

# Vanessa Bosnjak

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Barrister NSW Bar

PG Hely Chambers

## Principal Areas of Practice

- commercial (contracts and equity),
- administrative (judicial review, environmental law, refugee law),
- trade practices and competition and consumer (misleading and deceptive conduct and restrictive trade practices),
- corporations and financial services (directors' duties and Australian financial services),
- Royal Commission / Board of Inquiry.

## Admission and Qualifications

Barrister	May 2011
Solicitor, NSW Supreme Court and High Court of Australia	February 2006
Bachelor of Laws (UNSW)	2003
Bachelor of Science (Hons) (U Syd)	2000

## Professional Experience

Watson Mangioni Lawyers, litigation solicitor	2008 to February 2011
Gilbert + Tobin Lawyers, litigation solicitor	2006, 2007
Federal Court of Australia, Associate to Justice Moore	2004, 2005

## Selected Matters

### **Royal Commission and Board of Inquiry: September 2016 - November 2017**

- One of the Junior Counsel Assisting the Royal Commission into the Protection and Detention of children in the Northern Territory.

### **Commercial, Competition and Corporations**

- Acted for the ACCC in various proceedings and investigations concerning anticompetitive conduct (cartel conduct, restrictive dealings), contraventions of consumer protections, and mergers and acquisitions (led by counsel including J Halley SC, E Collins SC and K Morgan SC).
- Acted for ASIC in various matters concerning the cancellation of Australian financial services licences, banning of a director, and suspending the registration of an SMSF auditor (unled).

- *Woollahra Municipal Council v Secure Parking Pty Ltd* [2015] NSWSC 257 (acted the Council in Supreme Court equity proceedings (and on appeal as a respondent) concerning breach of contract and misleading and deceptive conduct claims; led by I Jackman SC, unled on interlocutory applications).
- *Craig v Silverbrook* [2013] NSWSC 1687 (acted for defendants in Supreme Court proceedings concerning patents and licences held and allegations of breach of contract, joint venture, partnership, constructive trust, estoppel and misleading or deceptive conduct; led by M Walton SC and K Stern SC).
- *Australian Competition and Consumer Commission v Cathay Pacific Airways Limited* [2012] FCA 1101; led by J Halley SC and E Collins SC, and briefed as junior more generally in the proceedings for the ACCC against various airlines).
- Acted for an overseas manufacturer of tyres distributed in Australia in proceedings concerning allegations of negligence and breaches of statutory warranties.

### **Administrative**

- Acting in various applications for review of administrative decisions, including planning and development, adverse security assessments, fluoridating the water supply, protection visas.

### **Previous experience as a solicitor**

- Ratings agency litigation: Federal Court proceedings involving an international ratings agency and alleging that ratings assigned to financial products were misleading or deceptive.
- Third line forcing: Federal Court proceedings alleging third line forcing in the telecommunications industry: *ACCC v Link Solutions Pty Ltd*.
- Franchising Code of Conduct: Federal Court proceedings concerning a failure by a franchisor to comply with the franchising code: *ACCC v Mailpost Australia Limited* [2010] FCA 369.
- Electoral Act: Federal Court proceedings alleging contraventions of the Commonwealth Electoral Act during the 2010 federal elections: *Peebles v Honourable Tony Burke* [2010] FCA 838.
- Mining Tenements: Supreme Court proceedings concerning the validity of the transfer of an interest in mining tenements: *Hill End Gold Ltd v First Tiffany Resource Corporation* [2010] NSWSC 375.
- Payroll tax: Administrative Decisions Tribunal application concerning payroll tax exemptions: *Social Ventures Australia Limited v Chief Commissioner of State Revenue* [2008] NSWADT 331.