

KLH
v
NORTHERN NSW LOCAL HEALTH DISTRICT & ANOR
[2026] HCADisp 152
S71/2026

1 The applicant seeks to appeal, on an expedited basis, from the whole of
the judgment of the Court of Appeal of the Supreme Court of New South Wales
(Mitchelmore, Kirk JJA and Price AJA), which dismissed an appeal from
the Supreme Court of New South Wales (Lindsay J), which dismissed an
appeal from a determination made by the Mental Health Review Tribunal under
s 96(3)(b)(ii) of the *Mental Health Act 2007* (NSW).

2 The application does not raise any question of general principle and any
appeal, if leave were granted, has insufficient prospects of success to warrant a
grant of special leave. 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 expedition request that is sought.

3 Special leave to appeal is refused.

4 The application filed on 31 July 2026 for a stay of orders 1 to 6 and 8 made
by Lindsay J on 2 June 2026 and an injunction is dismissed.

Gordon J
Beech-Jones J

4 August 2026