

DENG
v
THE AUSTRALIAN CAPITAL TERRITORY & ORS
[2024] HCASL 189
C6/2024

- 1 The applicant seeks special leave to appeal on two grounds from a judgment of the Court of Appeal of the Australian Capital Territory (McCallum CJ, Mossop and McWilliam JJ), which dismissed an appeal from a judgment of the Supreme Court of the Australian Capital Territory (Loukas-Karlsson J).
- 2 The first ground, concerning whether the remand orders were issued without jurisdiction, has no prospects of success. The second ground, concerning the scope of s 18(1) of the *Human Rights Act 2004* (ACT), has insufficient prospects of success and the proposed appeal is an unsuitable vehicle for the consideration of s 18(1).
- 3 Special leave to appeal is refused with costs.

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

8 August 2024