

MATTHEW MCGIRR

BARRISTER

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02 ADMISSIONS

Called to the Bar in September 2021

Admitted in February 2015

03 EDUCATION

Juris Doctor (Honours)

2010 – 2013

University of New South Wales

Dean's List Prize 2012 & 2013 • 1st in Restitution • 1st in Remedies • 1st in American Public Law

Bachelor of Arts (Honours)

2006 – 2010

University of Sydney

Major in History

04 SUMMARY

Matt McGirr is a highly regarded, busy and experienced litigator. Since coming to the bar, Matt has acted both led and unled in over fifty trials, appeals, and applications. Matt was called to the bar in 2021 and read with Darrell Barnett SC and Michael Heath. Matt maintains a broad practice, but has particular interest in commercial, corporations, equity, insolvency, leasing / strata / real property, building and construction, and white-collar crime. Over the years, Matt's practice has focussed on several mortgage and property law cases, white-collar crime, and general commercial.

Prior to being called to the bar, Matt was a senior solicitor at the Australian Prudential Regulation Authority (APRA), Herbert Smith Freehills and Gilbert + Tobin.

05 PRACTICE AREAS

- Appellate
- Commercial
- Corporations
- Family Law / Guardianship
- Real Property, including leasing, land and environment
- Probate / succession
- Common law / insurance
- Building & Construction
- Crime
- Equity
- Insolvency
- Trusts
- Professional liability and negligence

06 PRIOR PROFESSIONAL EXPERIENCE

SENIOR SOLICITOR 2020 – 2021

Australian Prudential Regulation Authority

SOLICITOR 2019 – 2020

Herbert Smith Freehills

LAWYER AND POLICY ADVISER 2017 – 2019

Australian Institute of Company Directors

LAWYER 2013 – 2016

Gilbert + Tobin

07 SELECTED MATTERS AS COUNSEL

- 01 Pacific 8 Pty Ltd v Williamson and Chahl (2025/00172105) (25 and 26 August 2026) (Sirtes J).**
Two-day trial in relation to a contest over possession of land. Acted for the receiver and manager, Mr Sam Kaso. Unled.
- 02 Su v Zhao's Brothers Investments Pty Ltd ATF the Zhao Family Trust (Receiver and Manager Appointed) [2026] NSWSC 842 (16 July 2026) (Richmond J).**
Contested interlocutory hearing concerning an injunction to restrain the registrar-general from registering, recording or otherwise giving effect to three dealings related to five parcels of land at Magenta, NSW. Unled.
- 03 Thompson v The Owners – Strata Plan No 31007; The Owners – Strata Plan No 31007 v Thompson [2026] NSWCATAP 183 (11 June 2026) (D Robertson, Principal Member, N Kennedy, Senior Member).**
Contested appeal hearing concerning complex strata matter. Unled.
- 04 Violi v GEMI 169 Pty Ltd [2026] NSWCA 94 (McHugh JA).**
Contested application for strike out of appeal for reason of want of prosecution on behalf of mortgagee. Successfully argued for strike out to occur. Led by M Ashhurst SC.
- 05 Caroline Chamoun v GEMI Nominees Pty Ltd [2025] NSWSC 1300 (Muston J).**
Contested application for strike proceedings on behalf of second mortgagee. Unled.
- 06 Albarran (Liquidator) v Reynods, in the matter of Mercedes Group Pty Limited (in liquidation) (No 2) [2025] FCA 1361 (Jackson J).**
Application on behalf of liquidator with respect to an interlocutory injunction. Unled.
- 07 Gemi 169 Pty Ltd & Anor v Suria Global (L) Pty Ltd & Ors (No 9) (2025) NSWSC 975.**
2-week trial in the NSW Supreme Court (Peden J) concerning a mortgage fraud. Led by M Ashhurst SC, H Somerville, and D Meyerowitz-Katz.
- 08 DRE Capital Pty Ltd v Wixels Property Holdings Pty Ltd [2025] NSWSC 874.**
Application before Harrison AsJ for summary dismissal and security for costs. Led by A Cheshire SC.
- 09 PSC AMGI WSC Pty Ltd v J&P Capital Insurance Pty Ltd [2025] FCA 1057.**
Contested hearing in relation to the enforcement of a Deed of Settlement. Unled.
- 10 North Rocks St Pty Ltd v City Garden Australia Pty Ltd [2025] NSWSC 686.**
Application before Williams J for security for costs. Led by H Somerville.
- 11 Perpetual Corporate Trust Limited v Adgemis [2025] NSWSC 520 (Rothman J).**
Application to stay writ of possession. Unled.
- 12 Nexus Access Pty Ltd v CH Pacific Resources Pty Ltd [2025] NSWDC 140.**
1 day application before Andronos SC DCJ for setting aside of default judgment. Unled.
- 13 Clough v Breen (No 7) [2025] NSWSC 344.**
Hearing on costs and interest before Slattery J. Unled.
- 14 Peter Krejci in his capacity as liquidator of AM NSW Pty Ltd; Peter Krejci in his capacity as liquidator of Richmond Lifts Pty Ltd (2024).**
1 day hearing before Moore J to set aside search orders. Led by M Ashhurst SC. Judgment reserved.
- 15 Breen v Clough [2025] NSWCA 144.**
1 day appeal before Leeming, Ball and Free JJA concerning an easement. Led by A Cheshire SC.
- 16 Touma v Highfields Australia Pty Ltd [2024] NSWCA 160.**
1 day appeal before White JA, Adamson JA, and Basten AJA. Led by H Somerville.
- 17 Data Transfer Services Pty Ltd v The Local Project Pty Ltd [2024] NSWDC 531.**
1 day trial before Andronos SC DCJ. Concerning construction of a contract. Unled.
- 18 Murphy v State of NSW [2024] NSWSC 601.**
1 day application before Campbell J.
- 19 Gemi Nominees Pty Ltd v Chamoun [2024] NSWSC 926.**
5 day trial before Faulkner J. Led by H Somerville. Concerning mortgage.
- 20 Toltz Pty Ltd v City Garden Australia Pty Ltd (in liq) (2-day appeal) [2024] NSWCA 70.**
2024 – hearing before Kirk, Stern JJA, Basten AJA. Led by H Somerville.

