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Foley's List regards its barristers as among the leading authorities in their areas of practice.

Members of the List are pleased to share the knowledge and expertise of its most experienced and emerging barristers through our inhouse CPD program or in conjunction with legal firms, law associations, government agencies and external providers.

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COMMERCIAL LAW

Foley's List Commercial Law practice area has the largest representation of List members and includes some of the most experienced barristers on the List including several Queens' or Senior Counsel.

Foley's List Barristers are highly respected amongst their peers for their proficiency in steering complex and intricate commercial trials to a successful outcome. Barristers are briefed by the leading commercial solicitors to act for government agencies, multinational corporations, private companies and individuals in relation to various commercial matters including, but not limited to banking and finance; equity and trusts; corporations law; building and construction; intellectual property; trademarks; property law; employment law; industrial disputes; and taxation.

Foley's List Barristers have appeared in jurisdictions in Australia, the United Kingdom, Europe and Asia.

TITLE	AUTHOR	DATE	FORMAT
2011: A Year In Review	Emma Pepler Stuart Morris QC	2012	Paper
A Mark of Faith	Ian Horak	2015	Paper
A Right to Privacy?	Dr Robert Dean	2004	Paper
Adverse Action: The High Court to Reconsider the Real Reason	Anna Forsyth	2014	Paper
<i>Aktas v Westpac Banking Corporation Limited</i> [2010] HCA 25	Thomas Warner	2010	Paper
Applications for maintenance under S.91 Administration of Probate Act - By when they must be made?	John Searle	2013	Paper Video
Automatic Crystallisation of a Floating Charge	Dr Robert Dean	1984	Paper
Australia's consumer protection law: A potent weapon in construction law disputes	Dr Donald Charrett	2011	Request a copy
<i>Boman Irani & Ors v St George Bank Ltd</i> (2008) 22 VR 135	Thomas Warner	2008	Paper
Bridging the Jurisprudential gap	Glen Pauline	2011	Paper
Changes to the Planning and Environment Act 1987	Julie Davis	2013	Paper
Commercial Mediation: Advance Negotiation and Mediation Skills	William Lye	2014	Request a copy
Construction failures: Have we learned the lessons of history?	Dr Donald Charrett	2012	Request a copy
Constructive Trusts In A Commercial Setting	Scott Wotherspoon	2011	Paper
Contempt in the Tribunal	Julie Davis	2014	Paper
Contempt of an Order of the Tribunal	Julie Davis	2014	Paper
Contractor's obligations: <i>State of Tasmania v Leighton Contractors PL</i>	Dr Donald Charrett	2005	Request a copy
Corporations - increasing power to Canberra?	Dr Robert Dean	2008	Paper

Councillor Misconduct – update Sep 2014	Julie Davis	2014	Paper
Credibility, Corroboration and the Cumulative Effect in Fact Finding	Glen Pauline	2013	Paper
Directors' Joint Obligations of Care and Diligence	Scott Wotherspoon	2011	Paper
Dispute boards and construction contracts	Dr Donald Charrett	2010	Request a copy
Drafting the termination clause and avoiding unfair dismissal claims	Fiona Knowles	2014	Paper
Duty exemptions for transfers to trust beneficiaries	Andrew de Wijn	2014	Paper
Estates and Succession Planning – When capacity is in doubt?	Bill Gillies	2013	Paper
<i>Fair Work Act 2009 (Cth): Adverse Action Proceedings: Pitfalls and Practicalities</i>	Tim Jacobs	2014	Paper
Growth Areas Infrastructure Contribution	Julie Davis	2014	Paper
How to survive the VCAT process from application to appeal	Louise Hicks	2013	Video
Implications of the penalty privilege in employment and other civil litigation	James McDougall	2014	Paper
Industrial Wars	Glen Pauline	2014	Paper
Interpretation of Restrictive Covenants	Philip Barton	2013	Paper
Key Statutory Interpretation Cases and their Practical Implications	Kris Walker SC Andrew Palmer	2014	Request a copy
Legal Representation in the Fair Work Commission: Practice Note 2/2/2013	Anna Forsyth	2013	Paper Video
Legislation – <i>Victorian Civil and Administrative Tribunal Amendment Act (Proposed)</i>	Julie Davis	2014	Paper
Legislative overreach: Employers and employees bullied into a corner?	Anna Forsyth	2014	Paper
Local Government Matters: Councillor Conduct/Misconduct – the role of VCAT	Julie Davis	2013	Paper
Municipal Matters	Julie Davis	2015	Paper
New Form Contract for Sale of Land and its impact on Your Practice	Philip Barton	2015	Paper
New Succession Laws – Part IV Provisions	Stewart McNab	2015	Paper
New Zones – One year on	Peter O'Farrell	2015	Paper
Non-arm's length income – how does it apply and where is it at?	Simon Tisher	2014	Paper
Off the Rails	Dr Robert Dean	2006	Paper
On the same page: Negotiating and Drafting Settlement Agreements	Janine Wald	2015	Paper
Participatory Budgeting	Julie Davis	2013	Paper
<i>Perpetual Trustee Company Limited v Smith</i> [2010] FCAFC 91	Thomas Warner	2010	Paper
<i>Perpetual Trustees Australia Limited v Schmidt & Anor</i> [2010] VSC 67	Thomas Warner	2010	Paper
Property By Any Other Name: The Trouble With Shareholder Claims in Australia	Scott Wotherspoon	2007	Paper
Providing Advocacy Before The Victorian Civil & Administrative Tribunal (VCAT) in Contaminated Land Matters	Emma Pepler	2012	Paper

