

Eric Emmett

Special Counsel



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Perth

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Overview

Eric joined the Firm in 2014 in the role of special counsel after 10 years practicing in the banking and finance section of a leading global law firm. He has more than 25 years experience in the field of corporate and commercial law, providing dedicated legal guidance on many complex aspects of banking and commercial law.

Prior to his 10 years in private practice, Eric worked in-house at Bankwest (now part of Commonwealth Bank) for 15 years. In that role he provided advice to senior executives, corporate banking managers, individual branch managers and staff on all aspects of the bank's operation. Eric's insight and experience within the financial institution has solidified his national reputation among the Perth banking and financial community. He is recognized in the Bankwest procedures manual as its "go-to" lawyer in Western Australia for all its small managed super fund lending and enquiries in the state.

Eric consistently provides quality commercial advice to a range of corporate lenders in a number of complex commercial and financing transactions, and has developed significant experience drafting specialized commercial documents.

Experience

- **Confidential client:** Working on a wide range of complex matters, such as security trust arrangements and "club arrangements," for global clients of HSBC.
- **Bankwest:** Advising on complex property and security swaps and subsequent land and security sell-downs during the height of the global financial crises.
- **ANZ:** Advising on the acquisition financing of shares of a major brewery.
- **Confidential client:** Drafting a facility agreement, a mortgage and other securities, and a deed of priority and subordination, for a major agribusiness borrower of CBA.
- **Confidential client:** Drafting facility agreements for Bankwest for its financing of the Amcom and Ertech Group of companies.
- **Confidential client:** Drafting specialized securities, loan and other contractual documentation, including

facility agreements, securities, bank guarantees, letters of request and indemnity, escrow deeds, set-off agreements, lessor consent deeds, tripartite consent deeds, non-standard formal letters of demand and “without prejudice” settlement offers and deeds of compromise.

- **Confidential client:** Acting as an elected board member of the Bankwest Staff Superannuation Plan. This entails implementing significant changes of strategic direction to improve the rate of return on investment options, conducting extensive negotiations and drafting all contractual documentation required to implement the restructuring, including contracts with the administrator, various service suppliers and investment managers.

Activities and Affiliations

- Law Society of Western Australia

Areas of focus

Practices

- Banking and Finance
- Project Finance
- Real Estate Finance

Industry sectors

- Financial Institutions

Education

- University of Western Australia, 1997, Master of Laws
- University of Cape Town, 1983, Bachelor of Laws
- University of Cape Town, 1981, Bachelor of Business Science with Honours

Admissions and qualifications

- Solicitor, Western Australia, 1991