

Affidavit

Family Law Rules 2021 – RULE 8.15
General Federal Law Rules 2021 – RULE 4.04

Filed in:

- Federal Circuit and Family Court of Australia
- Family Court of Western Australia
- Other (specify) _____

Type of proceedings:

- Family law proceedings
- Migration proceedings
- General federal law proceedings
- Other (specify) _____

Filed on behalf of:

Full name: NOVAK DJOKOVIC

COURT USE ONLY	
Client ID	_____
File number	_____
Filed at	_____
Filed on	_____
Court location	_____
Court date	_____

Name of person swearing/affirming this affidavit (SEE PART C)

CAROLYN RUTH BRODERICK

Date of swearing/affirming 07 / 01 / 2022

Part A About the parties

APPLICANT 1

Family name (as used now)/Title/Organisation

DJOKOVIC

Given names (as required)

NOVAK

RESPONDENT 1

Family name (as used now)/Title/Organisation

MINISTER FOR HOME AFFAIRS

Given names (as required)

APPLICANT 2

Family name (as used now)/Title/Organisation

Given names (as required)

RESPONDENT 2

Family name (as used now)/Title/Organisation

Given names (as required)

What is the contact address (address for service) in Australia for the party filing this affidavit?

You do not have to give your residential address. You may give another address at which you are satisfied that you will receive documents. If you give a lawyer's address, include the name of the law firm. You **must** also give an email address.

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Lawyer's code 163

Email penelope.ford@hallandwilcox.com.au

Part B About the independent children's lawyer (if appointed)

Independent children's lawyer family name

Given names

N/A

Firm name

Part C About you (the deponent)

Family name (as used now)/Title/Organisation

Given names

BRODERICK

CAROLYN RUTH

Gender

 Male Female X

Usual occupation (if applicable)

MEDICAL PRACTITIONER

What is your address?

You do not have to give your residential address if you are concerned about your safety. You may give another address at which you are satisfied that you will receive documents.

Care of Tennis Australia of Olympic Boulevard


MELBOURNE

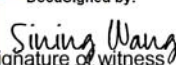
State VIC

Postcode 3000

Part D Evidence

1. I am a medical practitioner with a Bachelor of Medicine/Bachelor of Surgery from the University of NSW, a Fellowship of the Australasian College of Sport and Exercise Medicine Physicians and a PhD from the University of Sydney. I have worked as a medical practitioner for approximately 32 years.
2. I am the Chief Medical Officer of Tennis Australia and I am authorised to swear this affidavit.
3. As part of my role at Tennis Australia, I was involved in setting up an independent expert medical review panel for the purpose of reviewing applications from players and players' support staff for medical exemptions to vaccination to attend or participate in the Australian Open tennis tournament.
4. While considering what process to adopt, the review process was discussed with the Victorian Government's Department of Health (DoH). In addition to Tennis Australia's requirements, I understand that a person who is unvaccinated requires a medical exemption in order to enter into the State of Victoria.
5. The DoH and Tennis Australia put in place a two-step process for considering medical exemptions for unvaccinated entrants. First, the application for a medical exemption would be determined by a panel of suitably-qualified independent experts, appointed by Tennis Australia, who would either approve, reject or ask for further information for each application.

DocuSigned by:

 Signature of person making this affidavit (deponent)

DocuSigned by:

 Signature of witness

6. Tennis Australia appointed [REDACTED] and [REDACTED] as its expert panel (**TA's Panel**).
7. If the application was approved by TA's Panel, the application would be provided to the DoH's independent panel (**DoH Panel**) which would then make its own determination.
8. I initially received a number of applications for a medical exemption to vaccination. I passed each application to one of our employees [REDACTED] who removed identifying information from each application to ensure that each application did not contain information which could identify the applicant.
9. TA's Panel and the DoH Panel are each tasked with determining whether each application for medical exemption met the Australian Technical Advisory Group on Immunisation (ATAGI) guidelines on medical exemptions to vaccination.
10. On 28 December 2021, TA's Panel approved the plaintiff's medical exemption to vaccination.
11. The plaintiff's application, the subject of the TA's Panel approved exemption, was then provided to the DoH Panel.
12. The DoH Panel reviewed and endorsed the plaintiff's application for medical exemption to vaccination.
13. On 30 December 2021, I signed a letter confirming that the 2 panels had approved the plaintiff's application for medical exemption to vaccination. Annexed to this affidavit and marked '**CRB-1**' is a true copy of this advice regarding medical exemption to vaccination granted to the plaintiff.

<p>DocuSigned by: <i>Carolyn Ruth Broderick</i> Signature of person making this affidavit (deponent) 0FB77BDC07FE437...</p>	<p>DocuSigned by: <i>Sining Wang</i> Signature of witness FF0EC23A3B074CD...</p>
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Part E Signature

I affirm the contents of this affidavit are true

DocuSigned by:
Carolyn Ruth Broderick
Signature of Deponent

MELBOURNE
Place Date 07/01/2022

DocuSigned by:
Sining Wang
Before me (signature of witness)

Sining Wang
Full name of witness (please print)

- Justice of the Peace
- Notary Public
- Lawyer

This affidavit was prepared / settled by deponent/s lawyer

HALL & WILCOX
PRINT NAME AND LAWYER'S CODE

DocuSigned by: <i>Carolyn Ruth Broderick</i> Signature of person making this affidavit (deponent)	DocuSigned by: <i>Sining Wang</i> Signature of witness
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This is the document referred to as **CRB-1** in the affidavit of Carolyn Ruth Broderick affirmed at Melbourne on 7 January 2022 before me:

DocuSigned by:

Sining Wang

FF0EC23A5B6A4CD...

Sining Wang

Australian Legal Practitioner

Medical exemption from COVID vaccination

30th December 2021



Name: NOVAK DJOKOVIC
DOB: [REDACTED]
Country of birth: Republic of Serbia
Passport number: [REDACTED]

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Melbourne Victoria 3000
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To whom it may concern,

Mr Novak Djokovic has been provided with a medical exemption from COVID vaccination on the grounds that this individual has recently recovered from COVID.

The date of the first positive COVID PCR test was recorded on the 16/12/21 and it has now been more than 14 days since the first positive PCR test. Mr Djokovic has not had a fever or respiratory symptoms of COVID-19, in the last 72 hours

This temporary exemption is valid until 16/5/22.

This certificate for exemption has been provided by an Independent Expert Medical Review panel commissioned by Tennis Australia. The decision of the panel has been reviewed and endorsed by an independent Medical Exemptions Review Panel of the Victorian State Government. The conditions of the exemption are consistent with the recommendations of the Australian Technical Advisory Group on Immunisation (ATAGI).

Yours sincerely,

A handwritten signature in black ink, appearing to read "C Broderick".

Dr Carolyn Broderick MBBS, FACSEP, PhD
Chief Medical Officer, Tennis Australia & Australian Open

Independent Expert Medical Review Panel

