

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 2 May 2019**

2019/00094443-001 / Summons: Barry Jones v RCR Tomlinson Limited

This matter is listed for Directions (Technology and Construction List) on 21 June 2019 12:00 PM before the Supreme Court - Civil at Supreme Court Sydney.
Estimated duration: 5 Minutes

I am satisfied that an order should be made in terms of section 500(2), which order I hereby make in accordance with the short minutes of Order which I have initialled and placed with the papers.

I make an order in terms of paragraph 2 of the short minutes of order initialled and placed with the papers.

The defendants are to file and serve their Commercial List Response by 14 June 2019.

Proceedings stood over for directions 21 June 2019

Liberty to apply on 3 days' notice.

Reserve the costs of leave to proceed.

Short Minutes of Order

Leave to proceed

1. The Plaintiffs have leave nunc pro tunc pursuant to s 500(2) of the Corporations Act 2001 (Cth) to commence and proceed with these proceedings against the First Defendant on the conditions that:

(a) the Plaintiffs will not seek to enforce any judgment without leave of the Court;

(b) the First Defendant has liberty to make an application to stay the proceedings against it if the claims made against it are uninsured or for any other reason.

Leave to inspect

2. The Plaintiffs, their legal representatives, and their Litigation Funder have leave pursuant to ss 247A and 486 of the Corporations Act 2001 (Cth) to inspect and make copies of all policies of insurance and policy schedules entered into during the period from 11 August 2017 to 12 November 2018 in which the First Defendant or any of its directors or officers are named as insured or may have the benefit of insurance cover but excluding any policies of insurance already provided by the First Defendant to the Plaintiffs or any policies of insurance providing for indemnity for any personal injury or any property loss or damage, workers compensation, public liability or crime.\

3. Not made.

4. Not made.

Justice D Hammerschlag

Signed

Date