



Transcript of Proceedings

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State Reporting Bureau

Date: 17 April, 2003

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

JONES J

No 72 of 2002

RIGATO FARMS PTY LTD
ACN 010 025 448

Plaintiff

and

MAREEBA SHIRE COUNCIL

Defendant

CAIRNS

..DATE 14/04/2003

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: This is an application by the defendant for the joinder of two third parties being, respectively, the owner and driver of the tractor and slashing device which was being used by the defendant at the time at which it is alleged the fire broke out causing damage as alleged by the plaintiff.

On the material before me it seems appropriate for the defendant to have the opportunity to raise the claim in the context in which the plaintiff makes allegations against the defendant and in which the damages, if any, are to be quantified.

In the interest, then, of having all related issues determined in the one proceedings I will the order joining the third parties.

My orders will be in terms of the draft initialled by me and placed with the papers.
