

QUALIFICATIONS:

William Edwards was admitted to the Bar in New South Wales in 2008, having been admitted as a solicitor in 2004. William holds the following degrees from the University of Sydney (receiving a number of prizes in each degree):

2004 LL.B (Hons I & University Medal)

The Butterworths Prize for Law III; The Butterworths Prize for Law IV; The John Geddes prize for Equity; The Monahan prize for Litigation; The E. D. Roper Memorial Prize for Equity and Company Law; The George & Matilda Harris Scholarship for Law IV; The Bruce Pantou Macfarlan prize for Advanced Corporate Law; The New South Wales Bar Association Prize (R. G. Henderson Memorial Prize) for First in Order of Merit in Law.

2002 B.A

The George Vari Prize for Mediaeval and Early Historical Studies, The Maccallum Prize for English Literature I, The George Arnold Wood Prize for History I, The E L Wheelwright Prize for Political Economy; the Michael Orange Prize for English Literature II.

PRIOR EXPERIENCE

Prior to coming to the Bar, William Edwards was Associate to the Hon. Justice W.M.C. Gummow AC of the High Court of Australia (2006), and a Solicitor at Mallesons Stephen Jaques in Sydney (Banking and Dispute Resolution) (2005, 2007-2008). William was also Tipstaff to the late Hon. Justice G.F.K. Santow AO, Court of Appeal, Supreme Court of NSW (2004-2005).

PRACTICE AREAS

William Edwards accept briefs in all areas of civil law, but with particular experience in:

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| ☒ Administrative law | ☒ Corporations and securities |
| ☒ Appellate | ☒ Equity and trusts |
| ☒ Banking and finance | ☒ Insurance |
| ☒ Building and Construction | ☒ Representative proceedings (class actions) |
| ☒ Commercial law | ☒ Trade Practices and Competition |
| ☒ Constitutional law | ☒ |
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CURRENT MATTERS

Current matters in which William Edwards is briefed include:

- *Kirby v Centro Properties Ltd & Ors; Kirby v Centro Retail Ltd; Stott v PricewaterhouseCoopers Securities Ltd* (2011, ongoing) – acting for applicants in class actions for continuous disclosure breaches and misleading or deceptive conduct by Centro companies and their auditors in Federal Court (led by M.B.J. Lee SC, briefed by Maurice Blackburn Lawyers).
- *Kerr as trustee for Keeling v CGU Insurance Ltd & Anor; Donnelly v. CGU Insurance Ltd* (since 2009 ongoing) – acting for excess insurer in relation to claim on One.Tel Ltd director's & officers insurance policy in Supreme Court of NSW Commercial List (led by S.R. Donaldson SC, briefed by TressCox Lawyers).
- *Ipay Express Pte Ltd & Anor v Macquarie Equities Ltd* – acting for applicants in Federal Court proceedings for market manipulation and misleading or deceptive conduct (led by Mr F.M. Douglas QC, briefed by Slater & Gordon Lawyers)
- *Parkview Pty Ltd (in Liq) v Bank of Western Australia* (since 2011 and ongoing) – acting for defendant bank in Supreme Court proceedings for breach of trust in context of construction contract (led by S.R. Donaldson SC, briefed by Henry Davis York)
- *Strategic Property Holdings (No.3) Pty Ltd v Austbrokers RWA Pty Ltd* (since 2011 and ongoing) – advising and acting on claim by property investors against insurance brokers in Supreme Court of NSW (Commercial List), (briefed by TressCox Lawyers).
- *Boulderstone Hornibrook Pty Ltd v Queensland Investment Corporation* – advising and acting for developer in relation to large contractual claims and cross-claims brought by builder in Supreme Court of NSW Technology & Construction List, 2008 and ongoing (briefed by Allens Arthur Robinson).

PREVIOUS MATTERS

Selected previous matters in which William Edwards has appeared include:

- *AMP Capital Property Nominees Ltd v Westfield Management Ltd* [2011] NSWCA 386 and at first instance *Westfield Management Ltd v AMP Capital Nominees Ltd* (2011) 255 FLR 1 – appeared to resist application in Supreme Court of NSW for injunction to restrain voting on a resolution to wind up a registered management investment scheme (led by Mr D.F. Jackson QC, Mr P. Cosgrave SC and Mr M.I. Borsky, briefed by Allens Arthur Robinson).
- *Sturt v. Farran & Ors* (2011, reserved) – appeared in administrative law and church constitutional proceedings in relation to the Anglican Church of Australia in Supreme Court of NSW Equity Division (led by Mr G. O. Blake SC, briefed by Makinson & d'Apice Lawyers).
- *In re Centro Properties Ltd* [2011] NSWSC 1171, [2011] NSWSC 1465 – appeared for class action applicants on contested scheme of arrangement proceedings (briefed by Maurice Blackburn Lawyers).
- *CGU Insurance Ltd v One.Tel Ltd (in Liq)* (2010) 242 CLR 174 appeared for insurer in relation to questions concerning the *Bankruptcy Act* (with Mr D.F. Jackson QC, Mr A.W. Street SC and Mr E.G. Romaniuk, briefed by Colin Biggers & Paisley).

