Adam McGrath
Barrister

Seventh Floor Garfield Barwick Chambers
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Areas of practice

- Criminal, misconduct and regulatory proceedings
- Inquests and commissions of inquiry
- A particular expertise in Commonwealth criminal law

Admissions to practice

- Supreme Court of New South Wales 2004
- High Court of Australia 2005
- Called to the Bar 2013

Qualifications

- BA LLB(Hons) *(Syd)* LLM *(Melb)*

Significant cases

Appeals - unled

- *Urdanegui v R* [2021] NSWCCA 170 (drug importation)
- *Nicolas v R* [2021] NSWCCA 89 (drug importation)
- *Huggett v R* [2021] NSWCCA 62 (child exploitation)
- *Hong v R* [2020] NSWCCA 228 (drug importation)
- *Taumoepeau v R; Siaki v R* [2020] NSWCCA 200 (drug importation)
- *Abel v R* [2020] NSWCCA 82 (drug supply and money laundering)
- *Robinson v R* [2020] NSWCCA 41 (fraud)
- *Yin v R* [2019] NSWCCA 217 (drug importation)
- *Martin v R* [2019] NSWCCA 197 (child exploitation)
- *Udovcic v R* [2019] NSWCCA 196 (incompetence of counsel)

Appeals - led

- *Issakidis v The Queen* [2020] HCASL 121 (improper pressure on jury – led by McHugh SC)
- *Issakidis v R* [2019] NSWCCA 302 (tax fraud – led by McHugh SC)
- *Castagna v R; Agius v R* [2019] NSWCCA 114 (tax fraud & money laundering – led by McDonald SC)
- *Agius v R* [2015] NSWCCA 200 (tax fraud - led by Neil SC)
- *Liles v R (Cth)* [2014] NSWCCA 289 (tax fraud - led by Neil SC)
- *Milne v The Queen* (2014) 252 CLR 149 (money laundering - led by Game SC & Jordan SC)

Trials and sentences - unled

- *R v Tenenboim* (unreported, NSWDC, McClintock DCJ, 6 September 2021) (drug importation)
- *R v He* [2021] NSWDC 450 (tobacco smuggling)
- *R v CSJ Seafoods Pty Ltd; R v Marshall* (unreported, NSWDC, Ingram DCJ, 31 July 2020) (illegal fish importation)
- *R v Singh* [2020] NSWDC 242 (arranging sham marriages)
- *R v Yahaiya* (unreported, NSWDC, Hoy DCJ, 30 January 2020) (money laundering)
- *R v Miao* (2016) 23 DCLR(NSW) 89 (possession of child abuse material)
- *R v TD* (unreported, NSWDC, English DCJ, 19 June 2015) (solicit to murder)

Trials and sentences - led

- *R v Li* [2021] QDC 105 (insider trading – led by McGuire SC)
- *R v Ellis* (unreported, NSWDC, Williams ADCJ, 11 October 2019) (fraud by a company director – led by Agius SC)
- *R (Cth) v Pirrello; R (Cth) v Spero; R (Cth) v Tobin* [2018] NSWSC 1953 (drug importation – led by McGuire SC)
- *R v Agius; R v Castagna* [2017] NSWSC 549 → *R v Agius; R v Castagna* (No 14) [2018] NSWSC 1248 (tax fraud & money laundering – led by McGuire SC)
- *R v Dickson; R v Issakidis* (No 1) [2014] NSWSC 1068 → (No 18) [2015] NSWSC 268, *R v Issakidis* [2015] NSWSC 834, *R v Issakidis* [2016] NSWSC 747, *R v Issakidis* [2018] NSWSC 378 (tax fraud & money laundering - led by McHugh SC)

Other

- *Case Study 46: Public hearing into criminal justice issues and consultation paper*, Royal Commission into Institutional Responses to Child Sexual Abuse (led by Temby QC, for NSW)
- *ASIC v Life Trading Pty Ltd* MDP02/21 (breach of ASIC Market Integrity Rules (Futures Markets) - unled)
- *Hardwick v Federal Commissioner of Taxation & Anor* [2015] NSWSC 1557 (judicial review of prosecutorial decisions - unled)

Previous employment

- **Principal Legal Officer, Commonwealth Director of Public Prosecutions**

  Between 2006 and 2013, Adam worked in the Sydney, Melbourne and Hobart offices of the Commonwealth Director of Public Prosecutions. For five years, Adam was a member of the Sydney office's Project Wickenby Unit and was responsible for prosecuting individuals involved a tax evasion scheme promoted by Vanuatu accountant Robert Agius. Among others, Adam instructed in *Hili v The Queen* (2010) 242 CLR 520 and *Agius v The Queen* (2011) 80 NSWLR 486.

- **Solicitor, Mallesons Stephen Jaques (now King & Wood Mallesons)**

  Between 2003 and 2006, Adam worked in the Sydney office of Mallesons Stephen Jaques (now King & Wood Mallesons). During this time, Adam worked as a Solicitor in the firm's Mergers & Acquisitions group and also as an Executive Advisor to the firm's Managing Partners. Adam was also a Summer Clerk in the firm's Structured Finance group.

Professional memberships

- Director & member, 7 GBC Pty Ltd t/a Seventh Floor Garfield Barwick Chambers, 2018 -
- Member, Professional Conduct Committee 4, NSW Bar Association, 2014 – 2018
- Member, International Association of Prosecutors, 2016 –
- Member, Australasian Corrections Education Association, 2020 -