

CONFIDENTIAL RÉSUMÉ

DAVID R. BALDRY

CURRENT POSITION

I have been a member of the independent bar in the Northern Territory since 18 June 2012, after having continuously practised since 1979 as a solicitor in private practice in NSW, Victoria, Queensland and the Northern Territory.

CAREER EXPERIENCE

LITIGATION

- ✚ **Acting as a Sessional Member of the Northern Territory Commercial and Administration Tribunal conducting numerous hearings and compulsory conferences of claims in a variety of matters, including small claims, residential tenancy disputes and development planning matters**
- ✚ **Bills of Exchange Proceedings.**
- ✚ **Contractual lost opportunity proceedings.**
- ✚ **Contract construction, rectification and estoppel proceedings.**
 - In Supreme Court involving multi million dollar disputes;
 - Acting successfully for respondents in several Security for Payments Adjudications in the Northern Territory. In a \$1.6m claim only about a \$6k conceded liability was determined as being payable and in a \$600k claim no monies were held to be payable. In another adjudication the applicant's solicitor withdrew his client's claim after receiving the Response I prepared asserting that the claim was fatally flawed.
 - Acting as adjudicator in numerous adjudications in the NT and Qld some of which having been multi-million dollar claims
 - Acting for parties in judicial reviews of adjudication determinations before the NT Supreme Court
- ✚ **Corporate insolvency matters.**
 - Schemes of Arrangement.
 - Voluntary Administrations, including applying for extensions to convening periods and seeking review of proof of debt determinations.
 - Winding up proceedings.
 - Corporate oppression and deadlock proceedings.
- ✚ **Equitable relief proceedings.**
- ✚ **Estate disputes including Family Provision Act proceedings.**
- ✚ **Fraud disputes.**
- ✚ **Intellectual Property transactions and disputes involving copyright and passing off issues.**
- ✚ **Lease disputes including**
 - Make good claims
 - Claims successfully defending deemed illegal subdivision proceedings at first instance and on appeal
 - First right of refusal disputes
- ✚ **Listed as Mediator on Supreme Court of NT list of mediators**
- ✚ **Mining Disputes involving royalty appeals.**
- ✚ **Multi-million dollar claims against directors asserting breaches of fiduciary duties.**
- ✚ **Partnership and Joint Venture disputes.**
- ✚ **Professional Negligence proceedings acting for -**
 - a big six firm of accountants in a number of audit cases;
 - a multi-million dollar claim against a firm of solicitors in Adelaide; and
 - Practitioner defendants in Medical negligence proceedings.



Property Matters

- Specific Performance claims.
- Building and Local Government proceedings.
- Mortgagor/Mortgagee possession proceedings.
- Commercial lease disputes.



Representing the Department of Health at review hearings of Custodial and Non-custodial supervision orders regarding persons found unfit to plead in indictable offences



Representing Mentally handicapped clients before the Mental Health Tribunal and acting as Legal Member of such Tribunal



Unfair dismissal claims acting for mid-level managers and high salary executives

EDUCATIONAL QUALIFICATIONS

1976	Bachelor of Arts Sydney University
1978	Bachelor of Laws Sydney University

Admission details: Admitted in NSW in 1979 and subsequently admitted in Victoria, Queensland and the Northern Territory

Other Qualifications:

Apr '93	Mediator's Course Australian Commercial Disputes Centre "ACDC"
1 Nov 2012	Certificate in adjudication pertaining to the Building and Construction Industry Payments Act, 2004 (Qld) conducted by RICS Australasia Pty Limited.
18 Dec 2012	Registered as a building disputes adjudicator in Queensland (Registration No. J1248299).
18 Apr 2013	Registered as a building disputes adjudicator in Northern Territory (Registration No. 39)
12 Jun 2017	Registered as a building disputes adjudicator in Western Australia (Registration No. 93)
3 Jun 2019	Accredited as Multi-disciplinary mediator after completing course conducted by Australian Disputes Centre
23-Jul 2019	Accredited as mediator under the National Mediator Accreditation System (NMAS)
26 Sep 2019	Awarded diploma certificate in International Arbitration by the Chartered Institute of Arbitrators
28 Jan 2021	Professional Member of Resolution Institute

CONTACT DETAILS:

David Baldry
Barrister-at-Law
William Forster Chambers
Level 1, 26 Harry Chan Avenue
Darwin NT 0800
Tel: 08 8982 4700
EMAIL: dbaldry@williamforster.com