

## Lee Aitken

### Associate Professor of Law and Consultant for Levitt Robinson Solicitors

Lee Aitken studied law at the Australian National University, Oxford University (where he earned a Bachelor Civil Law, the equivalent of an LLB) and Columbia University (Doctoral Studies in Law).

He has previously taught as a Professor of Law at law schools in Canada, Hong Kong, and Australia, and most recently at the University of Queensland's TC Beirne School of Law, where he taught Equity and Trusts, and Evidence.

Lee has a wealth of experience practicing law as a solicitor at Freehills, Johnson Stokes and Master, and as a consultant at Baker & McKenzie, and King & Wood Mallesons in Hong Kong.

He also practised at the Sydney Bar from 1994 to 2005, specialising in property, banking, insolvency, and general commercial disputes and appeared in several leading cases in the High Court of Australia including *Reid v Howard* (1995) 184 CLR, *Garcia v National Australia Bank* (1998) 194 CLR 395, *Tanwar Enterprises Pty Ltd v Cauchi* (2003) 217 CLR 315, and *Palgo Holdings Pty Ltd v Gowans* (2005) 221 CLR 249.

Lee continues to research and publish widely, particularly on banking and finance, property law, and insolvency, and four of his articles were cited recently in judgments from the High Court of Australia. Some of his most recent publications include:

1. "The duty of confidence and the departing employee" (2023) 36(4) Commercial Law Quarterly 18 – 23.
2. "Reconceptualising" the PPSA security interest" (2023) 39(1) Banking Law Bulletin 6 – 11.
3. "The PPSA 'security interest' and 'title' to future goods" (2023) 39(2) Banking Law Bulletin 23 – 28.
4. "*Quincecare* revisited in the UK Supreme Court" (2023) 39(7) Banking Law Bulletin 107 – 111.
5. "The developing law of 'continuing nuisance'" (2023) 38(5 & 6) Aust Prop Law Bulletin 90 – 92.
6. "A lease covenant which touches and concerns the land" (2023) 38(9) Aust Prop Law Bulletin 136 – 140.
7. "Marshalling 'by apportionment' and other security subtleties" (2023) 38(7) Aust Prop Law Bulletin 114 - 117.
8. "Further thoughts on the PPSA 'security interest' (2023) Banking Law Bulletin (2023) 39(8) Banking Law Bulletin 119 - 122.
9. "*Thynne v Sheringham*: the mutual will – contract, or 'unique equitable beast'?" (2023) Aust Prop Law Bulletin (2023) 38(8) Aust Prop Law Bulletin 164 – 168.
10. "AFCA, compensation for 'irresponsible lending' and the Bankruptcy Act 1966" (2023) 39(9) Banking Law Bulletin 135 – 139.
11. "Escheat – an update" (2023) Aust Prop Law Bulletin (2023) 38(10) Aust Prop Law Bulletin 183 – 187.