



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID1006/2023

SAVE THE CHILDREN AUSTRALIA

Appellant

MINISTER FOR HOME AFFAIRS and another named in the schedule

Respondent

ORDER

REGISTRAR: REGISTRAR RUBINSTEIN

DATE OF ORDER: 27 February 2024

WHERE MADE: Sydney (in Chambers)

THE COURT ORDERS THAT:

1. The matter be listed before a Full Court in Melbourne during the May 2024, or subsequent, Full Court and appellate sitting period for hearing of the appeal and notice of contention.
2. The hearing be listed for an estimate of 2 days.
3. In accordance with Practice Note APP2 and eBooks Practice Note, the appellant file and serve Part A of the appeal book within 14 days of being notified of a Registrar's approval.
4. In accordance with Practice Note APP2, not later than 4.00pm on Friday, 22 March 2024, the appellant file and serve on the respondents an outline of submissions and chronology of the relevant events.
5. In accordance with Practice Note APP2, not later than 4.00pm on Monday, 8 April 2024, the respondents file and serve on the appellant an outline of submissions, a chronology of the relevant events and a list of materials to be included in Part C of the appeal book.
6. In accordance with Practice Note APP2, not later than 4.00pm on Monday, 22 April 2024, the appellant file and serve on the respondents any submissions in reply.



7. In accordance with Practice Note APP2 and eBooks Practice Note, not later than 4.00pm 10 business days before the hearing, the appellant file and serve on the respondents Part C of the appeal book in electronic format.
8. In accordance with Practice Note APP2, not later than 4.00pm 10 business days before the hearing the appellant serve on the respondents a list of authorities and a list of any legislation to which the party intends to refer.
9. In accordance with Practice Note APP2, not later than 4.00pm 9 business days before the hearing, the respondents serve on the appellant a list of authorities and a list of any legislation to which the party intends to refer.
10. In accordance with eBooks Practice Note, not later than 4.00pm 2 business days before the hearing, the appellant file and serve an eBook of authorities being a jointly consolidated version of all the authorities, legislation and explanatory and other material proposed to be relied on at the hearing by all parties.
11. Outlines of submissions are not to exceed 10 pages in length (5 pages for submissions in reply), including any annexures, and be easily legible using a font size of at least 12 points and one and a half line spacing throughout, including in any footnotes and annexures. Italics or underlining must be used for legislation and case citations and boldface or italics may be used for occasional emphasis.
12. All parts of the appeal book and lists of authorities and legislation be provided to the Court in electronic form in accordance with the format(s) specified in paragraph 4.3 of the eBooks Practice Note.

THE COURT NOTES THAT:

13. In accordance with paragraph 2.1 of Practice Note APP2, any default of a requirement set out in the abovementioned orders or related Practice Note of more than 5 days is to be brought to the attention of the chambers of the judge hearing the appeal, or presiding judge if there is more than one judge, or the appeals registrar who will then give or arrange for appropriate directions. Other parties to the appeal are to be notified also.

Date that entry is stamped: 27 February 2024



Sia Lagos
Registrar

Subsection 35A (5) of the *Federal Court of Australia Act 1976* (the *Act*) provides that a party to proceedings in which a Registrar has exercised any of the powers of the Court under subsection 35A (1) of the Act may, within the time prescribed by the Rules of Court, or within any further time allowed in accordance with the Rules of Court, apply to the Court to review that exercise of power.

Rule 3.11 provides that a party may apply to the Court under subsection 35A (5) of the Act for review of the exercise of a power of the Court by a Registrar and that any application must be made within 21 days after the day on which the power was exercised. A party seeking a review can apply to the Court to dispense with any requirement of the Rules (Rule 1.34).



Schedule

No: VID1006/2023

Federal Court of Australia

District Registry: Victoria

Division: General

Second Respondent COMMONWEALTH OF AUSTRALIA