Reinforcing the Building Blocks	Glen Pauline	2014	Paper
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Sex, videotape and the law	Dr Robert Dean	2009	Paper
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The New Small Business Landscape	Simon Tisher	2008	Paper
The Victorian Standard Form Contract Revisited	Bill Gillies	2012	Paper
Translating The Public Law “MAY” Into The Common Law “OUGHT”: The case for unique common law cause of action for statutory negligence	Scott Wotherspoon	2009	Paper
Trusts and company structure: untangling the corporate web	Scott Wotherspoon	2013	Request a copy
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Unsuitable Lending Under The Consumer Credit Protection Act 2009 (Cth)	Anthony Rodbard-Bean	2012	Paper
VCAT - Process And Documents	Elizabeth Ruddle	2012	Video
VCAT Act S.115B - Order to Pay Fees	Julie Davis	2014	Paper
Who wants to be a director? Company Directors, unpaid tax and personal liability	Simon Tisher	2013	Paper
Wills And Estates - Recent Part IV Decisions: <i>Wayne L Dickson v Alan Wesley Dickson</i>	Bill Gillies	2012	Paper Video
Wills and Probate refresher	Philip Barton	2013	Paper



CRIMINAL LAW

To this day, Foley's List Barristers are regularly briefed to appear in Australia's most notable criminal trials. Recent appearances by List members include Victoria's notorious gangland "underbelly trials", large-scale drug importation and trafficking cases, and cases involving murder and related offences, terrorism, fraud and tax evasion.

Members have experience representing both the Commonwealth and State Prosecution offices, particularly in matters involving sexual offences.

TITLE	AUTHOR	DATE	FORMAT
A New Sentencing Landscape for Victoria: Abolition of Suspended Sentences, <i>Boulton v The Queen</i> [2014] VSCA 342	Richard Edney	2015	Paper
Abolition of Suspended Sentences	Hayden Rattray	2013	Request a copy
ASIC briefs – what makes a good one?	Jason Gullaci	2013	Request a copy
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Bail Applications	Gordon Chisholm	2014	Request a copy
Baseline Sentencing: The abolition of suspended sentences	Fiona Todd Amelia Beech	2014	Request a copy
Changes to sentencing law	Stewart Bayles Fiona Todd	2014	Video
Commonwealth and State Sentencing Considerations	Philip Dunn Lesley Taylor QC Michael McGrath	2012	Video
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Dealings and Negotiations with the Prosecution	Philip Dunn QC Michael McGrath Director, Office of Public Prosecutions	2014	Paper Video

Developments In The Evidence Law	Christopher Beale QC Ruth Shann Cecily Hollingworth	2012	Video
DNA	Peter Chadwick QC Ashlee Cannon	2013	Video
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Recent Court of Appeal Decisions (2013)	Paul Holdenson QC	2013	Video
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Recent Important Decisions of the Court of Appeal	Christopher Carr	2014	Request a copy
Sentencing	Fiona Todd	2014	Request a copy

Sex Offences and Evidentiary Issues	Amelia Beech	2014	Paper
Sex trials: Effective Trial Management	Marcus Dempsey	2014	Request a copy
Tendency and Coincidence Evidence: The Significance of <i>Velkoski</i>	The Hon. Christopher Beale Lucy Line	2015	Paper Video
Tendency and Hearsay Evidence: OH&S prosecutions	Christopher Beale QC Colin Mandy	2014	Request a copy
Tendency and Hearsay Evidence: OH&S prosecutions	Ruth Shann	2014	Request a copy
Uniform Evidence Law: s 38 Unfavourable Witnesses	Christopher Beale QC	2014	Paper
Unresolved Issues From The Recent Decisions of The Court of Appeal (2012)	Paul Holdenson QC	2012	Video
Unresolved Issues From The Recent Decisions of The Court of Appeal (2012)	Paul Holdenson QC Chris Carr	2015	Paper Video



FAMILY LAW

Foley's List Family Law practice area is led by six Silks and 38 junior counsels.

Our barristers have experience appearing in all jurisdictions and practice in all areas of Family Law including;

- de facto Property Law matters
- child support
- maintenance
- residence and contact
- property issues
- appeals
- crimes (family violence) applications

Barristers accept Legal Aid and private work.

TITLE	AUTHOR	DATE	FORMAT
Alternative Dispute Resolution	Carmella Ben-Simon	2012	Paper
Assessing interests and contributions in Family Law property cases	Emma Swart	2014	Paper
Defacto Relationships: Threshold issues	Belle Lane	2013	Paper Video
Defacto Relationships: Threshold issues	Jim Mellas	2013	Paper Video
Family	Janine Wald	2013	Video
Farming Cases - What are they? Who really owns the farm?	Fabian Dixon SC Robyn Wheeler	2014	Paper Video
Issues under the Umbrella of Parental Responsibility	Emma Swart	2013	Paper
Key Legislative Changes Arising From The Family Law Legislation Amendment Act 2011	Bronia Tulloch	2012	Paper
Parental Responsibility: Using it and Losing it -things you need to know	Michele Brooks	2013	Paper
The Impact of Intervention Orders - Family Law Act	Andrew Combes	2012	Paper



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Ethics: Some cautionary tales	George Georgiou SC	2013	Paper
Ethics	George Georgiou SC Simon Moglia	2013	Video
Ethics	Michael Cahill Aggy Kapitaniak	2013	Request a copy
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The Interaction between the Advocates' Immunity and claims for compensation under the Civil Procedure Act 2010 (Vic)	Kieran Hickie	2014	Paper



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