



Transcript of Proceedings

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State Reporting Bureau
Date: 28 April, 2004

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

JONES J

Claim No 532 of 2003

NEAL LAWRENCE KEENAN

Applicant (Plaintiff)

and

QUICKSILVER CONNECTIONS LIMITED
(ACN 005 585 811)

Respondent (Defendant)

CAIRNS

..DATE 23/04/2004

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 plaintiff who claims damages for personal injuries in respect of two incidents, the first occurring on or about the 22nd of March 2000 and the second on or about the 16th of October 2000.

The initial claim dealt only with the first incident and the applicant now seeks to amend that claim to add a claim in respect of the second incident. The claims themselves are unrelated, but the injuries sustained do have a connection and the witnesses likely to be called at the trial in respect of each claim will be the same. There is obvious good sense therefore in the claims being dealt with in the one proceedings.

This application is made necessary because of the claimant's inability to comply strictly with the provisions of the WorkCover Act of 1996 which provides for certain pre-commencement steps to be taken before a claim can be made.

It is necessary for leave to be given for the action to be commenced, notwithstanding some of the steps have been taken. The detail of this does not need to be canvassed since the defendants agree that the additional claim should be added, and have signed a praecipe for a consent order to that effect.

I am satisfied that in all the circumstance it is appropriate for the claim to be amended and for the action to proceed as indicated.

I make orders by consent in terms of the draft initialled by
me and placed with the papers.

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