



Emma Beechey

NEW/CHAMBERS

Bachelor of Civil Law (University of Oxford), 2009
Bachelor of Laws with First Class Honours (University of Queensland), 2007
Bachelor of Arts with Honours (University of Sydney), 1997

Telephone +61 2 9151 2021
Clerk's telephone +61 2 9151 2080
Fax +61 2 9233 1850
Email beechey@newchambers.com.au

Admitted to the legal profession 2008
Admitted as a barrister in NSW 2013
Also entitled to practise in All Australian jurisdictions (Commonwealth, State and Territory)

Principal areas of practice

Appellate	Cross-border Insolvency
Banking and Financial Services	Equity and trusts
Bankruptcy and Insolvency	Insurance and Reinsurance
Commercial Law	Property
Conflict of Laws	Technology
Corporations and Securities	Trade Practices and Competition

Previous professional experience

- 2014: Lecturer in Evidence, University of Sydney
- 2010 – 2013: Lawyer and Senior Associate, Henry Davis York, Banking, Restructuring and Insolvency Group
- 2008 – 2009: Supervising Editor, Oxford University Commonwealth Law Journal
- 2007 – 2008: Associate to the Honourable Justice S M Kiefel, High Court of Australia
- 2006 – 2007: Law Clerk, Watling Fowler Solicitors
- 1999 – 2003: Senior Music Librarian, Symphony Australia

Awards or professional recognition

Doyle's Guide 2017. Listed as a recommended Insolvency and Reconstruction Junior Counsel in New South Wales
Doyle's Guide 2016. Listed as a leading Insolvency and Reconstruction Junior Counsel in Australia
Doyle's Guide 2015. Listed as a recommended Insolvency and Reconstruction Junior Counsel in Australia

Publications

'Extending the period to commence voidable transaction proceedings' (2015) 27(2) Australian Insolvency Journal 22
'Patents for methods of medical treatment' (case note) (2014) Autumn 2014 Bar News 23
'Barristers and the Fidelity Fund' (case note) (2013) Summer 2013-14 Bar News 13
'Set-off of uncommercial transactions - Buzzle Operations v Apple Computer' (2012) 24(3) Insolvency Law Journal 20
'Case Comment: Osland v Secretary to the Department of Justice' (2010) 29(1) Civil Justice Quarterly 27

Professional memberships

Professional Member of the Australian Restructuring Insolvency & Turnaround Association (ARITA, formerly the Insolvency Practitioners Association of Australia)
International Association of Restructuring, Insolvency and Bankruptcy Professionals (INSOL International)
International Women's Insolvency & Restructuring Confederation (IWIRC)
Commercial Law Association of Australia
New South Wales Bar Association

Additional Information

Emma practises primarily in the areas of domestic and cross-border insolvency, banking and commercial litigation. She regularly advises and acts for major financial institutions, local and foreign liquidators, corporations and investors in simple and complex insolvency and commercial matters. In recent times she has acted for the Cayman Islands liquidators of the Centaur Group, an international fundraising and litigation funding group with foreign liquidators recognised in Australia under the cross-border insolvency regime; for court appointed receivers in a complex debt recovery claim involving a Diocese of the Anglican Church; for the Commonwealth Bank of Australia; for industry superannuation funds and for an equipment finance company unled in the Court of Appeal.

Emma is also well versed in the emerging areas of cryptocurrencies, smart contracts and blockchain technology. She accepts briefs in these areas.

Selected cases

- *Re Anglican Development Fund Diocese of Bathurst Board (Recs and Mgrs Apptd)* [2017] NSWSC 967 (unled; retirement and remuneration of court-appointed receivers)
- *Re Dan Phillips Holdings Pty Ltd* [2017] NSWSC 954 (unled; winding up of company in voluntary administration)
- *In the matter of Centaur Litigation SPC (in liquidation) (a company registered in the Cayman Islands)*, Federal Court of Australia No NSD114/2016 (led by A G Bell SC; foreign liquidators' public examinations, freezing orders)
- *Anglican Development Fund Diocese of Bathurst (in its own capacity and in its capacity as trustee of the Anglican Development Fund Diocese of Bathurst (receivers and managers appointed)) v Right Reverend Ian Palmer (Bishop of the Diocese of Bathurst)* [2015] NSWSC 1856 (led by A G Bell SC; complex debt recovery claim)
- *Re Anglican Development Fund Diocese of Bathurst Board (recs and mgrs apptd)* [2015] NSWSC 6 and [2015] NSWSC 59 (led by A G Bell SC; court-appointed receivers' application for leave to make distribution to creditors)
- *Electric Life Pty Ltd v Unison Finance Group Pty Limited* [2016] HCASL 100 (unled; successfully resisted grant of special leave to appeal, on the papers)
- *Electric Life Pty Ltd v Unison Finance Group Pty Ltd* [2015] NSWCA 394 (unled; successfully resisted appeal from decision below)
- *Unison Finance Group Pty Ltd v Electric Life Pty* [2015] NSWSC 170 (unled; mistake, contractual interpretation, restitutionary relief, successful appeal from decision of Local Court)
- *In the matter of Anke Smart City (HK) Limited*, Supreme Court of New South Wales No 2015/339528 (unled; winding up of foreign company)
- *Martin v Giro Construction Group Pty Limited* [2015] NSWCATCD 133 (unled, building defects, breach of statutory warranty)
- *Ackers as joint foreign representative of Saad Investments Company Ltd (in official liquidation) (a company registered in the Cayman Islands) v Deputy Commissioner of Taxation* [2014] HCATrans 231 (led by B A Coles QC; application for special leave, cross-border insolvency)
- *Oswal v Apache Corporation (No 4)* [2014] FCA 1291 (led by D A McLure; application for discovery)
- *In the matter of Exception Finance Pty Limited (in provisional liquidation)*, Supreme Court of New South Wales No 2005/259718 (unled; winding up of company in provisional liquidation)
- *Oswal v Minter Ellison, Oswal v Freehills*, Supreme Court of Victoria, Costs Court S CI 2013 3174; S CI 2013 5619 (led by D A McLure; legal costs, third party payer)
- *King v Kingsrun Pty Ltd (in liquidation)*, Federal Court of Australia NSD 2594 of 2013 (unled; termination of winding up)