

*MORRIS*  
v  
*MUNICIPAL BUILDING SURVEYOR FOR THE CITY OF WHITEHORSE*  
& ANOR  
[2026] HCADisp 120  
M26/2026

- 1       The applicant requires an extension of time within which to seek special leave to appeal from the whole of the judgment of the Court of Appeal of the Supreme Court of Victoria (McLeish JA and J Forrest AJA), which dismissed an application for leave to appeal from the Supreme Court of Victoria (Harris J), which in turn dismissed an application for judicial review of a decision of the Building Appeals Board concerning a raised timber deck on the applicant's property.
- 2       The application for special leave to appeal has insufficient 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 accordingly be futile to grant the extension of time that is sought.
- 3       Special leave to appeal is refused.

Gordon J  
Beech-Jones J

11 June 2026