



Transcript of Proceedings

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State Reporting Bureau
Date: 13 September, 2004

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

JONES J

No 179 of 2004

THYMANIA PTY LTD,
SHARON JOANNE COLLINS and
CHRISTOPHER JOHN COLLINS

Applicants

and

THE COMMISSIONER OF POLICE

Respondent

CAIRNS

..DATE 07/09/2004

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: In the matter of Thymania and Others v.
Commissioner of Police I make the following orders:

1. That the search warrant issued on the 14th of April 2004 to PCSC Deborah Suzette Malone, and all officers of the Queensland Police Service, to search the Commonwealth Bank of Australia, Brisbane, for documents in relation to the applicants is invalid.
2. The documents seized pursuant to the execution of that warrant and presently held by the Registrar of the Supreme Court in Cairns be forthwith returned to the Commonwealth Bank of Australia, Brisbane.
3. The respondent pay the applicants' costs of and incidental to this application to be assessed on the standard basis.
