



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD206/2021

CHARLES CHRISTIAN PORTER

Applicant

AUSTRALIAN BROADCASTING CORPORATION and another/others named in the
schedule

Respondent

ORDER

JUDGE: JUSTICE JAGOT

DATE OF ORDER: 28 July 2021

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. Order 1 of the orders made by Justice Jagot on 10 May 2021 be substituted with the following:

Subject to order 4, pursuant to s37AI of the *Federal Court of Australia Act 1976* (Cth) (the **FCA Act**) Schedules 1, 2 and 3 of the defence dated 4 May 2021 and paragraphs 2(ll) to (pp) and 8 of the reply dated 4 May 2021 (the **interim suppressed information**) not be:

- a. disclosed; and/or
- b. published

other than: (i) by a party to the proceeding to their legal representatives, (ii) by the legal representatives of a party to the proceeding to the party, (iii) between the parties to the proceeding, (iv) between the legal representatives of a party to the proceeding, for the purpose of the conduct of the proceeding, (v) by a party to counsel for the applicant, counsel for the second respondent and the legal representatives of the first respondent in proceedings NSD 426 of 2021, and (vi) subject to order 1A below, by the Court to Tammy McPherson of the South Australian Coroner's Court.



- 1A. Pending further or other order, the unredacted defence provided to Tammy McPherson of the South Australian Coroner's Court may be disclosed by Ms McPherson to the South Australian State Coroner and Senior Counsel Assisting the State Coroner, Stephen Plummer, and such other persons as each of them may authorise for the purpose of the investigation into the death of a person referred to in the unredacted defence.

Date that entry is stamped: 28 July 2021

Sia Lagos
Registrar



Schedule

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Second Respondent LOUISE MILLIGAN