

## NOTICE OF FILING

### Details of Filing

Document Lodged:	List of Authorities
Court of Filing	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	16/04/2024 4:01:17 PM AEST
Date Accepted for Filing:	16/04/2024 4:01:22 PM AEST
File Number:	VID829/2023
File Title:	JAN MAREK KANT v THE AUSTRALIAN INFORMATION COMMISSIONER
Registry:	VICTORIA REGISTRY - FEDERAL COURT OF AUSTRALIA



*Sia Lagos*

Registrar

### Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. 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.

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IN THE FEDERAL COURT OF AUSTRALIA  
DISTRICT REGISTRY: VICTORIA REGISTRY  
DIVISION: GENERAL

NO. VID 829 OF 2023

JAN MAREK KANT  
Applicant

AUSTRALIAN INFORMATION COMMISSIONER  
Respondent

### RESPONDENT'S LIST OF AUTHORITIES AND LEGISLATION

CASES		
No.	Case	Passages to be read
1.	<i>AIT18 v Australian Information Commissioner</i> (2018) 267 FCR 93	[85]
2.	<i>Bank of New South Wales v The Commonwealth</i> (1948) 76 CLR 1	370
3.	<i>Cachia v Hanes</i> (1994) 176 CLR 403	417
4.	<i>Dye v Commonwealth Securities Limited</i> [2010] FCA 720	[298]
5.	<i>Fencott v Muller</i> (1983) 152 CLR 570	606-607
6.	<i>Fraser Henleins Pty Ltd v Cody</i> (1945) 70 CLR 100	127
7.	<i>Gray v Sirtex Medical Ltd</i> [2011] FCAFC 40	[15] and [16]
8.	<i>Kalaba v Commonwealth of Australia</i> [2004] FCA 763	[6]
9.	<i>LPDT v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs</i> [2024] HCA 12	[7]
10.	<i>Martin v Norton Rose Fulbright Australia</i> (2021) 289 FCR 369	[190] to [195]
11.	<i>R v Australian Broadcasting Tribunal; Ex parte Hardiman</i> (1980) 144 CLR 13	
12.	<i>Sands v State of South Australia</i> [2013] SASC 44	[614]
13.	<i>Scott v Handley</i> (1997) 79 FCR 236; <i>Giddings v Australian Information Commissioner</i> [2017] FCAFC 225	[40]
14.	<i>Smethurst v Commissioner of the Australian Federal Police</i> (2020) 272 CLR 177	[48]

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File ref: 23007613

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## LEGISLATION

No.	Citation	Sections, regulations or rules to be cited
15.	<i>Federal Court of Australia Act 1976</i> (Cth)	ss 32, 43
16.	<i>Federal Court Rules 2011</i> (Cth)	r 26.12
17.	<i>Freedom of Information Act 1982</i> (Cth)	Division 1 of Part 1 of Schedule 2
18.	<i>Judiciary Act 1903</i> (Cth)	ss 39B, 80
19.	<i>Privacy Act 1988</i> (Cth)	ss 2A, 6, 7, 12B, 13, Part V

## SECONDARY SOURCES

No.	Citation	Part to be cited
20.	Explanatory memorandum to the Privacy Amendment (Enhancing Privacy Protection) Bill 2012	Item 35
21.	<i>International Covenant on Civil and Political Rights</i> , opened for signature 19 December 1966, 999 UNTS 171 (entered into force 23 March 1976)	Article 17