



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD215/2019

**THE OWNERS - STRATA PLAN 87231**

Applicant

**3A COMPOSITES GMBH**

Cross-Claimant

**3A COMPOSITES GMBH**

Respondent

**HALIFAX VOGEL GROUP PTY LIMITED**

Second Respondent

**PRESTIGE APARTMENTS AUSTRALIA PTY LTD ACN 140 808 180**

Cross Respondent

**MODERNISE INSTALLATIONS PTY LTD ACN 139 299 415**

Second Cross Respondent

**VICTOR ROBERT BRYCE LAKE & ASSOCIATES PTY LTD ACN 060 744 729**

Third Cross Respondent

**RAMANATHAN SHANMUGANANTHAN**

Fourth Cross Respondent

**LAWTOW PTY LTD 085 480 691**

Fifth Cross Respondent

**RONNSTAR PTY LTD ACN 085 480 646**

Sixth Cross Respondent

**ORDER**

Registrar: REGISTRAR CRIDLAND

Date of Order: 26 November 2021

Where made: Sydney (in Chambers)

**BY CONSENT, THE COURT ORDERS THAT:**

1. Leave be granted to the Cross Respondents to the Cross Claim to inspect and copy in the Registry, the documents produced in accordance with the subpoenas addressed to Bayside Council (Packet S1) to which general access was granted to the Respondents after first access was granted to the Applicant on 1 May 2019.
2. Leave be also granted to the solicitors for the parties to uplift these documents for the purposes of inspection and copying, on the following conditions:



- a) If original documents rather than copies have been produced, the solicitor provides to the Registry a letter of consent from the person to whom the subpoena is addressed.
- b) Documents not leave the custody of the solicitor, or counsel instructed by the solicitor except for provision to a professional copying service provider to make copies of any documents produced on the undertaking of that service provider to the solicitor requesting the copies that it make copies and return the documents to that solicitor within 24 hours of their collection from the solicitor..
- c) Documents be returned to the Registry in the same condition, order and packaging as when uplifted.
- d) Documents be returned promptly and, in any event, when an officer of the Registry so requests.

**Date that entry is stamped: 26 November 2021**

  
Registrar

Subsection 35A (5) of the *Federal Court of Australia Act 1976* (the *Act*) provides that a party to proceedings in which a Registrar has exercised any of the powers of the Court under subsection 35A (1) of the Act may, within the time prescribed by the Rules of Court, or within any further time allowed in accordance with the Rules of Court, apply to the Court to review that exercise of power.

Rule 2.02(3) of the *Federal Court (Bankruptcy) Rules 2016* provides that, subject to any direction by the Court to the contrary, an application under subsection 35A(5) of the Act for review of the exercise of a power of the Court by a Registrar under subsection 35A(1) of the Act must be made by filing an interim application in accordance with Form B3 within 21 days after the day on which the power was exercised.