



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: B65/2023
File Title: Willmot v. The State of Queensland
Registry: Brisbane
Document filed: Form 27B - Appellant's chronology
Filing party: Appellant
Date filed: 11 Jan 2024

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

Form 27B – Appellant’s chronology

Note: see rule 44.02.3.

IN THE HIGH COURT OF AUSTRALIA
BRISBANE REGISTRY

BETWEEN:

JOANNE EDITH WILLMOT

Appellant

and

THE STATE OF QUEENSLAND

Respondent

APPELLANT’S CHRONOLOGY**Part I: CERTIFICATION**

1. This chronology is in a form suitable for publication on the internet.

Part II: CHRONOLOGY

| Date | Event | Reference |
|-----------------|--|---|
| 6 April 1954 | Appellant’s date of birth | CAB 7; SC [5] CAB 36; CA [2] |
| 1954 | Appellant was determined to be a “State Child” under the <i>State Children’s Act 1911 (Qld)</i> (“SCA”). | CAB 7; SC [5] CAB 36; CA [2] |
| 1954 | Appellant placed in the Mothers and Babies quarters at the Cherbourg Settlement | CAB 8; SC [8] CAB 36; CA [3] |
| 1957 | Appellant placed into the Foster Care of Mr Jack Demlin and Mrs Tottie Demlin. | CAB 8; SC [8] CAB 36; CA [3] |
| 1957 – May 1959 | Appellant was sexually abused by Mr Jack Demlin on a weekly to fortnightly basis. | CAB 8; SC [10] CAB 10; SC [13] CAB 36; CA [4] |

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| | Appellant was subjected to beatings by the Demlins. | CAB 38 – 39; CA [18] – [19]. |
| May 1959 | Appellant removed from the foster care of the Demlins because of concerns she was malnourished. | CAB 8; SC [9]. CAB 36; CA [3] |
| May 1959 | Appellant returned to the Cherbourg girls' dormitory | CAB 8; SC [9] CAB 36; CA [3] |
| May 1959 – September 1966 | Appellant subjected to serious physical abuse at the hands of Maude Phillips, the supervisor of the dormitory, including severe floggings with a switch, being made to stand on one foot for two hours, locked in a pantry or women's' jail in the Cherbourg settlement | CAB 10; SC [14] CAB 36; CA [6] CAB 41 – 42; CA [20] |
| March 1960 | Appellant left the girls' dormitory at Cherbourg to live with her mother | CAB 8; SC [9] CAB 36; CA [3] |
| 1960 | The Appellant visited her grandmother's house in Ipswich, and was sexually assaulted by her mother's Uncle ("NW"). | CAB 13; SC [25] CAB 36; CA [5] CAB 42 – 43; CA [23] |
| August 1960 | Appellant returned to the girls' dormitory at Cherbourg | CAB 8; SC [9] CAB 36; CA [3] |
| September 1962 | Jack Demlin died | CAB 14; SC [31] CAB 44; CA [25] |
| September 1966 | Appellant left the girls' dormitory at Cherbourg | CAB 8; SC [9] CAB 36; CA [3] |
| December 1965 | Tottie Demlin died | CAB 14; SC [31] CAB 44; CA [25] |
| 1967 | Appellant was staying at her grandmother's house, and was sexually assaulted by her cousin/great uncle "Pickering". | CAB 13; SC [27] CAB 36; CA [5] CAB 42 – 43; CA [23] |

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| 6 April 1972 | Appellant ceased to be a “State Child” under the CSA on account of her turning 18. | CAB 36; CA [3] |
| October 1982 | Maude Phillips died | CAB 14; SC [32] CAB 44; CA [25] |
| 2008 | The Appellant raised allegations of physical abuse whilst in the girls’ dormitory at Cherbourg, as part of the Queensland Department of Communities’ Redress Scheme. | CAB 14; SC [29]. CAB 44; CA [24] |
| June 2019 | The Appellant raised allegations of sexual abuse by Jack Demlin with the Respondent by a notice of claim under the <i>Personal Injuries Proceedings Act 2002 (Qld)</i> . | CAB 14; SC [28] CAB 44; CA [24]. |
| January 2020 | The Appellant raised allegations of sexual abuse whilst at her grandmother’s house in 1960 and 1967 with the Respondent, by way of further affidavit provided to the State | CAB 14; SC [30] CAB 44; CA [24] |
| 11 June 2020 | Appellant commenced proceedings against the Respondent by way of claim | CAB 36; CA [2] |
| 20 August 2021 | Appellant filed amended statement of claim | CAB 36; CA [2] |
| 21 October 2021 | Respondent filed amended defence | CAB 37; CA [10] |
| 14 December 2021 | Respondent filed an application seeking a permanent stay of the proceedings | CAB 37; CA [10] |
| July 2022 | Discovered that NW is alive and is able to be contacted. | CAB 9; SC [26] |
| 22 August 2022 | The Primary Judge (Bowskill CJ) permanently stayed the proceedings. | CAB 30 |
| 19 September 2022 | The Appellant filed a notice of appeal of the decision of the Primary Judge | CAB 31 |

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| 16 May 2023 | The Court of Appeal (Mullins P, Gotterson AJA and Boddice AJA) dismissed the appeal | CAB 34 |
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Dated 10 January 2024

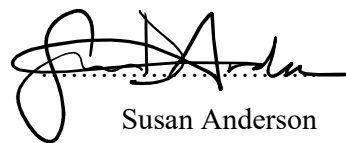


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