



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 12 Dec 2022 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: M80/2022
File Title: Attorney-General for the Commonwealth v. Benbrika & Ors
Registry: Melbourne
Document filed: Form 3 - Order
Filing party: HCA
Date filed: 12 Dec 2022

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.

Attorney-General of the Commonwealth
Applicant

And

Abdul Nacer Benbrika
First Respondent

Minister for Home Affairs
Second Respondent

Commonwealth of Australia
Third Respondent

ORDER

JUSTICE: Justice Steward
DATE GIVEN: 7 December 2022
INITIATING PROCESS: Application for removal

BY CONSENT THE COURT ORDERS THAT:

1. Compliance with the rules in Part 26 of the *High Court Rules 2004* (Cth) is dispensed with to the extent those rules apply to the applicant's application for removal filed 18 November 2022.
2. Pursuant to section 40 of the *Judiciary Act 1903* (Cth), the cause pending between the first respondent and the second and third respondents in the Federal Court of Australia that is proceeding VID 575 of 2022 be removed into the High Court of Australia.

This order was prepared by the Registry

3. The applicant file and serve a notice in the cause removed under s 78B of the *Judiciary Act 1903* (Cth) by 4pm on 19 December 2022.
4. The applicant file any agreed special case by 4pm on 22 February 2023.
5. The matter be listed for directions on a date to be fixed.

DATE AUTHENTICATED: 12 December 2022



Deputy Registrar