



ANNETTE CHARAK

T: +61 3 9225 6273

List Y: +61 3 9225 6777

M: +61 409 299 324

annette.charak@vicbar.com.au

Owen Dixon Chambers West

Room 0101, 525 Lonsdale Street

Melbourne VIC 3000

ADMISSIONS

Admitted to practice as a barrister and solicitor on 7 May 1990

Signed the Victorian Bar Roll on 3 May 2012

Also admitted in the High and Federal Courts of Australia

QUALIFICATIONS

Bachelor of Laws (University of Melbourne)

Bachelor of Arts (University of Melbourne)

Master of Taxation (University of Melbourne)

AREAS OF PRACTICE

- Administrative Law (Judicial Review)
- Administrative Law and (Merits Review)
- Equity/Trusts
- Building and Construction
- Bankruptcy/Insolvency
- Taxation
- Commercial Law
- Trade Practices
- Corporations and Securities
- Insurance

PROFILE

Annette appears in all jurisdictions, including the Supreme Court, Federal Court, Federal Circuit Court and VCAT. She brings her strong analytical skills and extensive experience of writing, editing, and training to her work as a barrister. An excellent communicator, orally and in writing, Annette is able to explain sophisticated ideas in accessible, persuasive language. She has been briefed to appear and advise on diverse matters, including matters relating to building and construction, financial services, trusts, trade practices and insolvency.

Immediately before coming to the Bar, Annette ran her own consultancy, training lawyers, particularly in non-English speaking countries, to improve their written communications. She had previously worked at Allen & Overy in Brussels where she founded an English language legal communication team. Annette has also edited a broad range of LexisNexis publications, including online statutory databases and handbooks on insolvency, intellectual property, and competition law. She has written on tax matters for CPDinteractive.com.au and the Australian Intellectual Property Law Bulletin.

From 03 May 2012, liability limited by a scheme approved under Professional Standards Legislation

Suite 8B, Level 2, 221 Queen St, Melbourne VIC 3000

P: 03 9225 6777 | F: 03 9225 6355 | ABN: 58 153 974 184 | youngslist.com.au



Annette recently completed a Master of Tax with Honours at the University of Melbourne, from which she also has a BA and LLB. She completed her articles with Arnold Bloch Leibler.

Annette is accepting briefs in all commercial matters, as well as tax and administrative matters.

Annette lived in Europe for 15 years. She speaks French and Hebrew fluently.

Annette is deputy editor of the *Victorian Bar News* and a member of the Council of Law Reporting in Victoria.

RECENT CASES

Annette has recent experience in building and construction matters, including:

Armstrong Constructions (Vic) Pty Ltd v Australian Pacific Airports (Melbourne) Pty Ltd – claiming progress payments under the *Building and Construction Industry Security of Payment Act 2002* (County Court of Victoria, led by Jeremy Twigg QC)

Adco Constructions (Vic) Pty Ltd v Straight Line Excavations Pty Ltd – resisting an application to quash an adjudication decision under the *Building and Construction Industry Security of Payment Act 2002* (County Court of Victoria, led by Jeremy Twigg QC)

Mackie Pty Ltd v Department of Human Services – prosecuting for breach of contract under a construction contract (County Court of Victoria, led by Jeremy Twigg QC)

Annette also has recent experience in a broad range of other matters, including:

Timbercorp v Blazevic – defending a debt claim in the context of consumer protection legislation (Supreme Court of Victoria, unled)

Beer v Von Donkelaar – seeking a declaration of trust over and transfer of property held by the defendant (Supreme Court of Victoria, unled)

Gray Puksand v Cockram Construction Limited – seeking payment of a debt following adjudication under the *Building and Construction Industry Security of Payment Act 2002* (Vic) (County Court of Victoria, unled)

Tripodi Pty Ltd v Swan Hill Chemicals Pty Ltd – prosecuting a claim of negligence and misleading and deceptive conduct (County Court of Victoria, led by Jeremy Twigg QC)

Macleod v Wilman – defending a claim alleging monies had and received, unconscionable conduct and constructive trust (Magistrates Court of Victoria, unled)

Bartlett Transport Improvements Pty Ltd v Total Care Asphalt Pty Ltd – acting for Bartlett in a negligence claim (Magistrates Court of Victoria, unled)

Brendave Pty Ltd (formerly Jem Partners Pty Ltd) v Godfrey Stewart & Judith Stewart – prosecuting a debt recovery proceeding (Magistrates Court of Victoria, unled)

Re Gee – resisting an administration and guardianship application (VCAT, unled)

Walter Morris v Stammers & Long – defending the tenants in a residential tenancy dispute (VCAT, unled)

Annette has been briefed to advise on a wide variety of matters, including:

- copyright in architectural documents
- an insurance claim in a domestic building dispute



YOUNG'S LIST

- contract claims against an architectural design consultant
- a range of financial service disputes brought to the Financial Ombudsman Service, including an investment in units in a property trust, the appropriateness of financial advice, and consumer credit listings
- unfair preference claims against the Australian Tax Office
- the application of the *Congestion Levy Act 2005 (Vic)* to a carpark operator
- the deductibility of transport expenses

From 03 May 2012, liability limited by a scheme approved under Professional Standards Legislation

Suite 8B, Level 2, 221 Queen St, Melbourne VIC 3000

P: 03 9225 6777 | F: 03 9225 6355 | ABN: 58 153 974 184 | youngsl.com.au