

**IN THE HIGH COURT OF AUSTRALIA  
BRISBANE REGISTRY**

**NO. B37/16**

**BETWEEN**

**KJERULF AINSWORTH**  
First Appellant

AND

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**LISA MARTOO**  
Second Appellant

AND

**JOHN MORRIS**  
Third Appellant

AND

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**MARK LANG**  
Fourth Appellant

AND

**JOHN MAINWARING**  
Fifth Appellant

AND

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**MARTIN ALBRECH**  
First Respondent

AND

**BODY CORPORATE FOR VERIDIAN NOSSA RESIDENCES CTS 3404**  
Second Respondent

**APPELLANTS' CHRONOLOGY**

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**Part I:**

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

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**Part II:**

- 2005 Viridian Noosa Residences Community Titles Scheme 34034 established with 23 lots, and body corporate created
- 10 30.08.11 Annual General Meeting of Body Corporate – motion of First Respondent for exclusive use of common property and permission to carry out work defeated (after initially being carried 8 votes to 7)
- 23.01.12 Extraordinary general meeting of body corporate – Respondent’s motion considered passed 10 votes to 7
- 18.06.12 Adjudicator declares resolution invalid, as it was required to be passed without dissent
- 20 10.08.12 Respondent’s motion again considered by extraordinary general meeting and defeated (7 in favour, 7 against and one abstention)
- 24.09.12 Respondent applies to the Office of the Commissioner for Body Corporate and Community Management for an order for dispute resolution, and the matter was referred for adjudication
- 02.09.13 Adjudicator makes orders in Respondent’s favour
- 17.10.14 Appeal member of Queensland Civil and Administrative Tribunal allows appeal against decision of Adjudicator
- 30 06.11.15 Queensland Court of Appeal grants leave to appeal against the decision of the Appeal member, and allows appeal by the Respondent

Dated: 11 July 2016

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