

Peter Jopling AM KC



Peter Jopling AM KC has an extensive commercial law practice in the State Supreme and Federal Courts

QUALIFICATIONS

Bachelor of Laws (Melb)
Certified Arbitrator - Australian
Institute for Commercial Arbitration
Fellow - Australian Institute for
Commercial Arbitration

CORRESPONDENCE

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CHAMBERS

Aickin Chambers
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COMMERCIAL LAW

Appellate | Banking & Finance | Bankruptcy | Building & Construction | Class Actions | Commercial Arbitration | Competition | Consumer Law | Contractual Disputes | Corporate Insolvency | Corporations & Securities | Equity & Trusts | Insurance

EMPLOYMENT & INDUSTRIAL

Appellate | Employment Contracts | Restraint of Trade

TORT LAW

Appellate | Class Actions | Major Torts | Negligence | Professional Negligence

Peter is currently ranked by the legal profession's most highly regarded directories - Chambers and Partners, Best Lawyers and Doyle's Guide as one of Australia's leading commercial law Silks. Peter regularly appears at first instance and appellate level in areas including trade practices, corporations and securities, intellectual property, insurance, equity and trusts, industrial law and professional negligence. He is also a certified arbitrator and accredited mediator of large commercial matters.

Peter has appeared as Senior Counsel both for and against the ACCC most notably as lead counsel for the ACCC in ACCC v Visy Industry Holdings Pty Ltd in which case the Commission obtained a record penalty of \$36 million against the company and its director and owner for price fixing and market sharing contraventions of the Trade Practices Act.

He also regularly appears in large-scale complex litigation and class actions in the Federal Court and the Supreme Court, most recently in *Guy v Crown Melbourne Limited*, *Asahi Holdings v Pacific Equity Partners* and others, the Oz Minerals class action, the Brisbane RiverCity litigation, *Storm Financial v Westpac Bank*, *Kirby v Centro*, *Stott v PricewaterhouseCoopers & Centro MCS Manager Ltd*, *Dawson v Brookfield Multiplex*, the Opes Prime litigation and the Patrick Stevedores litigation.

Peter has also appeared for a major financial institution in the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry.

Liability limited by a scheme approved under Professional Standards legislation

Recent Cases

COMMERCIAL LAW

The Banksia Securities proceedings (court appointed Contradictor) a matter concerning a claim for recovery of legal costs and funding commission in a class action, and allegations of misconduct by the litigation funder and legal practitioners for the class in connection with that claim:

Bolitho v Banksia Securities Limited (No 5) [2019] VSC 554

Bolitho v Banksia Securities Ltd (No 6) [2019] VSC 653

Banksia Securities Ltd v Insurance House Pty Ltd (Settlement Approval) [2020] VSC 123

Bolitho v Banksia Securities Ltd (No 8) [2020] VSC 174

Westgem Investments Pty Ltd v Commonwealth Bank of Australia (No 6) [2020] WASC 302

Guy v Crown Melbourne Limited (No 2) [2018] FCA 36

Radhika Oswal v ANZ

Anthony Stevens v Spotless Management Services Pty Ltd [2015] VSC 476

Perpetual Custodians Ltd (as custodian for Tamoran Pty Ltd as trustee for Michael Crivelli) v IOOF Investment Management Ltd; Murray v Perennial Investment Partners Ltd [2013] NSWCA 231

Bovino Pty Ltd v The Casey Group Holdings Pty Ltd [2010] VSC 391

Permanent Trustee Company Limited v Gulf Import and Export Company & Emirates Trading Agency LLC [2008] VSC 162

Coles Supermarkets Australia Pty Ltd v FKP Limited [2011] FCA 266

EMPLOYMENT AND INDUSTRIAL RELATIONS

Just Group Limited v Nicole Peck [2016] VSC 614

Maritime Union of Australia v Patrick Stevedores Operations Pty Ltd [1998] VSC 282; [1998] VICSC 52

PROFESSIONAL NEGLIGENCE

Watson & Ors v Ebsworth & Ebsworth (a firm) & Anor [2010] VSCA 335

REPRESENTATIVE PROCEEDINGS

Kirby v Centro Properties Limited [2008] FCA 1505; [2010] FCA 1115

*Darwalla Milling Co Pty Ltd & Ors v F Hoffman*La Roche Ltd & Ors* (No 2) [2006] FCA 1388

Hall v Australian Finance Direct Limited [2005] VSC 306; (No 2) [2007] VSC 233; (No 3) [2007] VSC 366

Guglielmin v Trescowthick (No.4) [2005] FCA 140; (No.2) [2005] FCA 138

TRADE PRACTICES

Australian Competition & Consumer Commission v Visy Industries [2006] FCA 136; (No 2) [2007] FCA 444; (No 3) [2007] FCA 1617

Memberships

Victorian Bar - Commercial Bar Association

Governor - Florey Neuroscience Institutes

Chair - Ian Potter Museum

Chair - Menzies Foundation