



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 04 Jun 2021 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number: S63/2021
File Title: Tapp v. Australian Bushmen's Campdraft & Rodeo Association
Registry: Sydney
Document filed: Form 27B - Appellant's chronology
Filing party: Appellant
Date filed: 04 Jun 2021

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.

IN THE HIGH COURT OF AUSTRALIA
SYDNEY REGISTRY

ON APPEAL FROM THE COURT OF APPEAL
 OF THE SUPREME COURT OF
 NEW SOUTH WALES

No. S63 of 2021

BETWEEN:

EMILY JADE ROSE TAPP

Appellant

10

and

AUSTRALIAN BUSHMEN'S CAMPDRAFT & RODEO ASSOCIATION LIMITED

ACN 002 967 142

Respondent

APPELLANT'S CHRONOLOGY

Part I:

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

Part II:

Date	Event	Reference
1991	Appellant is born	CAB 8
1996	Appellant began riding horses at aged 5 years	CAB 10, 11, 94
1997	Appellant began participating in Campdrafting events at aged 6 years	CAB 10, 94
1998 – 2008	Appellant competes in Juvenile Campdraft and then Junior Campdraft events run by NR Campdraft Association and WA Campdraft Association	CAB 10
From about 2003	Appellant participates in ABCRA events in NSW and QLD	CAB 10, 11 and 12
13 December 2010	Entries for the Ellerston Campdraft opened	CAB 19
5 January 2011	Mr Ben Tapp arrives at Ellerston with the horses	CAB 19

7 January 2011	Campdraft at Ellerston commences	CAB 8,19
7 January 2011	Rain at Ellerston	CAB 19
7 January 2011	Appellant arrives at Ellerston in the afternoon	CAB 15
Evening of 7 January 2011	Arena at Ellerston renovated	CAB 19, 20
8 January 2011	Appellant watched her father (Mr Ben Tapp) complete two runs	CAB 15
8 January 2011 at 11 am	Appellant competes twice in the Ladies campdraft event	CAB 15
8 January 2011 at around 5 pm	Open Campdraft event commenced	CAB 15, 23
8 January 2011 after commencement of the Open Campdraft event	The appellant's father (Mr Ben Tapp) offered his place in the Open Campdraft to the appellant	CAB 15
8 January 2011 after 5 pm	Appellant warms up on Xena Lena for Open Campdraft	CAB 16
8 January 2011 after 5 pm	Mr Darren Shorten (#17) falls from horse competing in Open Campdraft	CAB 27
8 January 2011 at 6:14pm	Mr Nick Clydesdale (# 65) falls from horse competing in the Open Campdraft	CAB 27
8 January 2011 Midway through the Open Campdraft	Mr Darren Shorten approached by another competitor Mr John Stanton. The Campdraft is stopped, Mr Shorten speaks to the judge Mr Jack Gallagher who concludes that the event should proceed, and the Open Campdraft is recommenced	CAB 23-24
8 January 2011 at 6:22pm	Mr Adam Sadler falls from horse competing in the Open Campdraft	CAB 24
8 January 2011 at 6:36pm	Mr Pat Gillis (#82) falls from horse competing in the Open Campdraft	CAB 24, 27
8 January 2011 at 6.58 pm	Mr Brad Piggot (#98) falls from horse competing in the Open Campdraft	CAB 27
8 January 2011 after 6.58 pm	Mr Darren Shorten spoke with Mr Adam Sadler and Mr Pat Gillis. Mr John Stanton approaches	CAB 23, 24

	Mr Darren Shorten for a second time. The Open Campdraft is stopped for a second time	
8 January 2011 after 6.58 pm	Mr Darren Shorten again speaks to Mr Jack Gallagher, and to Mr Allan Young and Mr Wayne Smith, and a decision is made that the event should proceed	CAB 24
8 January 2011 after 6.58 pm	Announcement made over the loudspeaker that riders who withdraw will get their money back, and the Open Campdraft is recommenced	CAB 24, 25
8 January 2011 after 6.58 pm	At least one other competitor commences their run	CAB 27
8 January 2011 after 6.58 pm	Appellant (#101) enters the cut out yard, and then the arena, where the Appellant's horse slipped and fell, causing severe injury to the Appellant	CAB 16
9 March 2018	Amended Statement of Claim filed	
27 April 2018	Reply filed	
2 October 2018	Amended Defence to Amended Statement of Claim filed	
30 April 2018	Hearing commences before Lonergan J	CAB 6
4 November 2019	Judgment delivered by Lonergan J (<i>Tapp v Australian Bushmen's Campdraft & Rodeo Association Ltd</i> [2019] NSWSC 1506)	CAB 5 -76
3 February 2020	Appellant filed Notice of Appeal	CAB 77
17 June 2020	Appellant filed Amended Notice of Appeal by consent	CAB 77-84
21 July 2020	Hearing in the Court of Appeal	CAB 86
23 October 2020	NSWCA judgment (<i>Tapp v Australian Bushmen's Campdraft & Rodeo Association Ltd</i> [2020] NSWCA 263)	CAB 86 - 150
20 November 2020	Applicant filed Application for Special Leave to Appeal with the High Court of Australia seeking leave to appeal from the NSWCA judgment	

16 April 2021	High Court of Australia grants special leave to appeal	CAB 168
29 April 2021	Appellant filed and served Notice of Appeal	CAB 171- 172

Dated: 4 June 2021



D F Jackson QC
(02) 9151 2009
jacksonqc@newchambers.com.au



D F Villa SC
(02) 9151 2006
villa@newchambers.com.au



JA Hillier
(02) 9223 8088
hillier@counsel.net.au