

SAMUEL T. LANE

Year of call - 2016

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AREAS OF PRACTICE

Bankruptcy & Insolvency
Commercial
Competition & Consumer
Corporations
Equity
Human Rights
Property Law
Public

EDUCATION

Bachelor of Law (Hons)
Bachelor of Arts
Master of Social Sciences (International Human Rights Law)

CAREER HISTORY

Samuel started his career at Allens Arthur Robinson (now Allens Linklaters) as a graduate specialising in Property Law, before moving to Italy and working at Clifford Chance in Milan in the Capital Markets team. He was also seconded to the Investment Banking team of Credit Suisse in Milan for a year and half.

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Immediately before being called to the Bar, Samuel worked as a senior associate in the Insolvency and Dispute Resolution team of a large national firm.

SIGNIFICANT CASES

Butler v Attorney-General [2019] 2 Qd R 358 (led by Stephen Keim SC)

Description

The appellant is a prisoner detained indefinitely under the *Criminal Law Amendment Act 1945* (Qld). He applied for unconditional release under s 18(5)(b) of the Act. The appeal concerned a question of whether the decision-maker, in determining that it was not expedient to release the appellant, actually considered the appropriate statutory test. The relevant statutory test being whether, upon the basis of the expert opinions that have been offered, was the decision-maker satisfied affirmatively that the appellant is presently incapable of properly controlling his sexual instincts. The appeal was allowed.

Link to case: <https://www.queenslandjudgments.com.au/case/2019-2-Qd-R-358>

Pollentine v Parole Board Queensland [2019] 3 Qd R 59 (led by Dan O’Gorman SC)

Description

A judicial review application concerning the question of whether, in the circumstances, an oral hearing should have been afforded to the applicant for parole.

Link to case: <https://www.queenslandjudgments.com.au/citation/2019-3-Qd-R-59>

Davis v Metro North Hospital and Health Service & Ors [2019] QCAT 18 (led by Dan O’Gorman SC)

Description

Claim for political discrimination under the *Anti-Discrimination Act 1991* (Qld). The complainant was the former Assistant Minister for Health in the ministry of the former Queensland Premier Campbell Newman. The complainant was successful in his claim and awarded \$1,450,771.69 as compensation for contraventions of the Act.

Link to case: <https://archive.sclqld.org.au/qjudgment/2019/QCAT19-018.pdf>

Career Employment Australia Ltd v Shepley & Ors [2021] QSC 235 (led by Gary Coveney)

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Description

Dispute concerning whether resolutions of a company limited by guarantee were validly passed, including in circumstances where there was a question of whether adequate notice of a meeting of the board of directors had been given. Questions of procedural irregularities were also considered in the context of s 1322 of the *Corporations Act 2001* (Cth)

Link to case: <https://archive.sclqld.org.au/qjudgment/2021/QSC21-235.pdf>

Owen-D'Arcy v Chief Executive, Queensland Corrective Services [2021] QSC 273

Description

Application by a prisoner for judicial review of 2 decisions by the respondent. The first decision concerned a decision to place the applicant on a consecutive maximum security order, taking the applicant's continuous detention in solitary confinement beyond 8 years. The second decision concerned the direction not to permit the applicant contact association with another prisoner. The applicant sought to review the decisions under the *Judicial Review Act 1991* (Qld), as well as under the *Human Rights Act 2019* (Qld). Both decisions were held to have been made unlawfully by the Court.

Link to case: <https://archive.sclqld.org.au/qjudgment/2021/QSC21-273.pdf>

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