

IN THE MAGISTRATES COURT

AT BENDIGO

No. D1419.87

B E T W E E N -

THE PRESIDENT COUNCILLOR AND RATE PAYERS OF THE
SHIRE OF KYNETON

Complainant

and

MR GLENN THOMPSON

Defendant

I, GLENN ALEXANDER THOMPSON of 4 James Street Whittlesea in
the State of Victoria MAKE OATH AND SAY as follows -

1. I am the Defendant in this matter.
2. THAT I have in my possession and power documents
relating to the matters in question in this suit set
forth in the First and Second Parts of the First
Schedule.
3. THAT I object to producing the said documents set forth
in the Second Part of the said First Schedule hereto.
4. THAT I so object on the grounds of legal professional
privilege on the basis the said documents were brought

into existence or collected for the purpose of obtaining legal advice and defending and prosecuting these proceedings.

5. THAT according to the best of my knowledge, information and belief, I do not now have nor have ever had in my possession custody or power or in the possession custody or power of my solicitors or agents or in the possession custody or power of any other persons or person or its behalf any deed, account, book of account, voucher, receipt, letter, memorandum, paper or documents whatsoever relating to the matters in question in this suit or any of them wherein any entry has been made relative to such matters or any of them other than and except the documents set forth in the said First and Second Schedules hereto.

FIRST SCHEDULE

FIRST PART.

- 1/ FORMAL COURT DOCUMENTS HEADED IN THIS SUIT AND COMMON TO ALL PARTIES.
- 2/ CORRESPONDENCE BETWEEN THE SOLICITORS FOR THE PARTIES HERETO
- 3/ LETTER PIRIES SOLICITORS TO THOMPSON 11/11/87
- 4/ PART COPY COUNCIL MINUTES 21ST MAY 1980
- 5/ PART COPY WATER TRUST MINUTES 7TH MAY 1980
- 6/ PART COPY WATER TRUST MINUTES 4TH NOVEMBER 1982
- 7/ PART COPY WATER BOARD MINUTES 31ST OCTOBER 1985
- 8/ PART COPY COUNCIL MINUTES 17TH OCTOBER 1979
- 9/ PART COPY COUNCIL MINUTES 19TH NOVEMBER 1980
- 10/ PART COPY COUNCIL MINUTES 17TH NOVEMBER 1982
- 11/ PART COPY WATER TRUST MINUTES 5TH SEPTEMBER 1979
- 12/ PART COPY WATER TRUST MINUTES 7TH MAY 1980
- 13/ PART COPY WATER TRUST MINUTES 6TH NOVEMBER 1980
- 14/ PART COPY WATER TRUST MINUTES 7TH APRIL 1982
- 15/ PART COPY WATER TRUST MINUTES 2ND JUNE 1982
- 16/ PART COPY WATER TRUST MINUTES 4TH NOVEMBER 1982
- 17/ PART COPY WATER TRUST MINUTES 4TH AUGUST 1982
- 18/ PART COPY WATER TRUST MINUTES 1/7/81
- 19/ PLANS OF SUBDIVISION TYLDEN RD KYNETON
- 20/ DEMAND GEORGE LAURENS NO 092286
- 21/ INVOICE REFERENCE 13801
- 22/ DEMAND GEORGE LAURENS NO 137311
- 23/ LETTER SHIRE OF KYNETON TO THOMPSON 30TH SEPTEMBER 1987
- 24/ LETTER WOODLEIGH HEIGHTS ESTATE TO WATER TRUST 5TH MARCH 1981
- 25/ LETTER WOODLEIGH HEIGHTS R. D. P/L TO COUNCIL 15TH MARCH 1982
- 26/ LETTER WATER TRUST TO NEVILE & CO 12TH SEPTEMBER 1985
- 27/ WATER SUPPLY AGREEMENT 1/1/82
- 28/ LETTER WOODLEIGH HEIGHTS R. D. P/L TO WATER BOARD 29/10/85
- 29/ LETTER WATER TRUST TO DEPT WATER RESOURCES 6TH MAY 1985
- 30/ COUNCIL RECEIPT 4127
- 31/ WATER TRUST RECEIPT 2452
- 32/ SEWERAGE AUTHORITY RECEIPT 734
- 33/ LETTER WOODLEIGH HEIGHTS R.D. P/L TO WATER BOARD 29/10/85
- 34/ LETTER WATER BOARD TO WOODLEIGH HEIGHTS R. D. P/L 12/11/85
- 35/ LETTER COUNCIL TO L.J. HOOKER 5/11/85
- 36/ FIFTH SCHEDULE RE LOTS 1,2,7,10,12,14,15,18,27 CS1134
- 37/ FIRST SCHEDULE RE LOTS 1,2,7,10,12,14,15,18,27 CS1134
- 38/ LETTER WATER BOARD TO THOMPSON 30TH DECEMBER 1986
- 39/ LETTER COUNCIL TO THOMPSON 10/12/86
- 40/ SUN NEWSPAPER REPORT 23/11/85
- 41/ LETTER WATER BOARD TO K. SHEPPARD 12TH NOVEMBER 1985
- 42/ COUNCIL BUILDING PERMIT 3851
- 43/ COUNCIL PLANNING PERMIT 4692
- 44/ COUNCIL PLANNING PERMIT 3056
- 45/ LETTER COUNCIL THOMPSON 24/7/87
- 46/ NOTICE OF DISPOSITION LOT 10 CS1134 23/1/81
- 47/ COUNCIL VALUATION CARD PROPERTY 2/2025/90
- 48/ LETTER WOODLEIGH HEIGHTS R. D. P/L TO COUNCIL 29/10/85
- 49/ COUNCIL VALUATION CARD PROPERTY 2/2012/300
- 50/ LETTER GRAY & JOHNSON TO COUNCIL 6/2/86
- 51/ COUNCIL VALUATION CARD PROPERTY 2/2010/00704
- 52/ COUNCIL VALUATION CARD PROPERTY 2/2010/00710
- 53/ TRANSFER OF LAND T/O DEALING K288275

