

DAVID TURNER

Gerard Brennan Chambers – Level 29, Santos Place
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Tertiary education

University of Queensland
Bachelor of Laws (Hons), 2005
Corrs Chambers Westgarth Prize (Competition Law)
David Leeder Davies Prize (Trade Practices Law)

Professional experience

February 2012: Commenced practice as a barrister
2006-2011: Solicitor/Senior Associate

Selected cases

- Appeared for the respondents in an appeal brought by the State of Queensland challenging orders for the payment to the respondents of compensation pursuant to s 188 of the *Land Title Act 1994* (Qld) arising out of mortgage fraud (led by L. Kelly KC): *State of Queensland v Morecroft & Anor* [2024] QCA 11.
- Acting for the owner operator of an LNG facility in the defence of Supreme Court of Queensland proceedings concerning claims for proprietary and pecuniary relief; claim exceeds \$7 billion (led by S. Doyle KC, L. Kelly KC and M. Johnston KC; 2023-).
- Acting for former company directors in the defence of Supreme Court of Queensland proceedings brought by liquidators alleging solicitors' negligence and breach of directors' duties; claim exceeds \$21 million (leading G. Feely of counsel; 2023-).
- Appeared for a bank in a two-day hearing before the Supreme Court of Queensland concerning a challenge by the Commonwealth of Australia to the exercise by the bank of rights of set-off in the liquidation of a construction company (judgment reserved) (leading G. Feely of counsel; 2023-).
- Acting for a shopping centre owner in the defence of Supreme Court of Queensland proceedings arising out of the termination of a shopping centre management agreement; claim exceeds \$6 million (leading M. Daley of counsel; 2023-).

- Acting for a bank in the defence of Supreme Court of Queensland proceedings alleging breach of contract and negligence in relation to customer employee fraud; claim exceeds \$7 million (2023-).
- Appeared for the owner of a coal export terminal in commercial arbitration proceedings seated in Brisbane, Queensland, before the Hon. Wayne Martin AC KC concerning a review of infrastructure charges payable by users of the terminal (led by L. Kelly KC and M. Johnston KC; 2022-2023).
- Acting for an AFL head coach in proceedings in the Australian Human Rights Commission concerning allegations of racial discrimination and other alleged misconduct at Hawthorn Football Club in the period 2008-2016, following acting for the coach in an investigation commissioned by the AFL into the same allegations, terminated in 2023 (led by L. Kelly KC; 2022-).
- Appeared for deed administrators in a three-day trial in the Federal Court of Australia in the defence of multiple claims brought by an alleged creditor of an insolvent construction company concerning adjudication of proof of debts (leading A. Psaltis of counsel): *Shafston Avenue Construction Pty Ltd, in the matter of CRCG-Rimfire Pty Ltd (subject to deed of company arrangement) v McCann (No. 3)* [2021] FCA 938.
- Appeared for a multi-national contractor in a 14-week hearing before a three-member referee panel, concerning claims by a project principal exceeding \$1.6 billion in respect of the construction of an LNG facility, and related court proceedings (led by S. Couper KC, L. Kelly KC and D. O'Sullivan KC; 2020-).
- Appeared for defendant vendors in a three-week trial in the Supreme Court of Queensland (settled after seven days of hearing) concerning claims for alleged breach of warranty and misleading or deceptive conduct in relation to the sale of a large private business (led by D. Kelly QC (now Hon. Justice Kelly); 2019).
- Appeared for plaintiff mining companies in part of a six-month trial in the Supreme Court of Queensland (settled after hearing) concerning a claim for loss of an opportunity to earn profits from a thermal coal mine (led by P. O'Shea KC, K. Downes QC (now Hon. Justice Downes) and D. O'Sullivan KC; 2019).
- Appeared for two multi-national project principals in commercial arbitration proceedings seated in Perth, Western Australia, before the Hon. Murray Gleeson AC, the Hon. Chris Pullin KC, and Mr Robert Gaitskell KC concerning the construction of an LNG facility (led by D. O'Sullivan KC; 2016-2017).
- Appeared for two multi-national contractors in commercial arbitration proceedings seated in Brisbane, Queensland, before Mr Allan Myers AC KC, Mr Marcus Taverner KC, and Adam Constable KC (now Hon. Mr Justice Constable) concerning the construction of an LNG facility (led by L. Kelly KC; 2014-2016).

- Appeared for a national contractor in commercial arbitration proceedings seated in Brisbane, Queensland, before the Hon. David Byrne KC, concerning the construction of a coal export terminal expansion (led by G. Thompson; 2012-2014).
- Acted for engineers in the defence of multi-party proceedings in the Supreme Court of Queensland concerning allegedly defective design and partial collapse of the boardwalk at Eagle Street Pier, Brisbane, Queensland (led by S. Brown QC (now Hon. Justice Brown); 2012-2013).