

## HIGH COURT OF AUSTRALIA

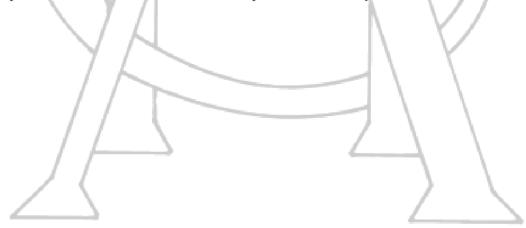
## NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 19 Oct 2023 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

	Details of Filing
File Number: File Title:	M63/2023 AB (a pseudonym) & Anor v. Independent Broad-based Anti-c
Registry:	Melbourne
Document filed: Filing party:	Form 27B - Appellant's chronology-Redacted Appellants
Date filed:	19 Oct 2023

## **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.



Note: see rule 44.02.3.

# IN THE HIGH COURT OF AUSTRALIA MELBOURNE REGISTRY

#### BETWEEN:

#### AB (A PSEUDONYM) First Appellant

### CD (A PSEUDONYM)

Second Appellant

-and-

### INDEPENDENT BROAD-BASED ANTI-CORRUPTION COMMISSION Respondent

### APPELLANTS' <u>REDACTED</u> CHRONOLOGY

Part I: This redacted chronology is not in a form suitable for publication on the internet.

#### Part II: Chronology

DATE	EVENT	CAB REF
June 2018	notified the Respondent ( <b>IBAC</b> ) under s 57(1) of the <i>Independent Broad-based Anti-corruption</i> <i>Act 2011</i> (Vic.) ( <b>IBAC Act</b> ) of allegations of	CAB 8;[5]
June 2018 to December 2021	In response to notification, IBAC commenced as a preliminary inquiry into the matters notified but expanded its scope to include IBAC subsequently commenced an investigation under s 60 of the IBAC Act, gathered information and conducted private examinations of witnesses between 2019 and 2021.	CAB 8- 9;[6]-[8]

6 December 2021	IBAC sent a copy of the Draft Report to AB.	CAB10;[10]
	AB was given until 20 December 2021 to respond to the Draft Report.	
12 December 2021	AB wrote to IBAC requesting an extension of time in which to respond to the Draft Report, and a copy of the transcript from AB's examination, as well as the transcript from other relevant witnesses' examinations.	CAB11;[11]
14 December 2021	IBAC granted an extension of the time for AB's response to the Draft Report to 4 February 2022.	CAB11;[11]
	IBAC agreed to provide AB with the transcript from his examination but refused to provide the transcript from any other relevant examinations.	
31 January 2022	AB commenced proceeding S APCI 2022 0086	CAB11;[13]
	AB sought interlocutory orders restraining IBAC from transmitting the Draft Special Report to Parliament, or otherwise publishing the report on its website until the Court heard and determined its application for judicial review.	
3 February 2022	Interlocutory hearing before Ginnane J	CAB11;[14]
7 February 2022	IBAC served CD with a copy of the Draft Report and required a response to the Draft Response by 21 February 2022.	CAB11;[15]
11 February 2022	CD is joined as a party and leave is given to file an Amended Originating Motion to reflect that change.	CAB13;[18]
4 and 18 March 2022	S APCI 2022 0086 proceeding heard by Ginnane J.	CAB5
28 September 2022	Ginnane J delivers judgment.	CAB5
4 October 2022	Ginnane J makes orders dismissing the proceeding.	CAB69
14 October 2022	AB and CD file an application for leave to appeal to the Victorian Court of Appeal	CAB71
14 November 2022	Hearing before the Court of Appeal (Emerton P, Beach JA and Kyrou JA).	CAB76

15 December 2022	The Court of Appeal delivers judgment and makes	CAB76
	orders refusing leave to appeal.	
12 January 2023	Application for special leave to appeal filed in the	
	High Court of Australia	
11 August 2023	The High Court of Australia (Keifel CJ and Gordon J)	CAB136
	grant special leave to appeal on ground 1 only.	
25 August 2023	AB and CD files Notice of Appeal in the High Court	CAB138
	of Australia	

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Dated 2 October 2023

File Wood

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