54/ TRANSFER OF LAND T/O DEALING L481318H
 55/ LETTER THOMPSON TO WATER TRUST 23/10/80
 56/ LETTER WATER BOARD TO NEVILE & CO 4/10/85
 57/ LETTER MADDOCK LONIE & CHISHOLM TO NEVILE & CO 17/4/86
 58/ COUNCIL PLANNING PERMIT 4669
 59/ COPY LETTER THOMPSON TO COUNCIL 11/11/86
 60/ LETTER MADDOCK LONIE & CHISHOLM TO Hon A. McCUTCHEON 7/10/86
 61/ LETTER WATER BOARD TO THOMPSON 18/9/87
 62/ LETTER A.G.C. TO THOMPSON 11/9/85
 63/ LETTER A.G.C. TO WATER BOARD 29/11/85
 64/ LETTER A.G.C. TO COUNCIL 29/11/85
 65/ LETTER WATER BOARD TO A.G.C. 7/11/85
 66/ LETTER COUNCIL TO A.G.C. 20/12/84
 67/ LETTER A.G.C. TO WATER BOARD 9/4/85
 68/ LETTER WATER BOARD TO A.G.C. 3/5/85
 69/ LETTER WATER BOARD TO A.G.C. 7/5/85
 70/ LETTER BODY CORPORATE CS1134 TO L.J. HOOKER 25/10/84
 71/ PLANS OF RESUBDIVISION LOTS 1,2,7,10,12,14,15,18,27 CS1134
 72/ NOTICE OF REQUIREMENT 20/2/80
 73/ LETTER WESTPAC TO COUNCIL & WATER BOARD 12/1/83
 74/ LETTER THOMPSON TO COUNCIL 23/10/80
 75/ LETTER COUNCIL TO L.J. HOOKER 5/11/85
 76/ COPY PAGE COUNCIL PERMIT REGISTER OCTOBER 1980
 77/ LETTER THOMPSON TO COUNCIL & WATER BOARD 24/8/87
 78/ LETTER COUNCIL TO THOMPSON 12/5/82
 79/ LETTER WATER TRUST TO THOMPSON 4/6/82
 80/ LETTER WATER TRUST TO THOMPSON 8/10/82
 81/ LETTER COUNCIL TO THOMPSON 4/11/82
 82/ LETTER COUNCIL TO THOMPSON UNDATED APPROX 19/11/82
 83/ LETTER WATER TRUST TO THOMPSON 19/11/82
 84/ PLAN REFERRED TO IN ORDER IN COUNCIL 16/11/74
 85/ PLAN REFERRED TO IN ORDER IN COUNCIL 25/6/85
 86/ PLAN REFERRED TO IN ORDER IN COUNCIL 13/3/85
 87/ DEFAULT SUMMONS 871419
 88/ TELEGRAM PERIES SOLICITORS TO THOMPSON 21/9/87
 89/ LETTER COUNCIL TO K. BUCHANAN 7/5/80
 90/ LETTER BUCHANAN TO COUNCIL 7/3/80
 91/ LETTER COUNCIL TO PALMER STEVENS & RENNICK 24/5/83
 92/ VALUATION TYLDEN RD 11/10/79
 93/ INTERNAL MINUTE DEPT WATER RESOURCES 7/6/85
 94/ POLICE REPORT 1/1/86
 95/ LETTER Hon ANDREW McCUTCHEON TO M.J.McDONALD M.P. 28/5/86
 96/ LETTER DR PATTERSON TO HON A. McCUTCHEON 23/5/86
 97/ CONFIDENTIAL REPORT DEPARTMENT WATER RESOURCES
 98/ CERTIFICATE OF TITLE 9319/023
 99/ CERTIFICATE OF TITLE 9319/024
 100/ LETTER L.J. HOOKER TO THOMPSON 21/11/85
 101/ LETTER W.H.R.D. P/L TO L.J.HOOKER 21/11/85
 102/ CREDIT ADMINISTRATION ACT LICENCE D132
 103/ CREDIT ADMINISTRATION ACT OBJECTION 7/5/86
 104/ PHOTOGRAPHS VARIOUS SIGNS LOCATED IN KYNETON
 105/ PHOTOGRAPHS AUCTION SIGNS
 106/ ADVERTISEMENT LAND AUCTION 23/11/85

SECOND PART

Files of my solicitors containing correspondence, instructions and memoranda relating to the preparation of my case and the tendring of legal advice to me and documents which have been created for the sole purpose of obtaining and seeking legal advice in connection with these proceedings.

AFFIRMED

SWORN by the said)
GLENN ALEXANDER THOMPSON)
at Melbourne in the State)
of Victoria this)
day of November 1987)

G. A. Thompson

BEFORE ME..... *B. C. MOLONEY*

*being a solicitor holding a current practising
certificate under the Legal Profession
Practice Act 1958*

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BETWEEN

THE PRESIDENT COUNCILLOR &
THE RATE PAYERS OF THE SHIRE
OF KYNETON

Complainant

and

MR GLENN A. THOMPSON

Defendant

AFFIDAVIT OF DOCUMENTS

NEVILE AND CO
Solicitors
7th Floor
100 Collins Street
MELBOURNE 3000

650 5266