

## **BUILDING AND CONSTRUCTION MATTERS**

**C = CONTRACTS**

**L = LITIGATION**

**A = ADVICE**

<b>Client</b>	<b>Matter</b>	<b>Status</b>
Home Owner Bronte (JD)	Negotiating Contract for construction of luxury home at Bronte, Contract sum in excess of \$2 million.	C
Home Owner Maroubra (BMc)	A claim as subsequent Purchaser (HBA) Claim breach – damages for Statutory Warranties – negotiations resolved	C
Home Owner Maroubra (BMc)	Contract for luxury home at Maroubra. Contract Sum approx. \$1.6 million.	C
Home Owner Northbridge (TR)	Dispute with Contractor supply and install to marble works at luxury home Northbridge. Judgment for Home Owner.	C
Home Owner Bronte (PS)	Negotiating Contract for building luxury home at Bronte and subsequent advice during construction process.	C
Owners Corporation (Numerous)	Advising in relation to drafting By-Laws Advising in relation to dispute with Lot Owners. Attending in relation to Adjudication Application. Attending NCAT Hearing.	A
Labour Hire company	Various claims for recovery of outstanding fees	L
Home Owners Coogee (JC)	Advising in relation to dispute with Builder during building process for	A

	luxury home at Coogee. Contract Sum approx. \$1.6 million.	
Owners Corporation (Narrabeen)	Advising Lot Owners in relation to Owners Corporation obligations to maintain common property and Contract requirements to undertake significant rectification works.	A
Building Company (Various Builders and SubContractors)	SOP Act and claims for outstanding fees.	A
Home Owner Clontarf (AM)	Advising in relation to dispute with Builder. Contract Sum approx. \$1.5 million.	A
Home Owner Forestville (FC)	Advising in relation to claim by Builder Work Order from NCAT- received Order from NCAT and negotiated resolution.	A
Home Owner Wollongong (SG)	Advising owner/builder in relation to claim by subsequent purchaser. Property in Wollongong. Defending proceedings.	A
Home Owner (CB)	Advising in relation to termination of building Contract with insolvent builder. Negotiating terms.	A
Home Owner Bourke? (PT)	Advising in relation to dispute with builder and resolving.	A
Home Owner (VK)	Advising in relation to insolvent builder.	A
Tenant fitout works - Commercial Building Sydney	Contract Sum approx. \$1 million. Advising on Contract including particular clauses to ensure completion to occupation of which time was of the	C

	essence.	
Owner Commercial Property, Bondi Junction (PL)	Advising Owner in relation to dispute with Builder and in relation to SOP Act Adjudication.	A
Builder (NC)	Acting on behalf of Builder with Contracts generally between \$1 million and \$2 million in relation to all aspects including Contract with Owners, Contract with SubContractors, Contracts with Consultants etc and disputes with owners of luxury homes in Eastern Suburbs.	
Mid-tier building construction	Acting for Builder negotiating Contract with Developer proprietor at Meadowbank for construction of approx. 25 residential units.	L
Home Owner Ashfield (KL)	Advising in relation to dispute with Builder in relation to defective work overcharges and proceeding with claim in NCAT.	L
Home Owner Seaforth (MC)	Advising home owner as subsequent purchaser Seaforth having purchased property for approx. \$8 million in relation to claims against the owner/builder/vendor for breach of Statutory Warranties, misrepresentation etc. District Court/Supreme Court proceedings.	L
Home Owner Woollahra (PP)	Advising in relation to dividing wall issues and claim by adjacent owner for damages resulting from in construction undertaken by home owner.	A

