



Federal Court of Australia  
District Registry: New South Wales  
Division: General

No: NSD388/2021

**GARY NEWMAN**  
Applicant

**MINISTER FOR HEALTH AND AGED CARE**  
Respondent

### **ORDER**

**JUDGE:** JUSTICE THAWLEY

**DATE OF ORDER:** 10 May 2021

**WHERE MADE:** Sydney

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

1. Pursuant to s 17(4) of the *Federal Court of Australia Act 1976* (Cth), to the extent that any legislation, order or other instrument operates to limit or exclude members of the public from being able to attend the hearing of this proceeding, the sitting of the Court continue notwithstanding the inability of members of the public to be physically present.
2. Unless the Court otherwise orders, no person, being a member of the public, who is observing the hearing of the proceeding by accessing any audio or video link, including by link to the Cisco platform may:
  - (a) make any audio or video recording or photograph of the hearing or any part of it; or
  - (b) participate in, or interrupt, the hearing,

provided that nothing in this order shall prevent any person, based on what he or she has seen or heard during the hearing:

- (a) making his or her own notes or record of the proceeding; or
- (b) publishing a fair report of the proceeding.



3. The Court notes that a contravention of order 2 may constitute a contempt of court and be punishable by imprisonment, fine and / or sequestration of property.
4. Prayers 1 and 2 of the originating application be dismissed.

Date that entry is stamped: 10 May 2021

*Sia Lagos*  
Registrar