



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 06 Jun 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: S28/2023
File Title: NZYQ v. Minister for Immigration, Citizenship and Multicultu
Registry: Sydney
Document filed: Form 3 - Order
Filing party: HCA
Date filed: 06 Jun 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.

BETWEEN:

NZYQ
Plaintiff

- and -

**Minister for Immigration, Citizenship
and Multicultural Affairs**
First Defendant

Commonwealth of Australia
Second Defendant

ORDER

JUSTICE: Justice Gleeson

DATE GIVEN: 2 June 2023

INITIATING PROCESS: Application for a constitutional or other writ

APPEARANCES: C.L. Lenehan SC with T.M. Wood
Counsel for the plaintiff

Z.C. Heger with A.M. Hammond
Counsel for the defendants



THE COURT ORDERS THAT:

Special Case

1. The questions of law stated in the Special Case agreed between the parties and filed on 31 May 2023 be referred for consideration by the Full Court.
2. The Special Case be set down for hearing on a date to be fixed, not before the November 2023 sittings.
3. By 4.00 pm on 18 August 2023, the plaintiff file an agreed special case book.
4. By 4.00 pm on 1 September 2023, the plaintiff file and serve written submissions of no more than 20 pages.

This Order was prepared in the Registry.

5. By 4.00 pm on 15 September 2023, any interveners in support of the plaintiff file and serve written submissions of no more than 20 pages.
6. By 4.00 pm on 3 October 2023, the defendants file and serve written submissions of no more than 20 pages.
7. By 4.00 pm on 17 October 2023, any interveners in support of the defendants file and serve written submissions of no more than 20 pages.
8. By 4.00 pm on 24 October 2023, the plaintiff file and serve a reply of no more than 5 pages.
9. By 4.00 pm on 27 October 2023, the defendants file and serve a joint book of authorities prepared in accordance with Practice Direction No 1 of 2019.
10. Subject to any further order, Part 44 of the *High Court Rules 2004* (Cth) apply, with necessary adaption, to this proceeding.
11. The parties have liberty to apply on three days' written notice.
12. Costs reserved.

Non-publication orders

13. An order assigning the plaintiff the pseudonym "NZYQ" for the purpose of this proceeding.
14. An order, on the ground set out in section 77RF(1)(c) of the *Judiciary Act 1903* (Cth), that publication of the plaintiff's name or information which tends to reveal the identity of the plaintiff be prohibited under section 77RE of that Act until further order.

DATE AUTHENTICATED: 6 June 2023



Deputy Registrar