



**PROBUILD CONSTRUCTIONS (AUST) PTY LTD**  
Appellant

**SHADE SYSTEMS PTY LTD**  
First Respondent

**DORON RIVLIN**  
Second Respondent

10

**APPELLANT'S CHRONOLOGY**

**PART I – PUBLICATION**

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

**PART II – CHRONOLOGY OF PRINCIPAL EVENTS**

| Date             | Event   | Reference         |
|------------------|---|-------------------|
| 14 October 2014  | Appellant ( <b>Probuild</b> ) and First Respondent ( <b>Shade Systems</b> ) enter into a construction contract  | Basten JA at [11] |
| 23 December 2015 | Shade Systems serves a payment claim under s 13(1) of the <i>Building and Construction Industry Security of Payment Act 1999</i> (NSW) ( <b>Act</b> ) on Probuild | Basten JA at [12] |
| 11 January 2016  | Probuild provides a payment schedule in reply to the payment claim indicating that it did not propose to pay any amount in relation to the payment claim          | Basten JA at [13] |
| 25 January 2016  | Shade Systems applies for adjudication of the Payment Claim under s 17 of the Act   | Basten JA at [14] |
| 15 February 2016 | Second Respondent determines adjudication application ( <b>Determination</b> )  | Basten JA at [17] |
| 15 June 2016     | Supreme Court (Emmett AJA) makes an order in the nature of certiorari quashing the Determination for error of law on the face of the record                       |                   |
| 23 December 2016 | NSW Court of Appeal allows an appeal from the primary judge's judgment and sets aside the primary judge's order quashing the Determination                        |                   |
| 12 May 2017      | Special leave to appeal to the High Court granted   |                   |

16 June 2017

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