

*BAO*  
v  
*MAO*  
[2024] HCASL 110  
S165/2023

- 1       The applicant seeks special leave to appeal from a decision of the Court of Appeal of the Supreme Court of New South Wales (Ward ACJ, Mitchelmore JA agreeing, White JA dissenting) allowing an appeal from a decision of the Supreme Court of New South Wales (Parker J). The application does not give rise to sufficient reason to doubt the correctness of the orders of the Court of Appeal to justify the grant of special leave to appeal. The application is therefore not a suitable vehicle to consider the nature of an equitable account of administration in common form or its operation as part of the rules of equitable set-off. The application does not otherwise raise any question of general importance suitable for special leave.
- 2       Special leave to appeal is refused with costs.

Gageler CJ  
Gordon J  
Edelman J  
Steward J  
Gleeson J  
Jagot J  
Beech-Jones J

11 April 2024