

IN THE COUNTY COURT

OF VICTORIA

AT MELBOURNE

NO. 880949 of 1988

B E T W E E N:

GLENN ALEXANDER THOMPSON and  
CHERYL MAREE THOMPSON Plaintiffs

- and -

THE PRESIDENT, COUNCILLORS AND  
RATEPAYERS OF THE SHIRE OF  
KYNETON

Firstnamed  
Defendant

- and -

THE KYNETON WATER BOARD (formerly  
THE KYNETON SHIRE WATERWORKS  
TRUST)

Secondnamed  
Defendant

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AMENDED DEFENCE OF FIRST AND  
SECONDNAMED DEFENDANTS

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Ref: IHL:MN:SC

01 JUN 1988  
REGISTERED  
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MELB.

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AMENDED DEFENCE OF FIRST AND SECONDNAMED DEFENDANTS

To the Statement of Claim endorsed on the Writ herein the Defendants say as follows:

1. (a) The Firstnamed Defendant admits each and every allegation contained in paragraph 1.  
  
(b) The Secondnamed Defendant does not plead to paragraph 1 as it makes no allegation against it.
2. (a) The Firstnamed Defendant does not plead to paragraph 2 of the Statement of Claim as it makes no allegation against it.

(b) The Secondnamed Defendant admits each and every allegation contained in paragraph 2.

3. (a) The Firstnamed Defendant does not plead to paragraph as it contains no allegation against it.

(b) The Secondnamed Defendant admits each and every allegation contained in paragraph 3.

4. (a) Insofar as it contains any allegation against it the Firstnamed Defendant admits each and every allegation contained in paragraph 4.

(b) The Secondnamed Defendant does not plead to paragraph 4 as it contains no allegations against.

5. Insofar as it contains any allegation against them the First and Secondnamed Defendants admit each and every allegation contained in paragraph 5.

6. (a) The Firstnamed Defendant does not plead to paragraph 6 as it contains no allegation against it.

(b) The Secondnamed Defendant admits each and every allegation contained in paragraph 6.

7. (a) The Firstnamed Defendant admits each and every allegation contained in paragraph 7.

(b) The Secondnamed Defendant admits each and every allegation contained in paragraph 7.

8. (a) The Firstnamed Defendant admits each and every allegation contained in paragraph 8.

(b) The Secondnamed Defendant does not plead to paragraph 8 as it contains no allegation against it.

9. (a) The Firstnamed Defendant admits each and every allegation contained in paragraph 9 and says further that the Guarantees provided by the Plaintiffs were provided as agents for the owner.

(b) The Secondnamed Defendant does not plead to paragraph 9 as it contains no allegations against it.

10. (a) The Firstnamed Defendant admits each and every allegation contained in paragraph 10.

(b) The Secondnamed Defendant does not plead to paragraph 10 as it contains no allegation against it.

11. (a) Save that the Firstnamed Defendant admits the guarantee it denies each and every allegation contained in paragraph 11.

(b) The Secondnamed Defendant does not plead to paragraph 11 as it contains no allegation against it.