

# Antonia Quinlivan

Solicitor 2015

Barrister 2022

(02) 9151 2999

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Antonia Quinlivan was called to the Bar in 2022. Her main area of practice is medical negligence (common law, personal injury claims and intentional torts). Antonia also practises in general insurance and construction law. Antonia facilitates expert conclaves.

Prior to coming to the Bar, Antonia practised as a solicitor in health and medical law teams for both plaintiff and defendant firms. Antonia has experience in a number of areas of health law including professional indemnity, disciplinary proceedings and coronial inquests. In 2021, Antonia was Tipstaff to the Honourable Justice Julia Lonergan of the Supreme Court of NSW.

Antonia acts for public health authorities, private hospital, individual practitioners and allied health practitioners in both public and private practice.

Antonia appears in all NSW Courts, from the Local Court to the Court of Appeal.

Antonia also holds a Master of Health Law.

Outside chambers, Antonia is a keen fitness enthusiast, a dog lover and is focused on her family.

## **QUALIFICATIONS**

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University of Sydney, Sydney, Australia Master of Health Law (2018)

University of Technology, Sydney, Australia

Graduate Certificate in Professional Legal Practice (2015)

University of Technology, Sydney, Australia Juris Doctor (2014)

University of Sydney, Sydney, Australia

Bachelor of Animal and Veterinary Bioscience (BAnVetBioSc) (Hons) (2011) Honours Project: The feasibility of farming American Bison (*Bison bison*) in Australia. Loreto Kirribilli, Sydney, Australia

## Specialisations

- Professional negligence
- Medical negligence
- Inquests and Inquiries
- Common law personal injury
- Intentional torts
- Health practitioner disciplinary hearings
- General Insurance
- Commercial
- Building and construction disputes
- Alternative Dispute Resolution

## Selected Cases

### ***Dean v Pope [2022] NSWCA 260***

On 14 December 2022, five judges of the NSW Court of Appeal delivered judgment in a medical negligence matter brought by a patient of the respondent neurosurgeon. The appeal was dismissed. Antonia Quinlivan appeared with Richard Cheney SC for the neurosurgeon. The Court sat five judges to consider the respondent's challenge to an aspect of an earlier decision of the Court regarding the competent professional practice defence in s 5O of the Civil Liability Act 2002 (NSW)

### ***Dean v Pope [2023] HCATrans 88***

On 16 June 2023, Antonia Quinlivan appeared with Richard Cheney SC in the High Court of Australia for the respondent, a neurosurgeon, on an application for special leave brought by his former patient, the plaintiff below. The plaintiff / applicant challenged the decision of five judges of the NSW Court of Appeal that upheld the primary judge's dismissal of the plaintiff's case: *Dean v Pope [2022] NSWCA 260*. The applicant argued that the Court of Appeal had

## Professional Recognition

HWL Ebsworth Lawyers Professional Staff Award for Excellence (2018)

New South Wales Young Lawyers, Animal Law Committee - Submission on the Principles and Guidelines for the Care and Use of Non-Human Primates in Scientific Research (2015)

The Humane Society - Submission for HSI - Overview of the Australian Greyhound Racing Industry and its various Breeders and Owners Incentive Schemes January (2012)

Winner of the Cream of the Crop Competition, Australian Government Rural Industries Research and Development Corporation (RIRDC) (2010)

Volunteer Field Study, Research and Work for PhD student Ruchira Somaweera in Kununurra WA in Lake Argyle with Freshwater Crocodiles in (2010)

## Committees/Memberships

The Medico-Legal Society of New South Wales (2015 - 2020)

New South Wales Young Lawyers, Animal Law Committee (2012 - 2015)

Loreto Kirribilli LK Connect Mentoring Program - Mentor (2020 - Present)

## Publications

Parental rights and access to a child's medical records - HWL Ebsworth Lawyers National Health Law Bulletin (2019)

Assessing fitness to drive in elderly patients - requirements a medical practice should take - TressCox Lawyers Health Business Newsletter (2018)

Interrogatories and the requirement that they be 'necessary' - TressCox Lawyers Health Business Newsletter (2017)