

Richard Thompson

Notable Cases

Bethell v Bethell (High Court 20 December 2013, Courtney J) successful claim for specific performance to subdivide and transfer land arising from a 1987 deed of family arrangement;

Bethell v Rickard (Court of Appeal 22 March 2013) successful maintenance of a caveat based on equitable principles and centred on interpretation of a family deed and will;

Jireh Holdings Ltd v Sotoishi (High Court 4 March 2011 Fogarty J) leading decision regarding unenforceability of real estate agent's claim for commission and inability to seek restitution in the absence of a written appointment;

Verano Properties Ltd v Sever (Court of Appeal, 20 August 2010) successful defence of a developer's claim to enforce an agreement for sale and purchase where it had failed to register a prospectus and comply with Securities Act exemption notice requirements;

Ryder v CSR Trustee Ltd (District Court 13 December 2013, Judge Hinton) successful enforcement of a negative easement requiring a neighbor to keep growth below a certain height and reimburse the applicant;

Finlayson v Clapham (High Court 28 July 2004, Baragwanath J) successful appeal^[1] for a neighbor who had pruned his neighbour's trees without permission where the resulting damage was not permanent and therefore not actionable by the landlord plaintiff;

Chappell v Morris Crock Ltd (High Court 5 February 2004, Master Faire) obtaining leave for one director to commence proceedings in the name of the company against the other director.

[1] As junior counsel to Julian Miles QC