



Federal Court of Australia

District Registry: Victoria

Division: Fair Work

No: VID44/2023

**SALLY RUGG**

Applicant

**THE COMMONWEALTH OF AUSTRALIA AS REPRESENTED BY THE  
DEPARTMENT OF FINANCE**

First Respondent

**DR MONIQUE RYAN MP**

Second Respondent

### **ORDER**

**JUDGE:** JUSTICE MORTIMER

**DATE OF ORDER:** 17 February 2023

**WHERE MADE:** Melbourne

**UPON** the Commonwealth undertaking to continue to employ the applicant until 5.00 pm on Friday 3 March 2023 and make payment to her of paid miscellaneous leave pursuant to cl 43 of the Commonwealth Members of Parliament Staff Enterprise Agreement 2020-2023,

### **THE COURT ORDERS THAT:**

1. The name of the first respondent in this proceeding be amended to 'The Commonwealth of Australia as represented by the Department of Finance'.
2. The applicant's interlocutory application be adjourned to 10.15 am on 3 March 2023.
3. Subject to further order, and until the conclusion of any hearing on 3 March 2023, on the grounds that it is in the interests of the administration of justice to allow the parties to continue to negotiate a resolution to the proceeding in a confidential manner, no access be granted to any non-party to documents filed in the proceeding, with the exception of the originating application, any notice of acting and any orders made by the Court.
4. Any interlocutory application made in this proceeding is to be referred to the Chambers of Justice Mortimer on the basis that the interlocutory application is part-heard.



5. Liberty to the parties to apply on 24 hours' notice to the other parties.

Date that entry is stamped: 17 February 2023

*Sia Lagos*  
Registrar