LIST G
BARRISTERS

Clare Exell



Clare practises in commercial litigation

QUALIFICATIONS

Bachelor of Laws (Melb)
Bachelor of Commerce (Melb)

CORRESPONDENCE

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CHAMBERS

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COMMERCIAL LAW

Admiralty & Maritime | Appellate | Banking & Finance | Bankruptcy | Competition | Consumer Law | Contractual Disputes | Corporate Insolvency | Corporations & Securities | Energy & Resources | Equity & Trusts | Insurance | Real Property | Residential & Retail Tenancies | Class Actions | Consumer Credit | Regulatory Investigations | Sports Law | Wills & Probate

EMPLOYMENT & INDUSTRIAL

Restraint of Trade

TORT LAW

Defamation | Negligence | Product Liability | Professional Negligence

PUBLIC LAW

Administrative Law | Environment | Guardianship & Administration | Judicial Review

She has a diverse commercial practice including competition, consumer, property, corporations and securities, environment, maritime, equity and trusts, insolvency, contractual and professional negligence disputes. Clare acts for and against regulators including in compulsory examinations by the ACCC and public examinations by liquidators.

Recent matters in which Clare has acted include:

ACCC – investigations in 2021 and 2022 into anticompetitive conduct in the telecommunications industry
CDPP v The Country Care Group and Others – alleged criminal cartel conduct
Australian Energy Regulator – investigations in respect of customer hardship policies
McDonald Murholme Pty Ltd v Victorian Radio Network Pty Ltd [2018] VSC 434 – contractual dispute
Country Fire Authority v Hmood Al Ali Al Khalaf Trading – acting for sub-charterer in maritime dispute
ACCC v Olex Australia & Ors [2017] FCA 222 – alleged electrical cable cartel conduct
Hi Quality Quarry Products Pty Ltd v Environment Protection Authority [2016] VCAT 1445 – licensing dispute
Falkingham v Peninsula Kingswood Country Gold Club [2015] VSCA 16 and *Re Peninsula Kingswood Country Golf Club* [2014] VSC 437 – shareholder oppression
Bill Express Ltd (In Liq) v Pitcher Partners & Ors – professional negligence
Re AGL Energy Limited [2014] ACompT 1 – merger clearance
Hi Quality Quarry Products Pty Ltd v Environment Protection Authority and Maddingley Brown Coal Pty Ltd – 2013 Supreme Court of Victoria landfill levies proceeding

Prior to joining the bar, Clare was a Senior Litigation Lawyer at the Office of Fair Trading (now the Competition and Markets Authority) in London where she worked on competition appeals in the dairy, construction and tobacco industries and on consumer protection enforcement litigation. Prior to practising in the UK, Clare was a Senior Associate in the commercial litigation team at Gadens Lawyers Melbourne.

Liability limited by a scheme approved under Professional Standards legislation

Memberships

Commercial Bar Association