

*FARRANT*  
v  
*WESTPAC BANKING CORPORATION*  
[2025] HCADisp 131  
P10/2025

1       The applicant requires an extension of time within which to seek special leave to appeal from a judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Vaughan JJA) of 13 December 2024 ("the COA Judgment"), which dismissed an appeal against the judgment of the Supreme Court of Western Australia (Acting Master McDonald) of 29 August 2024, which in turn dismissed the applicant's applications for a stay of the proceedings (Order 1) and for summary judgment (Order 2), dismissed the applicant's counterclaim (Order 3), granted the respondent summary judgment (Order 4) and ordered the applicant to deliver up to the respondent vacant possession of an identified property (Order 5). The COA Judgment also discharged paragraph 1 of the orders of the Court of Appeal (Vaughan JA) made on 6 September 2024 which had stayed enforcement of Order 5 made on 29 August 2024.

2       The applicant's first application for special leave to appeal from the COA Judgment was refused on 3 April 2025: *Farrant v Westpac Banking Corporation* [2025] HCADisp 59.

3       On 6 May 2025, the applicant filed a second application for special leave to appeal from the COA Judgment. That application has no prospects of success. It is not in the interests of the administration of justice, either generally or in this case, for special leave to appeal to be granted. It would therefore be futile to grant the extension of time that is sought.

4       Special leave to appeal is refused.

Gordon J  
Beech-Jones J

7 August 2025