- 21 TM v KM [2024] NSWDC 271.**
Assessment hearing before Fitzsimmons SC DCJ. Unled.
- 22 AJ v KM [2024] NSWDC 272.**
Assessment hearing before Fitzsimmons SC DCJ. Unled.
- 23 Toltz Pty Ltd v City Garden Australia Pty Ltd (in liq) (2-day appeal) [2024] NSWCA 70.**
Hearing before Kirk, Stern JJA, Basten AJA. Led by H Somerville.
- 24 City Garden Australia Pty Ltd (subject to DOCA) as trustee for Ming Tian City Garden Unit Trust v Gemi 130 Pty Ltd [2024] NSWCA 139.**
Hearing before Meagher JA. Led by H Somerville.
- 25 Murphy v State of New South Wales [2024] NSWSC 601.**
1 day application before Campbell J. Unled.
- 26 Lucas v State of New South Wales [2024] NSWSC 600.**
1 day application before Campbell J. Unled.
- 27 The Owners – Strata Plan No. 5403 v Sargents Developments Pty Ltd [2024] NSWCATCD.**
1 day hearing before G Ellis SC. Concerning application for unit entitlement re-allocation. Led by A Cheshire SC.
- 28 Barrett v State of New South Wales [2024] NSWSC 332.**
1 day application before Walton J. Unled.
- 29 Dakin v ICC Group West Ryde Pty Ltd [2024] NSWCATAP 151.**
1 day appeal before the NCAT Appeal Panel (P Durack SC, P H Molony). Unled.
- 30 Summer Co Rural Pty Ltd v Gibbon [2023] NSWSC 1643.**
1 day hearing before Slattery J. Unled.
- 31 Kramer v Stone (No 2) [2023] NSWCA 298.**
1 day appeal before Ward P, Leeming JA, Kirk JA. Led by Raoul Wilson SC.
- 32 Kramer v Stone [2023] NSWCA 270.**
1 day appeal before Ward P, Leeming JA, Kirk JA. Led by Raoul Wilson SC.
- 33 Clough v Breen [2022] NSWSC 1759; Clough v Breen (No 2) [2022] NSWSC 1759; Clough v Breen (no 3) [2023] NSWSC 752; Clough v Breen (no 4) [2023] NSWSC 1155; Clough v Breen (No 5) [2024] NSWSC 337; Clough v Breen (No 6) [2022] NSWSC 1759.**
Various hearings before Slattery J concerning easement.
- 34 Breen v Rose [2023] NSWDC.**
- 19 July 2023 – appeal hearing before Scotting DCJ. Unled.**
- 35 Zaya v Damirdjian [2022] NSWCA 203.**
Before Bell CJ, Gleeson JA, and Griffiths AJA. Led by P Menzies QC and A J Parker.
- 36 Hebbel Constructions Pty Ltd v Bitar Pty Ltd [2022] NSWSC 1594.**
1 day hearing before Hammerschlag CJ in Eq – defending application to set aside statutory demand – Unled..
- 37 Dealt Holdings Ltd, in the matter of Dealt Holdings Ltd (No 2) [2022] FCA 1266.**
- 26 October 2022 - 1 day hearing before Halley J – scheme of arrangement 2nd hearing – led by D Barnett.**
- 38 Watkinson v Western Sydney University [2022] NSWCATAD 321.**
1 day hearing before SC H Dixon SC – access to government information request – Unled..
- 39 Dealt Holdings Ltd, in the matter of Dealt Holdings Ltd [2022] FCA 1104.**
1 day hearing before Halley J – scheme of arrangement 1st hearing – led by D Barnett.
- 40 Ozmen Entertainment Pty Ltd v Neptune Hospitality Pty Ltd (No 8) [2022] FCA 1091.**
1 day hearing before Rares J – adoption of referee's report – Unled..
- 41 M&R Etri and Amani Farming Pty Ltd v M&R Desai [2022] NSWCATAP 211.**
1 day appeal hearing before S Westgarth (Deputy President) and C Fougere (Principal Member) – commercial tenancy dispute – Unled..
- 42 Wiggett v Stone [2022] NSWSC 771.**
1 day hearing before Schmidt AJ – transfer under s 1337H of Corporations Act – Unled..
- 43 Keyworth v The Owners - Strata Plan No. 45081 & 43487 [2022] NSWCATCD.**
2-day hearing before Ellis SM – fire safety strata dispute – led by G Sirtes SC.
- 44 Group and General Finance Pty Ltd v Samer Tabbaa (NSWSC 2022/0002979).**
Urgent interlocutory injunction before Ward CJ in Eq – dispute regarding mortgagee in possession – Unled..
- 45 Rise Distributors Pty Ltd v Slaven Property Pty Ltd (NSWSC 2021/3216433).**
One day hearing before Darke J – obtained urgent relief against forfeiture for commercial lessee – Unled..
- 46 Valiant Finance Pty Ltd v Allpoints Carpentry Pty Ltd (NSWLC 2021/0030871).**
1-day trial – consumer transaction – Unled..