

BETWEEN:

BIANCA HOPE RINEHART
First Appellant

JOHN LANGLEY HANCOCK
Second Appellant

and

HANCOCK PROSPECTING PTY LTD
(ACN 008 676 417) AND OTHERS NAMED IN
THE SCHEDULE TO THE NOTICE OF APPEAL
Respondents



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NINTH AND ELEVENTH RESPONDENTS' SUBMISSIONS

20 **Part I: Certification**

These submissions are in a form suitable for publication on the internet.

Part II: Concise Statement of Issues

The issues in the appeal are those identified by the Ninth and Eleventh Respondents in their written submissions (as First and Second Respondents) in High Court Proceedings No. S144 of 2018 filed on 3 August 2018 at [2] – [9].

Part III: Certification with respect to s78B of the *Judiciary Act 1903* (Cth)

30 The Ninth and Eleventh Respondents agree that no notice is required to be given in compliance with s78B of the *Judiciary Act 1903* (Cth).

Part IV: Statement of Material Facts

The Ninth and Eleventh Respondents adopt the statement of material facts set out in their written submissions (as First and Second Respondents) in High Court Proceedings No. S144 of 2018 filed on 3 August 2018 at [11] – [28].

Part V: Argument in Answer to the Argument of the Appellants

The Ninth and Eleventh Respondents adopt the argument in answer to the argument of the appellants set out in their written submissions (as First and Second Respondents) in High Court Proceedings No. S144 of 2018 filed on 3 August 2018 at [29] – [88].

Part VI: Cross-Appeal

The Ninth and Eleventh Respondents do not wish to be heard on the HPPL Respondents' application for special leave to cross-appeal (and in any appeal).

10 **Part VII: Time for Oral Argument**

The Ninth and Eleventh Respondents do not require time for the presentation of oral argument in addition to the time allocated for oral argument in High Court Proceedings No. S144 of 2018

Dated: 6 August 2018


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SCHEDULE

HANCOCK MINERALS PTY LTD (ACN 057 326 824)
Second Respondent

TADEUSZ JOSEF WATROBA
Third Respondent

10 **WESTRAINT RESOURCES PTY LTD (ACN 009 083 783)**
Fourth Respondent

HMHT INVESTMENTS PTY LTD (ACN 070 550 104)
Fifth Respondent

ROY HILL IRON ORE PTY LTD (ACN 123 722 038)
Sixth Respondent

20 **HOPE DOWNS IRON ORE PTY LTD (ACN 071 514 308)**
Seventh Respondent

MULGA DOWNS IRON ORE PTY LTD (ACN 080 659 150)
Eighth Respondent

**GEORGINA HOPE RINEHART (IN HER PERSON CAPACITY AND AS TRUSTEE
OF THE HOPE MARGARET HANCOCK TRUST AND AS TRUSTEE OF THE
HFMF TRUST)**
Ninth Respondent

30 **HANCOCK FAMILY MEMORIAL FOUNDATION LTD (ACN 008 499 312)**
Tenth Respondent

150 INVESTMENTS PTY LTD (ACN 070 550 159)
Eleventh Respondent

HOPE RINEHART WELKER
Twelfth Respondent

40 **GINIA HOPE FRANCES RINEHART**
Thirteenth Respondent

**MAX CHRISTOPHER DONNELLY (IN HIS CAPACITY AS TRUSTEE OF THE
BANKRUPT ESTATE OF THE LATE LANGLEY GEORGE HANCOCK)**
Fourteenth Respondent

MULGA DOWNS INVESTMENTS PTY LTD (ACN 132 484 050)
Fifteenth Respondent