

IN THE HIGH COURT OF AUSTRALIA

ADELAIDE REGISTRY

No. A30 of 2019

ON APPEAL FROM THE FULL COURT OF THE FEDERAL COURT OF AUSTRALIA

BETWEEN:

CXXXVIII

Appellant

and

THE COMMONWEALTH OF AUSTRALIA

First Respondent

AUSTRALIAN CRIMINAL INTELLIGENCE COMMISSION

Second Respondent

JEFFERY ANDERSON

Third Respondent



20

Amended

APPELLANT'S CHRONOLOGY OF PROCEDURAL EVENTS

Part I:

I certify that this chronology is in a form suitable for publication on the internet.

Part II:

30

No.	Event	Date
1.	<i>ACC Special Investigation Authorisation and Determination</i> <i>(High Risk Criminal Targets No 2) 2013</i> ("First Determination") is <u>made</u>	04.09.2013

Filed on behalf of the Appellant
ADDRESS FOR SERVICE
Patsouris & Associates Lawyers
82 Halifax Street
Adelaide SA 5000

Date of Filing
Tel (08) 8232 1993
Fax (08) 8232 1970
DX
Ref Harry Patsouris

2. *ACC Special Investigation and Determination (Highest Risk Criminal Targets No. 2) Amendment No. 1 of 2016* (“Second Determination”) is made 08.06.2016
3. The ACC approves a Project to investigate a Syndicate with whom the ACC asserts the Appellant is associated 23.03.2017
- 10 4. The Third Respondent (“Examiner Anderson”) issues a Summons (“First Summons”) to the Applicant requiring the Appellant to appear forthwith upon service before the Examiner at an examination, pursuant to section 28 of the *ACC Act* 25.06.2018 at 3:19pm
5. Examiner Anderson issues a Notice (“First Notice”) addressed to the Appellant requiring the Appellant to attend forthwith upon service before a member of the staff of the ACC and produce documents and things pursuant to section 21A of the *ACC Act* 25.06.2018 at 3:25pm
- 20 6. First Summons and First Notice is served on the Appellant at Adelaide Airport with the Summons requiring him to attend the hearing on that day [verbally he was instructed to attend at 2:30 pm] and pursuant to First Notice his mobile phone was handed over to the ACC officers 26.06.2018 at approx. 12:30pm
- 30 7. Attendance at ACC offices by Senior Counsel for the Appellant before the Third Respondent Examiner Anderson when Examiner Anderson was told that proceedings were being drawn up to be issued in the Federal Court 26.06.2018 at approx. 3-4.00pm
8. Appellant’s Originating Application dated 27 June 2018 27.06.2018

and Affidavit of Appellant dated 27 June 2018
lodged and filed

9. Examiner Anderson records reasons for the issue of a second Summons (“Second Summons”) to the Appellant requiring the Appellant to appear at 10:00 am on Tuesday 3rd of July pursuant to section 28 of the *ACC Act* 28.06.2018 at 1:39pm
10. Examiner Anderson records reasons for the extent to which the Second Summons sets out the general nature of the matters in relation to which the Appellant is to be questioned pursuant to section 28(3) of the *ACC Act* 28.06.2018 at 1:39pm
11. Examiner Anderson records reasons for inclusion of a notation in the Second Summons prohibiting disclosure pursuant to section 29A of the *ACC Act* 28.06.2018 at 1:39pm
12. Examiner Anderson issues Second Summons to the Appellant requiring the Appellant to appear at 10:00 am on Tuesday 3rd of July pursuant to section 28 of the *ACC Act* 28.06.2018 at 1:43pm
13. Examiner Anderson records reasons for the issue of a second Notice to Produce (“Second Notice”) addressed to the Appellant requiring the Appellant to attend forthwith upon service before a member of the staff of the ACC to produce documents and things pursuant to section 21A of the *ACC Act* 28.06.2018 at 2.26pm
14. Examiner Anderson records reasons for inclusion in the Second Notice of a notation prohibiting disclosure pursuant to section 21B of the *ACC Act* 28.06.2018 at 2:26pm
15. Examiner Anderson issues Second Notice to the Applicant 28.06.2018 at

to attend forthwith upon service before a member of the staff of the ACC and produce documents and things pursuant to section 21A of the *ACC Act*

2:31pm

16. Second Summons and Second Notice is served on the Applicant at the offices of his solicitor. A request is made for the Applicant to take possession of the phone previously seized pursuant to First Notice so that it can be re-seized pursuant to Second Notice

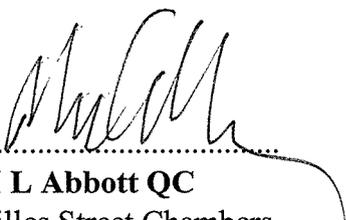
28.06.2018
at 3-4:00pm

17. Application in a Case to Amend the Originating Summons to include the events of the 28 June prepared but unable to be filed due to the Federal Court server being closed for maintenance

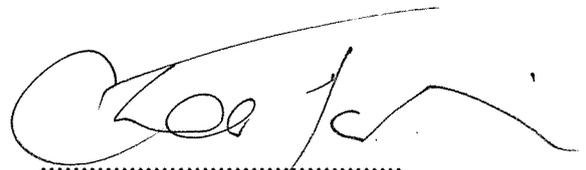
29.06.2018

18. Application in a Case and supporting Affidavit of Applicant's solicitor Mr Patsouris issued and served

02.07.2018


.....
M L Abbott QC
Gilles Street Chambers
Telephone: 8232 3146
michael@michaelabbott.com.au

5/12/19


.....
C Jacobi
Edmund Barton Chambers
Telephone: 0437 810 110
cjacobi@ebarchambers.com.au

10

20

30