

EDWARD P. ANDERSON

Admitted to the New South Wales Bar

25 September 2017

Admitted to the legal profession

7 December 2012

Areas of Practice

Edward has a broad practice with a focus on commercial disputes, insurance, succession law, criminal law, professional negligence and disciplinary proceedings. He has particular expertise in litigating common law proceedings and the associated indemnity issues arising in the context of insurance, along with appearing for the accused in criminal proceedings.

Edward is recognised for his ability to provide advice to solicitors and litigants, whatever their background and experience might be – which is practical, concise and readily able to be understood.

The principal areas in which Edward practices are:

- Administrative and public law
- Building & construction
- Commercial law, including corporations
- Consumer protection & competition law
- Coronial inquests and inquiries
- Criminal law
- Equity
- Family provisions
- Insurance Law
- Personal injury & torts, including dust diseases
- Professional negligence & disciplinary proceedings
- Succession / Wills & probate
- Sport law, including NRL judiciary
- WorkCover / Workplace health & safety

Qualifications

- Bachelor of Laws
- Bachelor of Business

Appointments

- The Office of the Commonwealth Director of Public Prosecutions – External Junior Counsel Panel (February 2018 – February 2021).

Notable recent cases as Counsel include:

- ***Saad v Volvo Finance Australia Pty Ltd [2020] NSWCA 282***: Appeal - Appeared for the respondent at the hearing before Basten JA, Payne JA and Simpson AJA in relation to the judgment entered in the Supreme Court with respect to a claim made in conversion and detinue, unled.
- ***Volvo Finance Australia Pty Limited v Waterfront Enterprises Pty. Ltd (In Liq) (No. 2) [2020] NSWSC 262***: Torts / Mortgages & Securities – Appeared for the plaintiff before Cavanagh J in relation to a claim for damages in conversion / detinue concerning missing assets (five Mack trucks and their associated trailers), which were noted as security under a chattel mortgage agreement, unled.
- ***R v Jamal Hossain [2020] NSWDC***: Crime - Appeared for the accused at the jury trial before Woodburne SC DCJ concerning charges of intentionally choking and aggravated sexual assault, unled.
- ***Sylvia Fourtounas v Hungry Jack's Pty Ltd [2020] NSWDC***: Personal injury - Negligence - Appeared for the plaintiff before Norton DCJ in relation to a trip and fall occurring on the defendant's premises, unled.
- ***Mohammed Abed v Canterbury-Bankstown Council [2020] NSWDC 55***: Personal injury - Negligence - Appeared for the defendant before Abadee DCJ in relation to a fall occurring in a car park at night, unled.
- ***R v Mirza Elezovic [2020] NSWLC***: Crime – Appeared for the accused at the five-day trial before Bartley LCM concerning a charge of armed with intent to commit an indictable offence, where the Accused was alleged to have intimidated a group of people with a machete, unled. The Accused was found not guilty after the trial and the matter was dismissed.
- ***Style Timber Floor Pty Ltd v Rastislav Krivosudsky [2019] NSWCA 171***: Appeal - Appeared for the respondent at the concurrent hearing before Bell P, Leeming JA and Simpson AJA in relation to judgment entered in the District Court with respect to a claim made further to the *Security of Payment Act*, unled.
- ***Transport Accident Commission (Vic) v Kaddour [2019] NSWSC 1738***: Administrative Law – Judicial review – Appeared for the first defendant before Basten J concerning whether there was a reviewable error in relation to a determination of the Review Panel under the *Motor Accidents Compensation Act 1999 (NSW)*, led by Michael Finnane QC.
- ***Lukaszewicz v Polish Club Limited [2019] NSWSC 446***: Equity / Corporations – Appeared for the plaintiffs before Black J in relation to claim for oppression with respect to admission of applicants to membership of a social club, led by Michael Evans.
- ***R v Natasha Beth Darcy [2019] NSWSC***: Crime / Bail application – Appeared for the offender charged with murder before Campbell J, unled.

