

**Name :** Matthew Harvey QC  
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**Country of Residence:** Australia  
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**Profession :** Barrister



#### **Academic & Professional Qualification(s) :**

LL.M. (Monash) 1998  
B.A. (Hons) (Monash) 1990  
Professional Certificate in Arbitration (Adelaide) 2002  
FCI Arb 2021

#### **Professional Membership(s):**

Victorian Bar 1996  
Maritime Law Association of Australia and New Zealand (MLAANZ) 1998  
Nationally Accredited Mediator 2010  
Commercial Bar Association  
President of MLAANZ 2013 to 2015  
Titulary Member of the Comité Maritime International 2017  
Appointed Queen's Counsel 2019  
Fellow of the Chartered Institute of Arbitrators 2021  
Victorian Legal Admissions Committee 2021  
Victorian Bar Arbitration Committee 2022  
Foundation member of the Victorian Commercial Arbitration Service 2022  
Chair of the Victorian Bar Pro Bono Committee 2022

#### **Career & Professional Experience:**

Matthew Harvey QC is a leading senior counsel with a broad commercial practice both in Victoria and the Commonwealth.

Since 1996, he has developed a diverse commercial practice, both in trial and appellate work. He has significant expertise in corporations law and corporate insolvency, insurance, contracts, trusts and equity, transport and trade, and arbitration.

#### **Legal Knowledge relating to Shipping, Arbitration Practice and Procedure:**

In his first year at the Bar, Matthew received his first maritime law brief. He is now regarded as one of Australia's top maritime law silks. He is experienced in matters involving damage to cargo, bills of lading and sea waybills, charterparties, policies of marine insurance and P&I club rules, and collisions and groundings. He has considerable experience in disputes involving the international sale of goods (wheat, barley, iron ore, coal, and bulk liquids) under the applicable Sale of Goods Acts and the Convention for the International Sale of Goods.

Matthew is recognised in Chambers Asia Pacific (since 2015), Best Lawyers (since 2012), Who's Who Legal (since 2017), and Doyle's Guide (since 2010).

Doyle's Guide lists him as "pre-eminent senior counsel" in transport law Australia.

Chambers Asia Pacific (2021) says that Matthew *‘wins praise from sources, not only for bringing “a deep intellect to his analysis of any maritime matter”, but also for “his ability to communicate unique and complex maritime law issues to clients and judges who are less familiar with the area”. This latter observation may be linked to others which describe him as “extremely good on his feet in court,” “confident and convincing when presenting an argument” and “excellent at getting to the heart of a complex matter and determining the key issues that will decide the case”.*

Who’s Who Legal (2020) says that Matthew *‘is widely acknowledged as one of Australia’s leading barristers on shipping and maritime law known for his excellent work in domestic and international arbitration and litigation’.*

Matthew has appeared as counsel in dozens of arbitrations, including disputes involving the breakdown of a shiploader, the supply of coal to a power station, the sale of iron ore, contracts of affreightment, contracts for the sale of grain, shipping services, and stevedoring services.

Matthew is experienced in conducting domestic and international arbitrations. He has given numerous awards including, on the merits (liability and damages), costs, and interim measures. His recent appointments include disputes:

- arising out of a commercial services agreement;
- between a lender and a borrower arising out of a finance agreement for the acquisition of livestock;
- between shipowners and charterers arising out of the grounding of two vessels in foreign waters;
- between partners arising out of the operation and dissolution of a commercial partnership, involving real property interests, contract, and intellectual property;
- between an employer and employee arising out of termination and a restraint of trade clause;
- arising out of a stevedoring agreement.

#### **Publications:**

“Is an Arbitration Clause in a Draft Bill of Lading Effective?” MLAANZ Webinar, 16 September 2020.

“The Anti-arbitration Injunction: Thinking the Unthinkable?” AMTAC Seminar, HFW Lawyers, Melbourne, 2018.

“Public Policy, Natural Justice, and the New York Convention in Australia”, Comité Maritime International Conference, New York, 5 May 2016.