Home Owner Double Bay	Advising owner in relation to claim by and claim against award winning builder. Contract Sum in excess of \$3 million. Significant claims for defective work NCAT award in favour of home owner and builder's appeal dismissed.	L
Home builder (JF)	Homes ranging from \$600,000 to \$1.5M. Advising in relation to Contracts and drafting Contracts in relation to building works and subContract works. Advising in relation to SOP Act Applications. Defending a claim by a dissatisfied home owner alleging defective work.	A
Proprietor of major beachfront resort.	Advising and preparing building Contract for repairs and upgrade in excess of \$3 million. Advising in relation to Contract works and insurance claims and separate Contract following significant storm damage during construction works and interrelationship between matters.	A
Home Owner Banksia	Advising and proceeding against builder and therefore recovering full sum under Home Owners Warranty Insurance.	L
Home Builder Earwood (MA)	Advising in relation to claim in excess of \$300,000 from owner in NCAT together a claim for in excess of \$150,000 costs. Resolved just prior to Hearing successfully. Payment less	L

	than \$100,000.	
Owners Corporation, Homebush	Acting for Owners Corporation in relation to claim against developer (relating to defective plumbing installation). Settlement of approx. \$1 million. Advising and negotiating Contract with builder to rectify building works approx. \$700,000 including special conditions to enable construction of major services without vacating the property.	L
Home Owner Broken Hill	Advising in relation to dispute with builder. Resolved.	A
Home Owner Balmain	Advising in relation to dispute with builder. Resolved.	A
Project Manager/Designer (RL)	Advising in relation to dispute with hotel operator. Resolved.	A/L
Liquidator	Building fit out company acting in relation to all aspects of recovery.	A/L
Builder Coogee (OC)	Advising in relation to claim by Owners Corporation following significant storm damage during building works.	L
Owner/Builder (MAR)	Acting in relation to claim by subsequent purchaser. Owner claim approx. \$90,000. Successful in defending claim and obtaining order for costs.	L
Mid-tier builder Parramatta project	Advising in relation SOP Act claim against proprietor.	L
Home Owner (EY)	Acting for Owner in relation to claim by builder, Owner Claim including defects; and appeal. Acting in relation to	L

	proceedings.	
Commercial Tenancy (Vet)	Advising in relation and preparation of Contract and advising during the building process.	L
Builder Cammeray (HE)	Acting in relation to building claim by home owner at Cammeray and cross-claim against home owner and recovering funds that the builder would not have otherwise proceeded to recover.	L
Home Owner Hunters Hill (AW)	Advising in relation to defective work and subsequent claim on Home Owners Warranty. Contract Sum approx. \$2 million.	L
Home owner Cronulla	Defending claim by Contractor at NCAT.	L
Restaurant Owner Fitout Works Woollahra	Acting in relation to SOP Act, negotiated resolution Adjudication Application by Builder.	SOP
Builder/Architect Waverly (AS)	Defending claim by Home Owners Warranty insurer in relation to claim in excess of \$150,000 settling claim for approx. \$20,000.	L
Major subContractor Plumbing (CT)	SOP Act claim against Builder for recovery.	SOP
City Office Building	Building dispute and SOP Act	L
Major SubContractor – infrastructure (RC)	Acting for major subContractor to infrastructure Contractor (who became insolvent). SOP Act claim against Proprietor Government body (based on “arrangement”. Full recovery.	
Home Owner/Project Homes (Numerous)	Advising in relation to Contract with major Project Builders.	C/A

Owner/Builder	Acting in relation to claim by subsequent purchaser for approx. \$100,000. Defended proceedings for less than \$10,000 and home owner ordered to pay costs.	L
Owner/Builder Cherrybrook	Acting in NCAT proceedings subsequent purchaser claim of approx. \$100,000. NCAT Award approx. \$15,000.	L
Home Owner Cremorne	Acting in relation to claim by neighbour for claimed defects as a result of building work.	L
Mid-tier builder	Residential project Neutral Bay (Residential and Commercial – approx 20 lots). Advising Builder and negotiation Contract with Proprietor/Developer.	C
Builder Kirribilli	Advising in relation to major rectification works required at a high-rise block at Kirribilli. Negotiating Contract with Owners Corporation.	C
Municipal Council (Sydney area)	Acting for Council in major dispute re Contractors claims for extras, Expert Determination appealed and resolved.	L