- ***R v Jamal Hossain* [2019] NSWSC:** Crime / Bail application – Appeared for the offender charged with aggravated sexual assault before Fagan J, unled.
- ***R v Paul Darryn Cooper* [2019] NSWDC:** Crime - Appeared for the Offender on sentence before Tupman DCJ in respect of 10 counts of break and enter, unled.
- ***Modern Building Solutions v Fine Touch Pty Ltd* [2019] NSWDC:** Building & Construction – Appeared for the plaintiff before Olsson DCJ in relation to claim made further to the *Security of Payment Act*, unled.
- ***R v Kevin Ly; R v Dung Ngo* [2018] NSWSC:** Crime – Appeared for a Crown witness before Bellew J in double murder trial, unled.
- ***Volvo Finance Australia Pty Ltd v Waterfront Enterprises Pty Ltd & Ors* [2018] NSWSC:** Injunction / Common Law - Ex parte application before Adams J seeking an asset preservation order, unled.
- ***R v Mark Richard Caleo; R v Alani Afu* [2018] NSWSC:** Crime – Appeared for various Crown witnesses before Hulme J in double murder trial, unled.
- ***Geronico Macasieb v Letty Macasieb* [2018] NSWSC 23:** Real property - Appeared for the plaintiff before Davies J in relation to a claim for possession of land, unled.
- ***Inquest into the death of Alissa Campbell* [2018] NSW State Coroner's Court:** Inquest – Appeared for a doctor before Deputy State Coroner Harriet Grahame in relation to the death of Ms Campbell who died from multiple drug toxicity, led by Reno Gambi.
- ***R v Chidi Gozie Amagwula* [2018] NSWDC:** Crime – Appeared for the Offender on sentence before Colefax DCJ in respect of supply of not less than commercial quantity of cocaine and heroin, along with supply of an indicatable amount of methylamphetamine and methorphan, unled.
- ***Volvo Finance Australia Pty Ltd v Waterfront Enterprises Pty Ltd & Ors* [2018] NSWDC:** Property / Contract – Appeared for the plaintiff before Dicker DCJ in relation to a claim for possession of property further to a mortgage chattel agreement, unled.
- ***Eileen Annette Warren v Bunnings Group Limited* [2018] NSWDC:** Personal Injury – Appeared for the defendant before Robison DCJ in relation to a slip and fall accident in the defendant's premises, led by Reno Gambi.
- ***Crystal Carwash Café Pty Ltd v Quest Payment Systems Pty Ltd* [2018] NSWLC:** Commercial / Contract / Tort – Appeared for the defendant in relation to alleged monies received by way of 'mistake', unled.
- ***Modern Building Solutions Pty Ltd v Mustafa Karame* [2018] NSWLC:** Building & Construction – Appeared for the plaintiff in relation to a building dispute whereby claims were successfully claimed in contract, negligence and further to the Australian Consumer Law, unled.

- ***Thomas Andrews Erumbuzhiyil v Roji Cherian* [2018] NSWLC:** Contract – Appeared for the defendant in relation to the formation of an oral contract between business partners, unled.
- ***R v Mark Richard Caleo; R v Alani Afu* [2017] NSWSC 1780:** Crime - Applications made by both accused before Hulme J to separate murder trials, led by Margaret Cunneen SC.
- ***Modern Building Solutions Pty Ltd v Mustafa Karame* [2017] NSWSC:** Equity - Ex parte application before Ward CJ in Equity seeking an asset preservation order, unled.
- ***Voyages Indigenous Tourism Australia Pty Ltd v Tristar Alliance Group Pty Ltd* [2017] NSWSC:** Equity - Extension of an existing asset preservation order, unled.
- ***R v Mohammed Hijazi* [2017] NSWDC:** Crime - Appeared for a witness at the Basha Inquiry (offences that related to the supply of a large commercial quantity of methamphetamines), unled.
- ***R v Sophie Anderson* [2017] NSWLC:** Crime - Appeared for the accused on sentence in respect of the offence of reckless wounding, unled.
- ***Ian Sinclair Cady v Roads & Maritime Service* [2017] NSWLC:** Administrative - Appeared for the applicant in respect to the cancellation of his Roads & Maritime Service examiner's authority under the Authorised Inspection Scheme.

Notable recent Court of Appeal cases as a solicitor include:

- ***Ku-ring-gai Council v Chan & Ors* [2017] NSWCA 226:** acted for the Council in a negligence claim (pure economic loss) where the Council was the principal certifying authority retained by the original owner-builder, and was sued by the subsequent purchasers of the property. The crux of the appeal was whether the Council owed a duty of care to a subsequent purchaser in title for defective building work.
- ***Coffs Harbour City Council v McLeod* [2016] NSWCA 94:** acted for the Council in a negligence claim where the Council was a road authority further to the *Civil Liability Act*, 2002. The crux of the appeal was whether the Council was able to rely upon Section 45 of the *Civil Liability Act*, 2002.
- ***Sutherland Shire Council v Major* [2015] NSWCA 243:** acted for the Council in a negligence claim (personal injury). The crux of the appeal was whether the primary judge made a wholly erroneous estimate of the damages suffered.
- ***Parkview Constructions Pty Ltd v Abraham & Ors* [2013] NSWCA 460:** acted for the injured worker against the head contractor, sub-contractor and the employer in a claim for damages arising from a 10m fall off the edge of a building.