

IN THE HIGH COURT OF AUSTRALIA

REGISTRY

NO. 66 OF 1983

BETWEEN: THE COMMONWEALTH OF AUSTRALIA AND
THE ATTORNEY-GENERAL OF THE
COMMONWEALTH

Plaintiffs

AND: THE STATE OF TASMANIA

First Defendant

THE HONOURABLE ROBIN GRAY

Second Defendant

HYDRO-ELECTRIC COMMISSION

Third Defendant



ELIZABETH THE SECOND, by the Grace
of God Queen of Australia and Her
other Realms and Territories, Head
of the Commonwealth

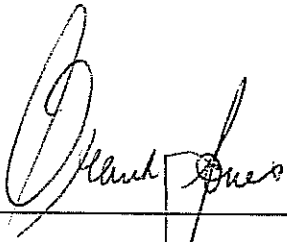
TO: THE STATE OF TASMANIA
THE HONOURABLE ROBIN GRAY
HYDRO-ELECTRIC COMMISSION

WE COMMAND you that within twenty one (21) days after
the service of this Writ on you, inclusive of the day of
such service, you do cause an appearance to be entered for
you in our High Court of Australia in an action at the suit
of the Commonwealth of Australia and the Attorney-General
of the Commonwealth AND TAKE NOTICE that, in default of your

so doing, the plaintiffs may proceed therein, and judgment may be given in your absence.

WITNESS the Right Honourable Sir Harry Talbot Gibbs G.C.M.G., K.B.E. Chief Justice of Australia the 6th day of April in the year of Our Lord one thousand nine hundred and eighty three.




REGISTRAR

N.B. This Writ is to be served within twelve calendar months from the date thereof, or if renewed, within six calendar months from the date of the last renewal, including the day of such date, and not afterwards.

Appearances to this Writ may be entered by the defendants either personally or by solicitor at the Registry of the High Court at Canberra.

ENDORSEMENT OF CLAIM

The Plaintiffs seek relief as set out hereunder

- (a) an injunction restraining the defendants from causing or permitting the carrying out of the works referred to in paragraphs 17 and 18 of the Statement of Claim delivered herewith.

- (b) a mandatory injunction requiring the second defendant to take all steps necessary to give a written direction to the third defendant pursuant to section 15B of the Hydro-Electric Commission Act 1944 (Tas.) to refrain from continuing the said works;
- (c) a declaration that, in so far as the Hydro-Electric Commission Act 1944 (Tas.) and the Gordon River Hydro-Electric Power Development Act 1982 (Tas.) purport to authorise the third defendant to carry out the said works, they are inconsistent with the National Parks and Wildlife Conservation Act 1975 (Cth.) and the Regulations made thereunder, and are invalid.
- (d) such further or other relief as the Court may deem meet.

This Writ was issued by Bernard Joseph O'Donovan Crown Solicitor for the Commonwealth and Solicitor for the Plaintiffs. His address for service is Administrative Building, Parkes, A.C.T.



B. J. O'Donovan
(B.J. O'Donovan
Crown Solicitor
for the Commonwealth)

IN THE HIGH COURT OF AUSTRALIA
REGISTRY

No. 6 of 1983

BETWEEN:

THE COMMONWEALTH OF AUSTRALIA
AND THE ATTORNEY-GENERAL OF
THE COMMONWEALTH

Plaintiffs

AND:

THE STATE OF TASMANIA

First Defendant

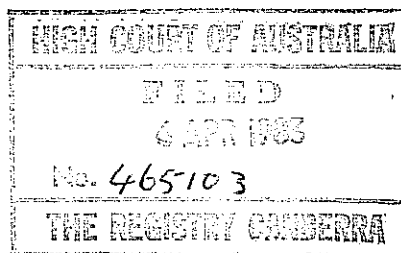
THE HONOURABLE ROBIN GRAY

Second Defendant

HYDRO-ELECTRIC COMMISSION

Third Defendant

WRIT OF SUMMONS



B.J. O'Donovan
Crown Solicitor for
the Commonwealth
Administrative Building
PARKES A.C.T. 2600
Tel: 612776