

## HELENA MANN

### EDUCATION

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#### University of Sydney

*Bachelor of Law (First Class Honours) 2010*

#### University of Warsaw (Poland)

*Master of Law 2008*

Master thesis: *Transfer of title to goods by non-owners (nemo dat rule) under Polish and Australian law.*

### ADMISSION

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- Called to the NSW Bar in 2014
- Admitted to practice in the Supreme Court of New South Wales and the High Court of Australia in 2011

### PROFESSIONAL EXPERIENCE

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#### Seven Wentworth Selborne

*Barrister (Sept 2014 – present)*

##### Selected cases -unled

- *O'Connor v O'Connor* [2017] NSWSC 1648 – commercial list, preliminary discovery, equity- fiduciary relationships
- *Barclay Finance Pty Ltd v Manning* [2017] NSWSC 1050 – stay of a writ of execution
- *Jacek Gnych v Polish Club Limited* [2016] NSWSC 987– ongoing lease and unconscionable conduct dispute, consequences of remitter from the High Court
- *Joan Victoria Edwards v Frederick Alexander Adam* [2016] NSWSC 1534 – equitable mortgage, extension of caveat, discontinuance and costs argument
- *Rigby v Rigby* [2016] NSWSC 241 –possession, family law settlement, summary judgment

##### Selected cases -unled

- *Woodlawn Capital Pty Ltd v Motor Vehicles Insurance Ltd* [2016] NSWCA 28; (2016) 111 ACSR 377 – contractual interpretation, right and obligations of trustees, consequences of lack of AFSL (s 925A, *Corporations Act 2001*) (led by Jeremy Giles SC)
- *Winton Partners Funds Management Pty Ltd v Lindsay-Owen* [2016] NSWSC 640 – commercial list, contractual interpretation (led by Jeremy Giles SC)
- *MOL Bulk Carriers Pte Ltd v Sin-Tang Development Pte Ltd* [2016] FCA 619 - application to set aside order for service out of the jurisdiction to Singapore stay under *International Arbitration Act 1974* (Cth), s 7 (led by Michael Jones SC)
- *Australian Competition and Consumer Commission v Visa Inc* [2015] FCA 1020– competition law (led by John Karkar QC)
- *Prospect Resources Ltd v Molyneux* [2015] NSWCA 171– contractual interpretation (led by Jeremy Giles SC)
- *Nearmap Ltd v Spookfish Pty Ltd* [2014] NSWSC 1790– commercial arbitration, preliminary discovery (led by Jeremy Giles SC)

#### Herbert Smith Freehills

*Solicitor (2011 – 2014)*

##### Selected matters

- Contractual dispute related to the issue of convertible bonds (*International Petroleum Investment Co v Independent Public Business Corp of Papua New Guinea* [2014] NSWSC 1289)
- Judicial advice application by trustees of a creditors' trust (*Jones v Hirst* [2013] NSWSC 163)

**Supreme Court of NSW**

*Tipstaff and Associate to the Hon. Justice Michael Slattery (2013 – 2014)*

**Sotysinski Kawecki & Szlezak (SK&S Legal) (Warsaw, Poland)**

*Paralegal and research assistant (2008-2009)*

**SKILLS AND INTERESTS**

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- **Languages:** Polish (native), German (advanced) and Russian (basic)

**PUBLISHED ARTICLES**

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*Standards of contractual liability in Polish Contracts Based on Anglo-American Models*

PPH 10/2011 (<http://www.lex.pl/spis-tresci/-/spis/przeglad-prawa-handlowego/2011/12>)

*Reliance letter under Polish law (a comparative perspective)*

PPH 5/2011 (<http://www.lex.pl/spis-tresci/-/spis/przeglad-prawa-handlowego/2011/5>)

*Representations and warranties in agreements governed by Polish law - revisited*

PPH 2/2011 (<http://www.lex.pl/spis-tresci/-/spis/przeglad-prawa-handlowego/2011/2>)

*Rules and effects of adverse possession under Polish law. Can the co-owner adversely possess against other co-owners?*

Palestra 7/8 (2008) (<http://www.palestra.pl/index.php?go=numer&id=88>)