



## HIGH COURT OF AUSTRALIA

### NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 25 Sep 2025 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: D9/2025  
File Title: Austral v. Northern Territory of Australia  
Registry: Darwin  
Document filed: Appellants' Joint Chronology  
Filing party: Appellant  
Date filed: 25 Sep 2025

#### 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  
DARWIN REGISTRY

BETWEEN:

**D9 of 2025**

**Ethan Austral**

Appellant

and

**Northern Territory of Australia**

Respondent

**D10 of 2025**

**Josiah Binsaris**

Appellant

and

**Northern Territory of Australia**

Respondent

**D11 of 2025**

**Leroy O’Shea**

Appellant

and

**Northern Territory of Australia**

Respondent

**D12 of 2025**

**Keiran Webster**

Appellant

and

**Northern Territory of Australia**

Respondent

## APPELLANTS' JOINT CHRONOLOGY

**Part I:** This chronology is in a form suitable for publication on the internet.

**Part II: Chronology**

Date	Event	Reference
21 August 2014	Deployment of CS gas on the appellants in the Behavioural Management Unit of Don Dale Youth Detention Centre	<i>LO v Northern Territory of Australia</i> [2017] NTSC 22 at [59]–[107] ABFM 137–55
20 February 2015 – 26 March 2015	The appellants commence proceedings in the Supreme Court	ABFM 5–49, 261–272
21 March 2017	Trial judgment of the Supreme Court (Kelly J) <i>LO v Northern Territory of Australia</i> [2017] NTSC 22	ABFM 114 ABFM 261–272
18 February 2019	Judgment of the Court of Appeal (Southwood J, Riley and Graham AJJ) on appeal from the trial judgment <i>JB v Northern Territory of Australia</i> [2019] NTCA 1	
3 June 2020	Judgment of the High Court on appeal from <i>JB v Northern Territory of Australia</i> [2019] NTCA 1 <i>Binsaris v Northern Territory</i> (2020) 270 CLR 549	ABFM 358 ABFM 397–408
1 September 2023	Remitter judgment of the Supreme Court on assessment of damages (Blokland J) <i>Binsaris, Webster, Austral &amp; O'Shea v Northern Territory of Australia</i> [2023] NTSC 79	CAB 5 CAB 69–80
28 March 2025	Judgment of the Court of Appeal (Grant CJ, Reeves and Burns JJ) on appeal from the remitter judgment	CAB 101 CAB 180–91

Date	Event	Reference
	<i>Northern Territory of Australia v Austral</i> [2025] NTCA 3	
7 August 2025	The appellants are granted special leave to appeal to this Court in the current matters	CAB 206–13

Dated: 25 September 2025



	Kathleen Foley	James McComish	Marcel Delany
<b>T</b>	(03) 9225 7999	(03) 9225 6827	(03) 9225 8444
<b>E</b>	kfoley@vicbar.com.au	jmccomish@vicbar.com.au	mdelany@vicbar.com.au