

Brodie Buckland

Barrister



Practice summary

Called to the ACT Bar in July 2015, Brodie has experience in a range of matters including administrative review (including revenue and valuation matters as well as judicial review applications), medical negligence, commercial matters (including partnership disputes and insolvency), professional negligence and disciplinary matters.

In 2019 and 2020, Brodie was recognised in Doyle's Guide as a leading Commercial Litigation & Dispute Resolution Barrister in the ACT.

In 2012, Brodie represented Australia at the 2012 London Olympic Games, placing fifth in the Men's Pair with James Marburg.

Admissions and qualifications

Called to the Bar	2015
Admitted as legal practitioner	2014
Juris Doctor, Australian National University College of Law (Awarded the King and Wood Mallesons Prize for Legal Studies)	2013
Diploma in Legal Studies, Oxford University	2007
B.A. in History, Harvard University	2006
Full Diploma International Baccalaureate Program Capital High School, USA	2002

Practice areas

Administrative law
Commercial law (including partnership disputes, minority oppression, and insolvency)
Building and construction law
Professional negligence
Medical negligence
Disciplinary matters
Planning and development

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Significant cases

- *Steelforce Trading Pty Ltd v Parliamentary Secretary to the Minister for Industry, Innovation and Science* [2018] FCAFC 20. Appeared as junior counsel for the Appellant (with PA Walker SC and S Lloyd SC). The case concerned the proper interpretation and application of Part XVB of the *Customs Act 1901* and related regulations. Appeal allowed by majority.
- *Canberra Cleaners Pty Ltd v Commissioner for ACT Revenue* [2017] ACTSC 197, [2017] ACTSC 303, [2017] ACTSC 340, [2018] ACTSC 203. Appearance (with PA Walker SC) at several hearings concerning the enforcement of a payroll tax debt owed by a cleaning company. The hearings concerned the validity of garnishee notices and directors penalty notices issued under the *Taxation Administration Act 1999* (ACT) and involved questions of statutory interpretation, administrative law principles, and discrete areas of law such as the Harman obligation.
- *Read v Burns* [2017] ACTSC 184. Appeared with Mark Walsh SC for the first defendant solicitor where the plaintiff alleged that the first defendant had failed to properly advise him in relation to a real estate transaction. Questions raised in the case included the scope of a solicitor's duty to their client when acting on a conveyance, and the obligation of a solicitor to make inquiries of their client prior to entering into a transaction. Judgment was entered for the defendants with costs.
- *Foote v Barton Property Partnership No 1* [2017] ACTSC 21. Appeared with Mark Walsh SC for the plaintiffs/cross-defendants in a dispute between a retiring partner and his former partnership. Aspects of partnership law, contract interpretation and restitution were canvassed in these proceedings.
- *Austree Pty Ltd and Ors v Guo and Ors* (2016). Appeared as junior counsel (initially with DA Smallbone and then unled) for the Second Defendant in the High Court of the Solomon Islands at the hearing of this matter before Commissioner Mildren (formerly judge of the Northern Territory Supreme Court). Also appeared for the same party in the Court of Appeal of the Solomon Islands regarding the application of the rule in *Weldon v Neale*, *John Pfeiffer v Rogerson*, and related cases in response to the grant of leave to the Claimants to make a late amendment to their pleading. The case concerned a dispute between two businessmen over the proper interpretation of a contract executed in China for work to be carried out in the Solomon Islands. A complex matter concerning private international law, choice of laws, restitution, contract and related topics.

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