

CURRICULUM VITÆ – Andrew Mark Preston

Address:

Jeddart Chambers
Santos Place,
35/32 Turbot Street Brisbane Qld 4000

Contact details:

Telephone: (07) 3155 3977
Fax: (07) 3210 6330
Mobile: (0487) 090 597
Email: preston@jeddart.com

Date of birth:

12 March 1961

Referees:

Geoffrey Diehm QC (Head of Chambers)	gwdiehm@qldbar.asn.au ; +61732363561
John Sullivan QC	johnsul2@ozemail.com.au ; 0417005312

PROFESSIONAL QUALIFICATIONS

19 January 2022 – Mediator Accreditation Australian Disputes Centre

June 2000 - Completed Mediation Skills Training Course – Alternative Dispute Resolution Centre, Department of Justice and Attorney-General

24 December 1991 - Enrolled as a practitioner of the High Court of Australia

15 May 1989 - Admitted as a Barrister of the Supreme Court of Queensland

EMPLOYMENT HISTORY

Barrister in private practice - June 2000 – present

Private practice specialising in native title, cultural heritage and related issues involving appearing in the Federal Court and the Full Court of the Federal Court on behalf of indigenous claimants, the State of Queensland and pastoral parties on all aspects of native title matters, negotiation of indigenous land use agreements in relation to major projects and Cultural Heritage Agreements on behalf of Aboriginal groups. Advising various stakeholders including pastoralists, mining companies and NSW and Queensland governments.

Other relevant matters: criminal trials in the Supreme and District Courts for offences including alleged offences of manslaughter, breaking and entering, assaults including sexual and serious assaults; currently a practitioner on the private bar brief out list of the Office of the Director of Public Prosecutions (Qld); inquests as representative in aviation fatality matters and related Work Health and Safety investigations of clients concerned; various applications to the Fair Work Commission and the Federal Circuit Court under the *Fair Work Act 2009* for contraventions of the general protections provisions and unfair dismissal provisions; various matters under the *Queensland Civil and Administrative Tribunal Act* including for disciplinary sanctions by the Legal Services Commissioner, Medical Board and Pharmacy Board; various applications under the *Family Law Act 1975*; applications to the Land Court for compensation for mining activity and injunctions.

Employed history

Principal Legal Officer and in-house counsel Goolburri Aboriginal Corporation Land Council - September 1999 - June 2000

General responsibility for all native title law matters under the *Native Title Act 1993* (Cth.) and State and Commonwealth cultural heritage legislation including all court appearances, negotiations and strategic decision-making.

Senior/Principal Legal Officer/ Executive Legal Consultant – Crown Law - August 1993 – September 1999

These roles involved all aspects of the conduct common law native title claims in the Federal and State jurisdictions and statutory claims to native title in the National Native Title Tribunal/Federal Court;

During this time, I was appointed as the Principal Legal Officer in charge of the Native Title Law Legal Practice Group (a multi-disciplinary team of administrative officers, lawyers, anthropologists, genealogists, archivists and bibliographers) and my role also required me to manage the daily activities of the group, including financial and staff management and to provide direction and guidance on legal, policy, administrative and procedural issues. I also worked during this period as follows:

Policy and Legislation Division Department of Justice and Attorney-General

Major duties involved drafting Cabinet Submissions at policy level and at Authority to Prepare and Authority to Introduce stages; providing oral advice and written advice by way of Briefing Notes and Memoranda and in-conference advice to the Premier and to the Minister for Justice and Attorney-General on the legal implications of implementing Government policy; drafting and settling Ministerial correspondence; general Ministerial advice; liaising with Parliamentary counsel.

Counsel Assisting Aboriginal Land Tribunal - Aboriginal Land Claims to Lakefield National Park and Cliff Islands National Park

Senior Legal Officer Appeals, Prosecutions And Environment Law Civil Advocacy And Family Law - October 1989 – August 1993

Major duties involved conducting major summary offence prosecutions and appeals under a range of legislation including work health and safety legislation, fisheries and resources legislation, health and poisons legislation, stock legislation, consumer affairs legislation, food legislation and transport and carriage of dangerous goods legislation.

I also appeared the Industrial Magistrates Court on workers' compensation matters and the Industrial Court on appeal; the Coroner's Court as representative and counsel assisting; the Auctioneers and Agents Committee in disciplinary and show cause proceedings; the Land Court on valuation matters; the Mining Warden's Court; the Family Law Court especially on care and custody matters involving Aboriginal children; and various statutory tribunals.

FITZGERALD INQUIRY

Investigative Support Officer April 1988 – July 1988