

# CAROLYN J CONWAY

Carolyn Conway was admitted to the Queensland Bar in 1996 and commenced in private practice in January 2001.

She holds a Bachelor of Arts (Drama), a Bachelor of Laws and a Master of Laws from the Queensland University of Technology.

Prior to coming to the Bar Carolyn worked in a legal practice, she was an associate at the Administrative Appeals Tribunal and she was a special adviser to the Chairman at the Australian Securities and Investments Commission.



Since being at the Bar she has practiced in a wide range of areas in State and Federal Courts and Tribunals including appellate courts and a commission of inquiry.

She has advised or acted in proceedings for a wide range of clients including regulatory authorities, the tax office, government departments, major banks and lenders, boards, large and small corporations and businesses, insolvency practitioners and private individuals.

Carolyn also acts as a mediator and as a representative of parties in mediation.

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## AREAS OF PRACTICE

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Commercial litigation | Corporate Law | Administrative Law | Consumer Law | Tax matters | Insolvency and Bankruptcy | Commissions of Inquiry | Estate matters | Mediation

## CAREER

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<b>2001</b>	Commenced practice at the private Bar, Queensland.
<b>1997 to 2000</b>	Australian Securities and Investments Commission – Lawyer – Litigation, Market Regulation and Enforcement.
<b>(Feb – June 2000)</b>	Special adviser to the Chairman – ASIC.
<b>1997</b>	Project Officer with the Medical Board of Queensland.
<b>1994 – 1996</b>	Associate to Deputy President DP Breen at the Administrative Appeals Tribunal, Commonwealth Law Courts, Brisbane.
<b>1991 – 1993</b>	Travelled extensively and worked at numerous jobs including drama instructor in America, English teacher in Japan and assistant chef in Israel.
<b>1990</b>	Law clerk employed in suburban legal practice.

## QUALIFICATIONS

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<b>Currently</b>	I hold a current unconditional <b>Practising Certificate</b> pursuant to the <i>Legal Profession Act 2004</i> . Since admission in 1996, I have regularly provided seminars and attended conferences in compliance with continuing professional development requirements.
<b>2002</b>	<b>Master of Laws:</b> Queensland University of Technology.
<b>1996</b>	<b>Barrister-at-Law,</b> Queensland.
<b>1990</b>	<b>Bachelor of Arts (Drama):</b> Queensland University of Technology
<b>1989</b>	<b>Bachelor of Laws:</b> Queensland University of Technology.
<b>1985</b>	Year 12, St Rita's College, Brisbane

## MEMBERSHIPS AND AFFILIATIONS

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Member of the Bar Association of Queensland.

Mentor in the QUT Career Mentor Scheme.

Former committee member of the Human Rights and Equal Opportunities Committee of the Bar Association of Queensland.

Former treasurer and committee member of the Women Lawyers Association of Queensland Inc.

*Referees can be provided on request.*

## SELECTION OF CASES

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### **Administrative**

*Bezuidenhout and Commissioner of Taxation* [2012] AATA 799.

*Bond v. Australian Securities and Investments Commission* (2009) 108 ALD 187.

*Guildford v. Repatriation Commission* [2008] AATA 952.

### **Commissions of Inquiry**

*The Barrett Adolescent Centre Commission of Inquiry held in 2016 representing, with Mr Diehm QC, the Director General of Queensland Health; the Acting Director General of Queensland Health; and the Acting Clinical Director of the Barrett Adolescent Centre.*

## **Corporations Law**

*ASIC v. Sherwin Financial Planners Pty Ltd* [2013] FCA.

*ASIC v. Risqy* [2008] QSC 107; *ASIC v. Risqy (No. 2)* [2008] QSC 139.

*ASIC v. Sheers and Howes* [2003] QSC 270.

## **Insolvency and Bankruptcy**

*Groves, in the matter of Groves (Bankrupt) v. Robinson (Trustee)* [2013] FCA 490.

*Commonwealth Bank of Australia v. Jorgensen* [2011] QCA 376.

## **Commercial**

*The Trust Company (PTAL) Ltd v Amos* [2018] QSC 92.

*Perpetual Trustee Company Ltd v Hodge* [2017] QSC 268.

*Tabtill No 2 Pty Ltd v. DLA Phillips Fox (a firm)* [2012] QSC 115.

*Commonwealth of Australia v. Queensland Vocational Training College Pty Ltd* [2010] QSC 341.

*Landbank Tinana v. McKay & Kreicberg* [2006] QSC 226 and [2007] QCA 121.

*Hillstone Grove Vineyards Limited v. Custodial Limited* [2005] QSC 38.

## **Tax and Revenue**

*ATS Pacific Pty Ltd v. Commissioner of Taxation* [2014] Special Leave Application High Court of Australia.

*ATS Pacific Pty Ltd v. Commissioner of Taxation* [2013] FCAFC.

*Deputy Commissioner of Taxation v. PM Developments Pty Ltd* [2008] FCA 1886.

*Pryke & Ors v. Commissioner of State Revenue* [2006] QSC 226 and [2007] QCA 121.

## **Practice and Procedure**

*Coldham-Fussell v. Commissioner of Taxation* [2011] QCA 45.

*Cunningham v Commissioner of Taxation* [2010] QDC 277.

*Deputy Commissioner of Taxation v. Michael John Norris* [2008] QCA 038.

*Deputy Commissioner of Taxation v. Jennings* [2005] QSC 312.