

INQUIRY INTO THE CENTENARY HOUSE LEASE

Before the Hon David Hunt AO QC

Held at Level 5, 55 Market Street, Sydney

On Friday, 1 October 2004  
(Day 29)

1 THE COMMISSIONER: I make the following orders:  
2  
3 The claim for public interest immunity is upheld in  
4 relation to Document 48 referred to in the second  
5 affidavit of Dr Shergold.  
6  
7 The Department of Finance and Administration is:  
8  
9 excused from its perceived obligation to comply with  
10 the Notices to Produce directed to it in  
11 relation to Documents 9, 20-21, 23-24 and  
12 44-46 referred to in that affidavit; and  
13  
14 ordered to produce Document 49 referred to  
15 in that affidavit for my inspection as a  
16 preliminary step towards the final exercise  
17 of balancing the competing public interests  
18 and the decision as to whether its claim  
19 for immunity should be upheld or rejected.  
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21 The document must be produced on or before Thursday next,  
22 7 October 2004.  
23  
24 In the event that the Commonwealth applies to a court of  
25 competent jurisdiction on or before Wednesday next,  
26 6 October 2004, to have the order for inspection reviewed,  
27 the filing of such an application will operate as a stay  
28 of that order until further order.  
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30 I publish my reasons.  
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