



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: S135/2023
File Title: Greylag Goose Leasing 1410 Designated Activity Company &
Registry: Sydney
Document filed: Form 27B - Appellant's chronology
Filing party: Appellants
Date filed: 07 Dec 2023

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

Form 27B – Appellant’s chronology

Note: see rule 44.02.3.

S135/2023

IN THE HIGH COURT OF AUSTRALIA
SYDNEY REGISTRY

BETWEEN:

Greylag Goose Leasing 1410
Designated Activity Company
First Appellant

Greylag Goose Leasing 1446
Designated Activity Company
Second Appellant

and

P.T. Garuda Indonesia Ltd
Respondent

APPELLANTS’ CHRONOLOGY

Part I:

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

Part II:

| No. | Date | Event | Source/ Reference |
|-----|------|---|----------------------|
| 1. | | The Respondent, an Indonesian corporation, is registered under Div 2 of Pt 5B.2 of the <i>Corporations Act 2001</i> (Cth) as a foreign company. | CAB 33, CA [2] |

| No. | Date | Event | Source/ Reference |
|-----|-------------------|---|---------------------------------|
| 2. | 2 April 2019 | The Appellants are companies incorporated in the Republic of Ireland | CAB 7, PJ [1] CAB 33, CA [1] |
| 3. | 15 June 2022 | The First Appellant issued a demand pursuant to s 585 of the <i>Corporations Act</i> on the Respondent with respect to amounts said by the First Appellant to be owing to it. That amount was US\$193,003,254.55. | CAB 34, CA [8] |
| 4. | 15 June 2022 | The Second Appellant issued a demand pursuant to s 585 of the <i>Corporations Act</i> on the Respondent with respect to certain amounts said by the Second Appellant to be owing to it. That amount was US\$224,968,492.29. | CAB 34, CA [8] |
| 5. | 15 August 2022 | The Appellants commenced proceedings in the Supreme Court of New South Wales by way of originating process seeking orders that the Respondent be wound up “on the basis that it is unable to pay its debts or otherwise that it is just and equitable to do so” | CAB 7, PJ [1] CAB 34, CA [5] |
| 6. | 22 September 2022 | The Respondent filed a notice of motion in the Supreme Court of New South Wales seeking a declaration that the Court had no jurisdiction over it by reason of s 9 of the <i>Foreign States Immunities Act 1985 (Cth)</i> | CAB 7, PJ [2] CAB 34, CA [6] |

| No. | Date | Event | Source/ Reference |
|-----|------------------|---|------------------------------|
| 7. | 28 November 2022 | Hammerschlag CJ in Eq delivered judgment in <i>Greylag Goose Leasing 1410 Designated Activity Company v P.T. Garuda Indonesia Ltd</i> [2022] NSWSC 1623 and made orders setting aside the originating process | CAB 14, PJ [37] CAB 15 |
| 8. | 27 February 2023 | The Appellants filed a Notice of Appeal in the Court of Appeal of the Supreme Court of New South Wales | CAB 17-21 |
| 9. | 6 April 2023 | The Appellants filed a Summons Seeking Leave to Appeal | CAB 22-25 |
| 10. | 14 June 2023 | Bell CJ, Meagher JA and Kirk JA delivered judgment in <i>Greylag Goose Leasing 1410 Designated Activity Company v P.T. Garuda Indonesia Ltd</i> [2023] NSWCA 134 and made orders dismissing the appeal | CAB 56, CA [78] CAB 58-59 |

Dated 7 December 2023



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