



## Transcript of Proceedings

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Date 23/5/02

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

MUIR J

No 3785 of 2002

JEZER CONSTRUCTION GROUP  
PTY LTD (ACN 054 548 319)

Applicant

and

QLINE INTERIORS PTY LTD  
(ACN 076 840 518)

Respondent

BRISBANE

..DATE 14/05/2002

JUDGMENT

**WARNING:** The publication of information or details likely to lead to the identification of persons in some proceedings is a criminal offence. This is so particularly in relation to the identification of children who are involved in criminal proceedings or proceedings for their protection under the *Child Protection Act 1999*, and complainants in criminal sexual offences, but is not limited to those categories. You may wish to seek legal advice before giving others access to the details of any person named in these proceedings.

HIS HONOUR: In this matter, the applicant QLine Interiors is the respondent to an application by Jezer Construction Group Pty Ltd to set aside a statutory demand served on it by QLine.

The application to set aside the statutory demand was filed on 26 April returnable on 24 May 2002. QLine's application is that the Jezer application be heard forthwith. The matter came before me on 9 May when Mr Cooper SC appeared, and sought an adjournment in order to enable further material to be placed before the Court.

No further material has eventuated. Mr Tucker, who appeared for QLine then, submitted that the exercise by Jezer was plainly for the purposes of delay and was entirely lacking in substance. He submitted that if Jezer were genuine in its attempt to set aside the statutory demand one would expect an application for a stay of the Judgment on which the statutory demand was founded.

Jezer has not sought to put any further material before me and I am of the view that Mr Tucker's submission should be accepted. I have the application to set aside the statutory demand before me. I order that that application be dismissed.

I order that Jezer Construction Group Pty Ltd pay QLine Interiors Pty Ltd's costs of and incidental to the application to set aside the statutory demand and QLine



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Interiors Pty Ltd's application both to be assessed on the  
indemnity basis.

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