

# **Robert Graham Craig KC**

## **Curriculum Vitae**

**Contact Details Sydney:** Alinea Chambers E: rcraig@alineachambers.com.au  
Level 33 T: (02) 9165 1414  
52 Martin Place M:0427 739 711  
SYDNEY 2000

**Contact Details Melbourne:** Level 32 Room 9 E: rcraig@vicbar.com.au  
Aickin Chambers T: (03) 9225 8410  
200 Queen Street M: 0427 739 711  
Melbourne 3000

**Signed Bar Roll:** 9 November 2006

**Qualifications:** LLM, LLB (Hons), B Comm

**Appointed Senior Counsel:** 23 October 2019

### **Profile:**

#### Peer Recognition

Featured in AFR Best Lawyers 2019-2023 (Litigation, Class Actions and Insolvency).

Recognised as a leading senior barrister in Australia by Chambers and Partners Asia-Pacific Guide and Doyle's Guide in commercial litigation and construction litigation.

AFR Class Action Lawyer of the Year 2021 (Victoria).

#### Practice Areas

An experienced trial advocate in superior courts and arbitral tribunals. Expertise in:

- Administrative Law
- Banking and Finance
- Bankruptcy and Insolvency
- Building and Construction
- Class Actions
- Commercial Law
- Corporations and Securities
- Crime (White Collar)
- Equity and Trusts
- Franchise disputes
- Insurance
- Royal Commissions and Public inquiries
- Torts (including Professional Negligence)
- Trade Practices

## Current and Recent Cases

- *Monsanto Australia Ltd ats McNickle*
  - Federal Court of Australia
  - Class Action/Torts/Trade Practices
  - Acting on behalf of Monsanto in relation to allegations it breached its duty of care and statutory prohibitions in relation to defective goods by the supply of Roundup products.
- *Mercedes-Benz Australia/Pacific Pty Ltd ats AHG WA (2015) Pty Ltd & Ors*
  - Federal Court of Australia
  - Franchising/Contract/Trade Practices
  - Acting on behalf of Mercedes-Benz in relation to allegations regarding the lawfulness of the introduction of an agency model in Australia.
- *Australian Securities and Investments Commission v Australian and New Zealand Banking Group Limited*
  - Federal Court of Australia
  - Corporations Law
  - Acting for ASIC in relation to allegations that ANZ acted unconscionably and breached the Corporations Act and ASIC Act in manipulating the Bank Bill Swap Rate.
- *State of Victoria ats Tabcorp Limited and Tatts Group Limited*
  - Supreme Court of Victoria, Court of Appeal and High Court of Australia
  - Contract/Statutory interpretation
  - Representing the State of Victoria in relation to a claim by gaming operators that they were entitled to a “terminal payment” upon the cessation of their gaming licences and the commencement of a new wagering and gaming system in Victoria.
- *State of Western Australia ats the Estate of Dhu & Ors*
  - Proceeding concerning the validity and enforcement of the *FPINE Act (WA)* and its effect on indigenous Australians
  - Constitutional law, human rights, class actions and torts
  - Representing the State of Western Australia
- *7-Eleven Pty Ltd ats Davaria Pty Ltd*
  - Federal Court of Australia
  - Class Action/Contract/Consumer Law
  - Representing 7-Eleven in relation to allegations it breached its contractual obligations with and engaged in misleading or deceptive conduct towards its franchisees.
- *Royal Commission into Defence and Veteran Suicide*
  - Royal Commission being conducted by Nick Kaldas APM, the Hon James Douglas QC and Dr Peggy Brown AO
  - Administrative Law, Statutory Interpretation, Public Law
  - Representing Comcare
- *Hotel Quarantine Inquiry*
  - Board of Inquiry conducted by Jennifer Coate QC
  - Commercial law
  - Representing Wilson Security
- *Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry*
  - Royal Commission being conducted by Kenneth Hayne QC.
  - Commercial and Banking Law
  - Representing National Australia Bank Limited.

### Professional Experience prior to coming to the Bar

- **2003, 2004 and 2006**
  - Solicitor, Blake Dawson Waldron (now Ashurst Australia)
    - Practising in the Litigation and Dispute Resolution Group
- **2005**
  - Associate to Justice Hollingworth (Supreme Court of Victoria)
    - Commercial, Common Law and Criminal Divisions

### Tertiary Qualifications

- **2002**
  - Completed a Masters Degree in Law, Australian National University
    - Specialised in Commercial and Public Law
    - Awarded the Dean's Prize for outstanding achievement
- **1997-2002**
  - Completed a Bachelor of Laws (Honours), University of Melbourne
  - Completed a Bachelor of Commerce, University of Melbourne