioner of Police Service v Spencer* [2014] 2 Qd R 23**

January 2014, Appellate

***Jarvis v Atkinson* [2013] QSC 349**

December 2013, Employment & Industrial, Judicial Review & Administrative

***O'Brien v Assistant Commissioner Gollschewski* [2013] QCAT 612**

September 2013, Judicial Review & Administrative

***Queensland North Australia Pty Ltd v Takeovers Panel* [2014] FCA 591**

July 2013, Corporations, Judicial Review & Administrative, Appellate

***Lincoln v Southern Queensland Regional Parole Board* [2013] QSC 176**

July 2013, Judicial Review & Administrative

***Wheeler v Assistant Commissioner Paul Wilson* [2013] QCAT 519**

July 2013, Judicial Review & Administrative

***Maloney v The Queen* [2013] HCA 28**

June 2013, Judicial Review & Administrative

***DA v Deputy Commissioner Stewart (No 2)* [2013] QCATA 162**

May 2013, Judicial Review & Administrative

***Keys v Medical Board of Australia* [2013] QCAT 233**

May 2013, Judicial Review & Administrative

***Crime and Misconduct Commission v Commissioner of Police & Anor* [2013] QCAT 362**

May 2013, Judicial Review & Administrative

***Townsville Housing Resource Unit Inc v Flegg* [2013] QSC 96**

March 2013, Judicial Review & Administrative

***Waratah Coal Pty Ltd v Nicholls* [2013] QSC 68**

March 2013, Corporations, Judicial Review & Administrative

***Kennedy v Deputy Commissioner Stewart* [2012] QCATA 258**

December 2012, Judicial Review & Administrative

***Crime & Misconduct Commission v Wilson & Anor* [2012] QCA 134**

November 2012, Judicial Review & Administrative

***Deputy Commissioner Stewart v Dark* [2012] QCA 228**

August 2012, Inquiries & Coronial Inquests

***Murray v Deputy Commissioner Stewart* [2011] QCAT 583**

September 2011, Judicial Review & Administrative

***Hansen v President of the Industrial Court of Queensland* [2011] QSC 130**

May 2011, Appellate, Employment & Industrial

***The Uniting Church in Australia (Q.) and Secretary, Department of Health and Ageing* [2010] AATA 536**

July 2010, Judicial Review & Administrative

***Parker v The President of the Industrial Court of Queensland* [2010] HCA Trans. 53**

May 2010, Judicial Review & Administrative, Employment & Industrial

***Foots v Southern Cross Mine Management Pty Ltd* [2007] HCA 56**

December 2007, Corporate Insolvency & Bankruptcy, Judicial Review & Administrative

RECOMMENDATIONS

Australian Financial Review *Best Lawyers*®

2022 – Alternative Dispute Resolution and Public Law

2021 – Recognised as the ‘Best Lawyer’ in Public Law in Queensland

2020 – Public Law

Doyle’s Guide to Legal Profession

2021 – Leading Administrative & Public Barrister (Australia)

CAREER

1993-1997 Legal Officer, Crown Law, Queensland

1994-1995 Part-time tutor in Evidence and lecturer in Civil Procedure, Griffith University

1992 Barrister at Law, admitted

1992 Associate to Mr Justice McPherson CBE, Court of Appeal, Supreme Court of Queensland

1991 Associate to Mr Justice Dowsett, Supreme Court of Queensland

EDUCATION

1998 Master of Laws, University of Queensland

1996 Master of Laws (Hons), University of Cambridge – Awarded – British Chevening Bursary

1993 Master of Philosophy (International Relations), University of Cambridge

1991 Bachelor of Laws, University of Queensland

1989 Bachelor of Arts, University of Queensland

PUBLICATIONS

Implications - construction of the term “likely” in the EPBC Act

April 2021, Judicial Review & Administrative

The Art of Decision Writing: A Practical Introduction to Administrative Decision Writing Under the Workers’ Compensation and Rehabilitation Act

November 2019, Employment & Industrial

Liability limited by a scheme approved under professional standards legislation