



Federal Court of Australia
District Registry: Western Australia
Division: Fair Work

No: WAD542/2016

FRANK SHEEHAN
Applicant

THIESS PTY LTD
Respondent

ORDER

REGISTRAR: REGISTRAR BENTER

DATE OF ORDER: 29 July 2019

WHERE MADE: Perth

THE COURT ORDERS THAT:

1. Leave be granted to the parties to inspect and copy in the Registry, the documents produced in accordance with the Subpoena for Production to Produce addressed to the following person:

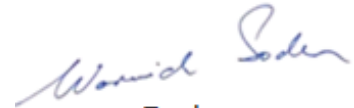
The Proper Officer, Bechtel (Western Australia) Pty Ltd

2. Leave be also granted to the solicitors for the parties to uplift the documents, for the purposes of inspection and copying, on the following conditions:
 - (i) The documents not leave the custody of the solicitor, or counsel instructed by the solicitor.
 - (ii) The documents be returned to the Registry in the same condition, order and packaging as when uplifted.
 - (iii) The documents be returned promptly and, in any event, when an officer of the Registry requests.
3. The Applicant for this order notify any party not appearing today of this order.
4. The Registrar may, in the Registrar's discretion, return to the addressee of the subpoena any document on giving the issuing party 14 days' notice of the intention to do so.



5. The Subpoena for Production addressed to The Proper Officer, Bechtel (Western Australia) Pty Ltd stand over to 7 August 2019 at 2.00pm.

Date that entry is stamped: 29 July 2019.


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 3.11 provides that a party may apply to the Court under subsection 35A (5) of the Act for review of the exercise of a power of the Court by a Registrar and that any application must be made within 21 days after the day on which the power was exercised. A party seeking a review can apply to the Court to dispense with any requirement of the Rules (Rule1.34).