

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

P MCMURDO J

No BS12551 of 2009

IN THE MATTER OF QUEENSLAND RACING  
LIMITED

ACN 116 735 374

Applicant

ANTHONY HANMER

and

QUEENSLAND RACING LIMITED  
ACN 116 735 374

Respondent

BRISBANE

..DATE 19/11/2009

ORDER

HIS HONOUR: Further to my reasons for judgment published last Friday, and the further remarks I made on Friday afternoon, the annual general meeting of Queensland Racing Limited was adjourned on Tuesday, after the disposition of other business, for the purpose of disposing of this matter of the selection of directors.

I am informed that the meeting has been adjourned until 21 December 2009.

The parties are agreed now upon the orders which should be made for various abridgements of time for the taking of steps in this selection process.

I accept that it is proper in each case to exercise the power under section 1322(4) to abridge time, as is proposed by that draft order.

The power under that provision extends to time limits imposed other than by the Act, including limits imposed by the company's constitution. See *Re Tantalex Limited* [1986] 8 NSWLR 8 and *Re Phylogica Limited* (2004) 52 ACSR 159.

Accordingly, there will be orders in terms of that draft, which I've initialled and placed with the file.

...

There will be a further order dismissing the application filed on 18 November 2009 by Queensland Racing Limited, which had sought orders for the delivery up of material by Northern Recruitment Company Proprietary Limited

and its principal, Mr Mark Wilson.

It appears that those parties have agreed on an arrangement which makes that application unnecessary.

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