



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID519/2021

REX PATRICK

Applicant

AUSTRALIAN INFORMATION COMMISSIONER

Respondent

ORDER

JUDGE: JUSTICE WHEELAHAN

DATE OF ORDER: 25 October 2022

WHERE MADE: Melbourne

Pursuant to r 39.05(g) the orders made 24 October 2022 are set aside and the following orders made in their place.

THE COURT ORDERS THAT:

1. The hearing listed for 21 November 2022 is re-fixed to 10.15am on 21 February 2023, on an estimate of two days.
2. Orders 3 to 6 of the order dated 5 October 2022 are set aside.
3. The order dated 18 October 2022 is set aside.
4. By 4.00 pm on 31 January 2023, the applicant file and serve:
 - (a) any further evidence upon which he intends to rely for the determination of the separate question described in order 2 of the orders made on 8 December 2021 (separate question); and
 - (b) a supplementary written outline of submissions limited to 10 pages and a list of authorities.
5. By 4.00 pm on 14 February 2023, the respondent file and serve:
 - (a) any further evidence upon which she intends to rely for the determination of the separate question; and



- (b) a supplementary written outline of submissions limited to 10 pages and a list of authorities.
6. By 4.00 pm on 16 February 2023, the applicant file and serve any written submissions in reply limited to 5 pages.
7. By 4.00 pm on 17 February 2023, the respondent file a tender bundle and a joint list of legislation and authorities to be relied upon at the hearing in electronic form, which:
- (a) includes electronic copies of each authority, in text-recognised and enhanced, PDF format, titled with the full case name and citation;
 - (b) are prepared in accordance with any instructions provided via email by the Associate to the Honourable Justice Wheelahan; and
 - (c) are otherwise prepared in accordance with relevant Practice Notes, including the eBooks Practice Note (GPN-eBooks).

Date that entry is stamped: 25 October 2022.

Sia Lagos
Registrar