

QUBE RE SERVICES (NO.2) PTY LIMITED ABN 95320369982

v

MARTINUS RAIL PTY LIMITED ACN 117147645

[2025] HCADisp 172

S51/2025

- 1 The applicant seeks special leave to appeal from part of the judgment of the Court of Appeal of the Supreme Court of New South Wales (Gleeson JA, Payne JA and Griffiths A-JA) in which the Court of Appeal allowed an appeal from the Supreme Court of New South Wales (Parker J) that set aside parts of determinations made by an adjudicator under the statutory security of payments regime.
- 2 The proposed appeal does not have sufficient prospects of success to warrant a grant of special leave. Nor does it raise any question of law of general application or public importance.
- 3 Special leave is refused with costs.

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

7 August 2025