



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID519/2021

**REX PATRICK**

Applicant

**AUSTRALIAN INFORMATION COMMISSIONER**

Respondent

### **ORDER**

**JUDGE:** JUSTICE MCEVOY

**DATE OF ORDER:** 24 November 2022

**WHERE MADE:** Melbourne

#### **THE COURT ORDERS THAT:**

1. Orders 1 and 4 to 7 of the order made on 25 October 2022 are set aside.
2. The hearing listed for 21 February 2023 is re-fixed to 10.15am on 20 March 2023, on an estimate of two days.
3. By 4.00 pm on 6 February 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.
4. By 4.00 pm on 6 March 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 ten pages and a list of authorities.



5. By 4.00 pm on 13 March 2023, the Applicant file and serve any written submissions in reply, limited to five pages.
6. By 4.00 pm on 13 March 2023, the respondent file and serve any further, supplementary evidence upon which she intends to rely for the determination of the separate question.
7. By 4.00 pm on 15 March 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: 24 November 2022.

*Sia Lagos*  
Registrar