

Business Law

Thursday 17 August 2023

Session 5 – 2.45pm – 3.45pm

Understanding the changes around unfair contract terms

Amendments to the unfair contract terms (UCT) regime are due to take effect from November 2023 and bring significant changes that practitioners need to be aware of. Most notably, the amendments will make unfair contract terms illegal, rather than simply voidable, and such terms will be subject to the significant penalty regime in the *Competition and Consumer Act 2010* (Cth) and *ASIC Act 2001* (Cth). This session provides an overview of the regime, the proposed amendments which broaden the scope of the regime, and key 'unfair' terms to watch out for.

Meet the speaker

Felicity McMahon, Partner, Allens

Felicity McMahon is a Partner in Allens' Competition, Consumer & Regulatory team. Felicity is a trusted advisor to major corporations in sectors including banking, financial services, telecommunications, media and technology, agriculture, mining, funds and private equity. Felicity practises in all aspects of competition law including advising clients on mergers, investigations and enforcement, ACCC market studies and inquiries, and Australian Consumer Law. She has a particular interest and experience in advising on complex mergers and structuring of collaborative arrangements including joint ventures. In 2023, Felicity was recognised as one of 24 of the Global Elite Thought Leaders (under 45) by Who's Who Legal, which is awarded to practitioners for their 'expertise and experience advising on some of the world's most significant and cutting-edge legal matters, but also their ability to innovate, inspire, and go above and beyond to deliver for their clients.'