# IN THE HIGH COURT OF AUSTRALIA SYDNEY REGISTRY

No. S263 of 2012

BETWEEN:

#### CASTLE CONSTRUCTIONS PTY LIMITED

Appellant

and

HIGH COURT OF AUSTRALIA

FILED

- 3 OCT 2012

THE REGISTRY SYDNEY

SAHAB HOLDINGS PTY LTD First Respondent

Telephone: (02) 9929 2066

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Ref: George Germanos

REGISTRAR-GENERAL Second Respondent

#### APPELLANT'S CHRONOLOGY

## Part I: Internet publication

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

### Part II: Events

Date	Event	Appeal Book Reference
26 October 1921	By Transfer A752953, Mr and Mrs Middleton transfer to Mr Davis 69 Strathallen Avenue, Northbridge ("Strathallen") and grant in favour of Strathallen a right of way over 134 Sailors Bay Road, Northbridge ("Sailors Bay")	
8 September 1960	The executors of the Middletons sell Sailors Bay	
21 June 2001	The Appellant ("Castle") becomes the registered proprietor of Sailors Bay	
7 September 2001	Castle lodges with the Registrar-General a request seeking cancellation of the right of way	

8 October 2001	The Registrar-General sends the registered proprietors of Strathallen (Mr and Mrs Howard) notice of his intention to remove the right of way from the Register; the Howards do not object	
22 November 2001	The Registrar-General expunges the right of way from the Register and issues a fresh certificate of title to Castle	
10 April 2007	The First Respondent ("Sahab") becomes the registered proprietor of Strathallen with full knowledge that the right of way had been extinguished in 2001	
25 September 2008	Sahab lodges with the Registrar-General a request seeking restoration of the right of way to the Register	
2 October 2008	The Registrar-General declines Sahab's request	

Dated: 2 October 2012

Martin Einfeld

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