



GREGORY BURTON SC

5 Wentworth Chambers
180 Phillip Street
SYDNEY NSW 2000

Selected Cases

Johnson & Williams v Campbell; re Rockgedgiel Pastoral Co PL and Skeldon PL
(settled shortly before long hearing) Corporations law - register of members and oppression; effect of earlier settlement on trusts; rectification and estoppel

Abraham v Watkins

Rights of way that pre-date current statutory creation requirements; validity; scope of implication from title plans and description; removal for obsolescence.

Re Cisera FT; considering Re Dion Investments PL and Stein v Sybmore Holdings PL

Review sought of previous authority on the scope of Court's powers under the trustee legislation to give the trustee power to extend management and administration beyond the vesting date [\[2019\] NSWCA 286](#), [\[2016\] NSWCA 319](#), [\[2017\] NSWSC 960](#); *Stein* [\[2006\] NSWSC 1004](#) reported (2006) 64 ATR 325; *Dion* [\[2014\] NSWCA 367](#).

Re S, an Incapacitated Young Person [\[2017\] NSWSC 859](#)

Supreme Court of NSW protective jurisdiction: difficulties with existing personal injury damages trust; taxation and other implications of replacement protective management order.

Macquarie International Health Clinic PL v Sydney Local Health District

Complex commercial litigation over a 99 year public/private venture involving (among many others) issues of good faith, interpretation, restrictive covenants, valuation, financial analysis and modelling for loss of opportunity and mesne profits. [\[2016\] NSWSC 1587](#), [\[2008\] NSWSC 738](#), [\[2009\] NSWSC 629](#), [\[2010\] NSWSC 1139](#), [\[2010\] NSWCA 268](#), [\[2010\] NSWCA 348](#), [\[2011\] NSWCA 171](#), [2011] special leave refused by HC)

Sahab Investments PL v Castle Constructions PL

Entitlement of registering authority to alter land titles register or to be compelled to do so. [\[2011\] NSWCA 395](#), [\[2012\] NSWCA 42](#), [\[2013\] HCA 11](#)

Heperu PL v Perpetual Trustees Ltd & Cincotta; Heperu PL v Belle

Conversion and restitutionary rights in cheque fraud and receipt by third parties. [\[2009\] NSWCA 252](#), [\[2010\] NSWCA 13](#), [\[2010\] NSWCA 339](#), [\[2011\] NSWSC 1151](#)
(settled day before delivery of judgment by HC)

Liability limited by a scheme approved under *Professional Standards Legislation*.