- *Commissioner of Taxation v Rozman* (2010) 186 FCR 1 - appeared for respondent and cross-appellant in taxation appeal from Administrative Appeals Tribunal (led by Mr. F. M. Douglas Q.C. and Mr I. Young, briefed by Djekovic, Hearne & Walker).
- *E. & J. Gallo Winery v Lion Nathan (Australia) Pty Ltd* (2010) 241 CLR 144 – appeared for respondent in trademark litigation in the High Court of Australia, with Mr F.M. Douglas QC and Mr D.T. Kell (briefed by Mallesons Stephen Jaques).
- *ICM Agriculture Pty Ltd v Commonwealth & Ors* (2009) 240 CLR 140 – appeared in challenge in the High Court of Australia to Constitutional validity of Commonwealth-State water right reductions, (with Mr R.J. Ellicott Q.C. and Mr M.G. McHugh).
- *Application by EnergyAustralia* [2009] ACompT 7-9 – appeared for intervener in application for administrative review brought in the Australian Competition Tribunal under the National Electricity Law in respect of NSW Distribution Determination 2009-2014 (with Mr F.M. Douglas Q.C, briefed by HWL Ebsworth Lawyers).
- *Rickard v Allianz Australia & Ors* [2009] NSWSC 1115, and on appeal *Allianz Australia Insurance Ltd v Roads and Traffic Authority of NSW* [2010] NSWCA 328 – successfully appeared for Roads and Traffic Authority of NSW in tort and *Civil Liability Act* claim in the Supreme Court of NSW (with Mr T.G.R. Parker S.C, briefed by Moray & Agnew, then Sparke Helmore).
- *Zintix Pty Ltd v Olitalia s.r.L* (2009) (unreported, Supreme Court of New South Wales – appeared for foreign company successfully obtaining a stay of New South Wales proceedings relating to a distributorship agreement (unled, briefed by Nescis Lawyers).
- *Wallace Funds Management Pty Ltd v Wallace Absolute Return Ltd* (2009) 69 ACSR 711 – appeared for funds manager in claim to restrain termination of management agreement (with Mr F.M. Douglas Q.C. and Mr G. Underwood, briefed by Bradfield & Scott).
- *Moraitis Fresh Packaging (Australia) Pty Ltd v. Fresh Express (NSW) Pty Ltd* (2008) 14 BPR 26,339 [2008] NSWCA 327 – appeared for successful respondents to appeal in relation to contractual rights of first refusal (with Mr F.M. Douglas Q.C. and Mr R.K. Newton, briefed by David Legal).

William Edwards has also acted in a number of arbitrations, expert determinations and matters which have been successfully resolved prior to or during trial, including:

- *Callil v. Callil* – complex partnership and trust disputes in Supreme Court of NSW (Equity Division) (2008 to 2010 resolved part way through trial, led by J. Kelly SC, briefed by Uther Webster & Evans).
- acting in relation to substantial s.52 *Trade Practices Act* claim against building project manager in relation to construction project in Supreme Court of NSW (Commercial List) (2008-2010, led by J.A. Steele, briefed by TressCox Lawyers).
- Acting on multi-million dollar commercial infrastructure arbitrations (2009 and 2011, briefed by Clayton Utz).

- Advising on multi-million dollar adjudication applications under the *Building & Construction Industry Security of Payments Act 1999* (NSW), major infrastructure project (2010, briefed by Clayton Utz).

ADVICE PRACTICE

William Edwards also provides advice to a range of Australian and foreign corporations, banks, insurance companies and superannuation trustees on a range of commercial and corporate matters. William has also advised regulators, governments and government agencies on issues including parliamentary and executive privilege.

PRACTICE AS A SOLICITOR

Practice as a solicitor at Mallesons Stephen Jaques (Dispute Resolution, and Banking and Finance) included the following work:

- advising on and instructing Primary Health Care Ltd and subsidiaries in relation to Federal Court litigation connected to the takeover of Symbion Health: *Idameneo (No 123) Pty Ltd v. Symbion Health Ltd* (2007) 165 FCR 19.
- working on interlocutory stages of multi-party Supreme Court proceedings: *Australian Securities and Investments Commission v McDonald & Ors* (James Hardie proceedings).
- advising on and instructing telecommunications client in relation to *Administrative Decisions (Judicial Review) Act* proceedings brought by a key client against a Commonwealth regulator.
- advising on and instructing in relation to alleged non-disclosure contraventions of the *Corporations Act*, and conduct of a hearing before an ASIC delegate under Pt 3 Div 6 of the *Australian Securities and Investments Commission Act*.
- advising a listed trustee company on the performance of its obligations under the *Trustee Companies Act*, and on conflicts of laws and other cross-border issues.
- advising on, negotiating and documenting complex syndicated lending transactions involving trusts, partnerships and foreign entities and complex security arrangements, and also national and international insolvency workouts.

For further information, please contact William Edwards or direct inquiries to:

Mr Andrew Laughlin (Practice Manager)
Mr Kenan Lacin (Assistant Clerk)