**Some of Jim Doherty’s Recent Matters**

**Superannuation/ Financial Services**

Acting for trustees and potential beneficiaries of superannuation funds (including trustee’s duties, conflicts of interest and claims in respect of life insurance for death and disability – including seeking judicial advice and direction from the Supreme Court and complaints to the Australian Financial Complaints Authority and its predecessor, the Superannuation Complaints Tribunal).

Acting for superannuation fund auditors in investigations and disciplinary proceedings.

Advice in respect of unpaid superannuation contributions.

Proceedings for reinstatement of life insurance policies in circumstances of alleged non-dislosure by the life insured.

Matters involving the provision of negligent financial planning advice.

Recent reported superannuation matters-

[*D'Arcy v Emergency Services Superannuation Board (Review and Regulation)*](https://jade.io/article/829443?asv=citation_browser)

[2021] VCAT 952 [counsel for the Board – eligibility for partner pension)

[*Kosir v Emergency Services an[d State Superannuation Board (Review and Regulation)*](https://jade.io/article/954008?asv=citation_browser) [2022] VCAT 1312 (counsel for the Board – eligibility for benefits)

[*Application by Ellasil Pty Ltd*](https://jade.io/article/965829?asv=citation_browser) [2023] VSC 69 (judicial advice to trustee of superannuation fund)

[*Nextgen Financial Group v WJ & v Drakoulis Super*](https://jade.io/article/1037627?asv=citation_browser) [2023] FCA 789 (counsel for the respondent)

**Other matters**

Acting for an Australia-wide retailer of computer parts in respect of ACCC civil penalty proceedings relating to consumer guarantees.

Supreme and County Court Part IV *Administration and Probate Act* 1958 cases both for the estate and the claimants.

Sale of Land – acting for vendors and purchasers, including recovery of deposit in a sale involving Foreign Investment Review Board Approval.

Tenancy disputes – including disputes as to fixtures and termination of leases (both retail and commercial leases) and valuation disputes.

Co-ownership disputes – including acting for trustees in bankruptcy to compel the sale of land and disputes within families as to ownership of real estate.

Building Claims, including actions by builders against subcontractors and claims by clients against builders

Acting for a nursing home in a dispute with a key contractor.

Acting in a class action involving detainees on Manus Island.

Acting for a newspaper in defamation proceedings.