



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

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Important Information

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**IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY**

BETWEEN:

JASON MALLARD
Appellant

and

HOMES VICTORIA
Respondent

APPELLANT’S CHRONOLOGY

PART I — CERTIFICATION

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

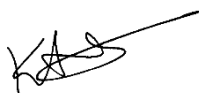
PART II — CHRONOLOGY

Date	Event	Reference
2021	The Department of Families, Fairness and Housing establishes the Paving the Way Forward initiative.	CAB 76 [208]
18 September 2023	A committee of Cabinet approves the financial aspects of a policy known as the “Redevelopment Program” (the funding decision).	CAB 16-17 [26], 110 [12]
18 September 2023	The Chief Executive Officer of the respondent is advised of the funding decision.	CAB 17 [26]
18 September 2023	The respondent decides under s 15(1)(a) of the <i>Housing Act 1983</i> (Vic) to implement the Redevelopment Program.	CAB 8 [4], 17 [27]
20 September 2023	Cabinet approves progressing the Redevelopment Program, beginning with the public housing towers at 120 Racecourse Rd, Flemington, 12 Holland Ct, Flemington and 33 Alfred St, North Melbourne (together, the Towers) and two other public housing towers in Carlton.	CAB 17 [29], 110 [14]
20 September 2023	The Premier announces the Redevelopment Program.	CAB 17 [29], 111 [15]
20 September 2023	Cabinet publishes <i>Victoria’s Housing Statement: The decade ahead 2024-2034</i> on a Victorian Government website.	CAB 17-18 [29], 110 [14]

20 September 2023	The plaintiff at trial, Barry Berih, learns of the fact that his home would be demolished when watching the Premier's press conference on television.	CAB 19 [33]
October 2023	A letter is sent to renters in the Towers advising them that they would be moving house.	CAB 35 [82]
21 September 2024	286 of the 484 (59%) of the households in the Towers had either left the Towers or had been matched to a home and were waiting to move there.	CAB 70 [191]
28-29 October 2024, 27-28 February 2025	Trial before the Supreme Court of Victoria (Richards J).	CAB 5
4 April 2025	Richards J gives reasons for judgment: <i>Berih v Homes Victoria (No 4)</i> [2025] VSC 169.	CAB 5
11 April 2025	Richards J makes orders dismissing the proceeding with no order as to costs.	CAB 96
27 October 2025	Hearing before the Court of Appeal of the Supreme Court of Victoria (Niall CJ, Kennedy JA and J Forrest AJA).	CAB 105
19 December 2025	The Court of Appeal gives reasons for judgment: <i>Mallard v Homes Victoria</i> [2025] VSCA 339.	CAB 105
14 January 2026	The Court of Appeal makes orders granting leave to appeal and dismissing the appeal with no order as to costs.	CAB 168
5 February 2026	Hearing before the Court of Appeal of the Supreme Court of Victoria (Niall CJ, Kennedy JA and J Forrest AJA) of the appellant's interlocutory injunction application.	CAB 103
5 February 2026	The Court of Appeal gives reasons for judgment on the appellant's interlocutory injunction application: <i>Mallard v Homes Victoria [No 2]</i> [2026] VSCA 23.	CAB 103
5 February 2026	The Court of Appeal makes orders restraining the respondent from serving notices to vacate under s 91ZY of the <i>Residential Tenancies Act 1997</i> (Vic) on any tenant currently residing at the Towers until:	CAB 103

	(a) the determination of the application for special leave to appeal to the High Court of Australia; and (b) should special leave to appeal be granted, any appeal to the High Court of Australia; or further order of this Court or the High Court of Australia.	
14 May 2026	Hearing before the High Court of Australia (Gageler CJ, Edelman and Gleeson JJ) of the appellant's application for special leave	CAB 175
14 May 2026	The High Court of Australia (Gageler CJ, Edelman and Gleeson JJ) grants the appellant special leave to appeal from the whole of the judgment given on 19 December 2025 and orders made on 14 January 2026 of the Court of Appeal of the Supreme Court of Victoria.	CAB 175
27 May 2026	The appellant files notice of appeal in the High Court of Australia.	CAB 177

Dated: 2 July 2026



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