

BETWEEN:

IAN MAURICE FERGUSON
Plaintiff

and

10 **MARCUS WILLIAM AYRES, STEPHEN JAMES PARBERY AND**
MICHAEL ANDREW OWEN IN THEIR CAPACITIES AS LIQUIDATORS OF
QUEENSLAND NICKEL PTY LTD (IN LIQ) ACN 009 842 068
Defendants

SUBMISSIONS FOR THE ATTORNEY-GENERAL FOR
THE STATE OF QUEENSLAND (INTERVENING)

20

PART I: Internet publication

1. These submissions are in a form suitable for publication on the internet.

PART II: Basis of intervention

2. The Attorney-General for the State of Queensland ('the Attorney-General')
intervenes in these proceedings in support of the defendants pursuant to s 78A of the
30 *Judiciary Act 1903* (Cth).

PART III: Reasons why leave to intervene should be granted

3. Not applicable.

PART IV: Statutory provisions

4. The Attorney-General adopts the first defendants' statement of applicable legislative
40 provisions in the related matter of *Palmer v Ayres & Ors as liquidators of*

Intervener's submissions

Filed on behalf of the Attorney-General for the
State of Queensland
Form 27C

Dated: 3 November 2016

Per Wendy Ussher

Ref PL8/ATT110/3540/UWE

Document No: 6791509



GR Cooper
CROWN SOLICITOR
11th Floor, State Law Building
50 Ann Street, Brisbane 4000
DX 40121 Brisbane Uptown

Telephone 07 3239 6328

Facsimile 07 3239 3456

PART V: Submissions

5. The Attorney-General adopts generally her submissions in *Palmer v Ayres*.

10 6. In relation to the plaintiff’s supplementary submissions² to the fifth argument of the plaintiff in *Palmer v Ayres*,³ the Attorney-General adopts the submissions of the Attorney-General of the Commonwealth at [68] to [90].

PART VI: Oral argument

7. The Attorney-General estimates that no more than a total of twenty minutes will be required for oral argument in relation to this matter and *Palmer v Ayres* combined.

20 Dated 3 November 2016.



.....
Peter Dunning QC
Solicitor-General

30 Telephone: 07 3218 0630
Facsimile: 07 3218 0632
Email: solicitor.general@justice.qld.gov.au



.....
A D Keyes
Counsel for the Attorney-General for the
State of Queensland

40 Telephone: 07 323 96190
Facsimile: 07 3239 0407
Email: Tony.Keyes@justice.qld.gov.au

¹ First defendants’ submissions in *Palmer v Ayres*, [9].
² Plaintiff’s submissions, [16]-[34].
³ Plaintiff’s submissions in *Palmer v Ayres*, [62]-[74].