



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: M30/2020
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Important Information

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**IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY**

**ON APPEAL FROM
THE FULL COURT OF THE FEDERAL COURT OF AUSTRALIA**

BETWEEN: **MINISTER FOR HOME AFFAIRS**
First Appellant

COMMONWEALTH OF AUSTRALIA
Second Appellant

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AND: **DJA18 AS LITIGATION
REPRESENTATIVE FOR DIZ18**
Respondent

APPELLANTS' CHRONOLOGY

20 **Part 1:**

1. This chronology is in a form suitable for publication on the Internet.

Part 2:

The following acronyms are used in the following table:

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- **CSAG** – Statement of Agreed Facts common to all proceedings (Common Statement of Agreed Facts)
- **DIZ18 SAG** – Statement of Agreed Facts in DIZ18
- **ABFM** – Joint Appellants' Book of Further Material
- **FC** – Reasons for judgment of the Full Court of the Federal Court

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Date	Event	Reference in evidence
10 Sept 2012	Minister for Immigration and Citizenship designates the Republic of Nauru as a Regional Processing Country under s 198AB(1) of the <i>Migration Act 1958</i> (Cth).	FC [19] CSAG [1], ABFM 260

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	2012 - present	Commonwealth enters into contract with various entities for the provision of services on Nauru, including for the provision of health services, security services, education services and other support services.	FC [24]-[25] CSAG [6]-[7], ABFM 261-262
10	3 Aug 2013	Commonwealth and Nauru sign a Memorandum of Understanding relating to the transfer to and assessment of persons in Nauru.	FC [19] CSAG [2], ABFM 260
20	13 Sep 2013	DIZ18's father and mother, DJA18 and DJB18, are taken to Nauru by officers of the Commonwealth. On their arrival in Nauru, they are granted a Nauru Regional Processing Visa.	FC [65] DIZ18 SAG [22]-[23], ABFM 325
30	11 Apr 2014	Commonwealth Secretary of the Department of Immigration and Border Protection and the Nauruan Secretary of the Department of Justice and Border Control sign 'Administrative Arrangements for Regional Processing and Settlement Arrangements in Nauru'.	FC [22] CSAG [5], ABFM 261
	15 Jul 2014	DJA18 and DJB18 are determined to be refugees by the Nauruan government. Thereafter, they reside in the Nauruan community.	FC [67] DIZ18 SAG [25], ABFM 325
40	5 Jun 2016	DIZ18 is born on Nauru.	FC [64] DIZ18 SAG [21], ABFM 325
	22 Nov 2016	DIZ18 is recognised on Nauru as a refugee.	FC [68] DIZ18 SAG [31], ABFM 326
50	14 Jun 2018	DIZ18, with DJB18, is transported to Port Moresby, Papua New Guinea (PNG) for medical treatment.	FC [72] DIZ18 SAG [38], ABFM 326

	29 Jun 2018	DIZ18 commences proceedings in the Federal Court by filing an originating application, statement of claim, application for urgent interlocutory relief, and affidavit material.	FC [74] DIZ18 SAG [41], ABFM 326 ABFM 136
10	3 July 2018	Murphy J of the Federal Court makes orders requiring that, as soon as reasonably practicable and within 48 hours, DIZ18 and DJB18 be brought to Australia from PNG. His Honour also makes orders that DJA18 be brought to Australia from Nauru by 6 July 2018	FC [74] DIZ18 SAG [41], ABFM 327
20	4 July 2018	DIZ18 and her mother arrive in Australia having been brought by the Commonwealth from PNG under s 198B. DJA18 also arrives in Australia having been brought by the Commonwealth from Nauru under s 198B.	FC [75] DIZ18 SAG [42], ABFM 327
30	1 Mar 2019	Griffiths J of the Federal Court orders that questions in this matter, and the related matters, be heard separately from other questions. The matter is to be heard by a Full Court of the Federal Court.	
40	1 Mar 2019	DIZ18 files an Amended Statement of Claim.	DIZ18 SAG [43], ABFM 327 ABFM 153
	19 Mar 2019	The appellants file a Defence.	FC [76] DIZ18 SAG [44], ABFM 327 ABFM 168

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2 Apr 2018	DIZ18 files a Reply.	FC [77] DIZ18 SAG [45], ABFM 327 ABFM 185
9 Apr 2018	The appellants file a Rejoinder to the Reply.	FC [77] DIZ18 SAG [46], ABFM 327 ABFM 190
7-8 May 2019	Hearing on the separate questions takes place before the Full Court.	
28 Aug 2019	Judgment on the separate questions is given by the Full Court.	Core Appeal Book, p 5
20 Mar 2020	Special leave to appeal granted by Kiefel CJ and Nettle J	Core Appeal Book, p 126

Dated: 8 May 2020



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