

PAUL GERARD BOLSTER

PROFESSIONAL HISTORY

Admitted as a solicitor in NSW in September 1990.

September 1990 to March 1996 – Employed solicitor - Verekers Solicitors (now Pikes & Verekers), Sydney, a broad commercial and criminal practice.

May 1996 to October 1997 - Adviser - Minister for Employment, Education, Training and Youth Affairs; **Senator the Hon Amanda Vanstone.**

October 1997 to August 2000 - Adviser - Attorney-General; **Hon D Williams AM QC.**

Admitted as a Barrister in August 2000

Read with **Chief Justice Stephen Gageler** and **Neil Williams SC.**

August 2000 – January 2003; 6th Floor Selborne/Wentworth Chambers

January 2003 – Present; Member of 8th Floor, Wentworth Chambers.

2000 – 2006; member of **Professional Conduct Committee #3** of the Bar Association.

March 2016 to February 2017 - Counsel Assisting – Auburn Public Inquiry – An inquiry established under the Local Government Act under Commissioner Richard Beasley SC to inter alia investigate and report on the operations of the former Auburn Council.

January 2019 to February 2021 - Counsel Assisting the Royal Commission into Aged Care Quality and Safety.

March 2021 to November 2021 – Counsel Assisting – Public Inquiry into Norfolk Island Regional Council.

Member of the Commonwealth DPP External Counsel Panel

EDUCATION

1984-89 **Bachelor of Laws/ Bachelor of Jurisprudence - University of New South Wales.**

1991-94 **Master of Laws - University of Sydney.**

PRACTICE AREAS

Government and Public Inquiries – Public and Administrative Law - Appellate – Banking – Commercial – Criminal – White Collar Crime and Fraud - Equity - Professional Indemnity – Property - Wills and Probate

SELECTED REPORTED CASES

- *Kouroutis v Kouroutis* [2023] NSWSC 608 – Defended family provision claim by an adult sister against her brother the executor. I appeared for the estate.
- *R v Eckl* [2023] QSC 178 – Crown Prosecutor in 5 count indictment alleging 5 proceeds of crime offences arising in an identity fraud context.
- *Islam v Australian Real Estate Relations Pty Limited* [2020] NSWCA 131 - I successfully resisted and application for leave to appeal from a decision of Black J to wind up a corporation on the just and equitable ground.

- *Ratul v Islam: In the Matter of Australian Real Estate Relation Pty Limited* [2023] NSWSC 78 – Successful claim for winding up of an incorporated real estate agency business on the just and equitable ground.
- *The Queen v Milzewski* 2022 (Queensland District Court, Loury KC DJC) – Crown Prosecutor in an identity fraud trial. Defendant pleaded guilty on first day of sittings.
- *Carter v Orix Australia Corporation Ltd* [2022] FCA 784 – Interlocutory application in respect of complicated proceedings originally commenced in the Supreme Court of NSW but which were transferred to the Federal Court because of a work place relations element.
- *Dreyer v R* [2022] NSWDC 190 – Unsuccessful conviction appeal to the District Court in an indecent assault matter.
- *Stokes v Greenup* [2021] NSWSC 1503 - Implied terms – Whether term should be implied requiring payment within a reasonable time or requiring immediate payment of money owing under a deed
- *Motor Yacht Sales Australia Pty Ltd v Blann* [2020] NSWCA 349 – Court of Appeal - Construction and Interpretation of Contract
- *In the matter of Orix Australia Corporation Limited* [2020] NSWSC 1770 – *Pleadings – Directors Duties*
- *R v Kelly* – Criminal Trial – NSW Supreme Court – Bellew J – Murder – acquittal – August to September 2020
- *Xijie Cao v Shumiao Zhu* [2020] NSWSC 321
- *Michael Wilson & Partners v Emmott* [2019] NSWSC 218 - forum non conveniens
- *R v Colston* – Criminal Trial – Queensland Supreme Court – North J – acquittal – November 2018
- *Minister for Immigration and Border Protection v Egan* [2018] FCAFC 169 – revocation of citizenship
- *Li v Ren* [2018] FCCA 806 – bankruptcy jurisdiction
- *Scholefield Goodman (Australia) Pty Limited v Rutkowski (No 2)* [2018] NSWSC 453 – contempt sentence
- *Scholefield Goodman (Australia) Pty Limited v Rutkowski* [2018] NSWSC 19 - contempt
- *Wilson v Wilson* [2017] NSWSC 1669 (1 December 2017) – probate – suspicious circumstances
- *Counsel Assisting – Auburn Local Government Inquiry*
- *Ellis's Town House Pty Ltd v Botan Pty Ltd* [2017] NSWCA 20 – commercial lease construction
- *Kazal v Thunder Studios Inc (California)* [2017] FCA 238; *Thunder Studios Inc (California) v Kazal (No 2)* [2017] FCA 202 - contempt
- *Page v Page* [2017] NSWCA 141, following *Page v Page* [2016] NSWSC 1218 – family provision
- *McGrath v Mestousis* [2017] NSWSC 995 – imposition of easement s 88K Conveyancing Act
- *EPS Constructions Pty Ltd v Mass Holdings Pty Ltd* [2015] NSWCA 317 (15 October 2015) – formation of commercial contract
- *Adisan Pty Ltd v Irwin* [2015] NSWCA 217 (30 July 2015) - Guarantee
- *Westpac Banking Corporation v ZH International Pty Ltd; Bronte Properties Pty Ltd v ZH International Pty Ltd* [2015] NSWSC 607 (22 May 2015)
- *Sarks v Cassegrain* [2015] FCAFC 38 (19 March 2015)
- *RHG Mortgage Corporation Ltd v Baira; RHG Mortgage Corporation Ltd v Ianni* [2014] NSWSC 849 (1 July 2014)
- *Selena Natanie Ng v Morgan* [2014] NSWSC 536 (8 May 2014)
- *Ari v Decevic (No. 2)* [2014] NSWSC 85 (18 February 2014)
- *Cassegrain v Gerard Cassegrain & Co Pty Limited* [2013] NSWCA 454 (18 December 2013)
- *Gerard Cassegrain & Co Pty Ltd (in liquidation) v Cassegrain* [2013] NSWCA 455 (20 December 2013)
- *In the matter of Creditors' Trust Deed established in the administration of Bevillesta Pty Ltd* [2013] NSWSC 1258 (5 September 2013)
- *Ryan and Briggs v Wikramanayake & Anor* [2013] NSWSC 1150 (21 August 2013)

- *Brown v Stephen Paul Firth* [2013] NSWSC 677 (30 May 2013)
- *Baira v RHG Mortgage Corporation Limited* [2012] NSWCA 387 (3 December 2012)
- *Gerard Cassegrain & Co Pty Limited v Cassegrain* [2011] NSWSC 1156 (29 September 2011)
- *Denis Cassegrain & Ors v Gerard Cassegrain & Co. Pty Ltd & Ors* [2012] NSWSC 403 (27 April 2012)
- *Callaghan v Merivale CBD Pty Limited* [2005] NSWSC 985
- *Elkofairi v Permanent Trustee Co Ltd* [2002] NSWCA 413 – led by Bathurst CJ

Paul Bolster

7 May 2025