

Kelly McIntyre

BARRISTER | NMAS MEDIATOR | MCIArb ARBITRATOR



Kelly was called to the Bar in 2010 and has a broad commercial and administrative law practice, including mediation, arbitration and civil litigation in energy, resources, and insurance (general, personal injuries & marine). She is an experienced Counsel in both State and Federal jurisdictions. Kelly is a NMAS nationally accredited mediator, mediating a wide range of disputes including commercial matters, land access, resources and insurance disputes. She frequently appears as Counsel in international arbitrations inside and outside of Australia.

Contact

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Level 18
Inns of Court
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Member of the Hemmants List

Admission

First call to the Bar - 2010
High Court of Australia - 2006
Queensland Supreme Court - 2006

Education

M Laws (International Trade)
B Laws
B Commerce (Politics & Public Policy)

Experience

Administrative Law
Alternative Dispute Resolution
Commercial
Insurance
Mediator
Mining, Energy and Resources
Personal Injury
Maritime

Booking

Kelly is a NMAS nationally accredited mediator and a MCIArb Arbitrator. She has extensive experience in Mediation, Personal Injuries Law and Energy & Resources Law.

As a mediator, Kelly is known to be an astute resolution specialist, skilled in successfully engaging parties to resolve or narrow issues in dispute. She mediates a variety of commercial, insurance and resources matters, with a particular day-to-day focus on personal injuries law in Queensland.

Kelly's background in Personal Injuries Law covers the field of public liability, motor accident, workers compensation and other common law claims. With most claims resolved prior to pleadings being filed, Kelly has the necessary skill and expertise to accurately assess personal injury compensation, liability, and risk at the earliest stage, with a view to achieving the best outcome for the client. She accepts both Plaintiff and Defendant briefs and has a set-fee arrangement for each to provide the highest level of certainty for clients.

Kelly's background in Energy & Resources Law in Queensland and Victoria covers water, environment, metalliferous and non-metalliferous mining, offshore and onshore petroleum (Oil & CSG). She also has experience in deep sea submarine cables, pipelines, and installation shipping contractor disputes.

In 2016, she was appointed to the Land Court ADR Panel as a panel mediator and frequently mediates resources matters in Queensland. In 2023, Kelly was appointed as a Panel Mediator under the Petroleum Regulations (2020) of the Northern Territory.

Holding a Master of Law in International Trade (Maritime), Kelly has a particular interest in law of the sea, marine insurance and transport, international trade, and arbitration.

She is an accomplished presenter and regularly presents at national and state conferences, including on mediation skills.

Availability and booking online [HERE](#)

Former Employers

Ansaldo STS Australia Pty Ltd
Mallesons Stephen Jaques
Minter Ellison Lawyers
Carter Newell Lawyers

Current Assoc.

Bar Association of Queensland
Australian Mining and Petroleum Law Association (AMPLA)
Women Lawyers Association of Queensland (WLAQ)
LawRight
Zonta Club of Brisbane

Current Positions

Land Court – ADR Panel Mediator since 2016
NT Petroleum Regs Panel Mediator since 2023
NMAS - Mediator since 2010
MCiArb - Arbitrator since 2019
Hemmants List - Director

Former Positions

ADRB - General Editor (2017 – 2022)
Development Tribunal – Member (2015 – 2021)
AMPLA - Committee Member (2010 – 2020)
Bayside Community Legal Centre – Board member (2014 – 2016)
Maritime Law Association of Australia and New Zealand – Chair (2014 - 2015)
WLAQ – Social Secretary (2007)
Committee Member (2012)
President (2014)
Bar Association of Queensland – Council member (2012-2013)
Law Council of Australia – Australian Young Lawyers Committee (2013)
Zonta Club of Brisbane – board member (2011-2013 & 2018-2020)
BAQ Flood Advice Scheme – Mediation coordinator (2011/2012)
Australian Cervical Cancer Foundation – Acting Secretary (2008)

RECENT PUBLICATIONS

- "Effective Drafting Strategies to Avoid Inadequate Pleadings" Legalwise presentation 2022
- "Mediation and Negotiation Skills" presentation to Crown Law July 2022
- "Disclosure Obligations, Rights and Remedies" presentation to Shine Lawyers April 2022
- "Enforcement of Arbitral Awards in Australia" presentation at the International Arbitration in Oceania Seminar held on 14 September 2021
- "Providing Medical Records to Third Parties" Avant seminar 23 October 2020
- "The Compulsory Conference & Negotiation Skills" Legalwise Personal Injury Conference 12 March 2020
- "Changes in Financial Assurance and Environmental Regulation" Legalwise conference on Mining Law: The Latest in M&A and JVs 22 March 2019
- "Ethical Issues for the Personal Injury Practitioner" LegalWise Personal Injury Conference 14 March 2019
- "Litigation Essentials - Federal Court Costs" presentation to Thynne + Macartney Lawyers on 7 February 2019
- "Costs of Litigation : How to Maximise your Return" presentation to Ashurst on 29 August 2018
- "Ethics & Power : Trump, GOT and the Legal Profession" presentation delivered at various law firm conferences and at the QELA Conference February and March 2018
- Beacham. G & McIntyre. K "Pre- Contractual Agreements and Conditions Precedent: Where does negotiation end and a contract begin?" [2017] AMPLA Year Book at p. 229

CASES of PARTICULAR NOTE

Symbolic Resources Pty Ltd v Kingham & Ors [2020] QSC 193

Arbitration seated in Melbourne and conducted under the ICC Rules. Choice of law, Western Australia. Claim: USD \$10.26 M. Retained as Counsel March 2017. Final Award, 28 February 2018.

Citigold Corporation Limited v Chief Executive, Department of Environment & Heritage Protection (No. 2) [2015] QLC 50

Casey -v- DePuy International Ltd and Johnson & Johnson Medical Pty Ltd (DePuy LCS Duofix Class Action) Counsel assessing Qld claimant quantum claims for knee and hip replacements (2013-2014)

Xstrata Coal Queensland Pty Ltd & Ors v. Friends of the Earth - Brisbane Co-Op Ltd & Ors, and Department of Environment and Resource Management [2012] QLC 013

BOARD EXPERIENCE

Kelly has been involved with corporate governance since at least 2008 in a formal capacity. She has also overseen the expansion of small to medium size businesses at a high level and been involved with many not-for-profit organisation in a board / director capacity.

Relevantly, Kelly has held the following board positions:

- Bar Association of Queensland – elected member of council 2012/2013
- Law Council of Australia – elected member 2013
- WLAQ – various elected positions including President 2012-2017
- BCLC – board member 2014-2016
- Zonta Club for Brisbane – board member 2011/2013 & 2018/2020
- Hemmants List – Director and member of the board since 2017 (current)