

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 5 June 2019**

2019/00094443-001 / Summons: Barry Jones v RCR Tomlinson Limited

I make the orders in the document entitled Consent Order which I have initialled, dated today's date and placed with the papers.

1. Within 14 days of these orders being made, the plaintiffs are to provide security for costs in the amount of \$100,000 in respect of the third defendant's costs of the Initial Stage of the proceedings.
2. The security for costs referred to in Order 1 is to be provided by way of Deed of Indemnity from Am Trust Europe Limited in favour of the third defendant, such Deed of Indemnity to be substantially in the form attached to these orders (DOI).
3. Within 14 days of these orders being made, the plaintiffs are to pay into Court the sum of \$30,000 on the basis that such funds are to be released to the third defendant upon the solicitor for the third defendant filing an affidavit annexing a sealed copy of these orders and otherwise that solicitor certifying that the third defendant intends to enforce its rights under the DOI.
4. The proceedings be stayed if the plaintiffs fail to provide security for costs by the time and in the manner required by Orders 1 to 3 above.

The Court notes:

- 1 In these orders, Initial Stage means, only, the preparation and filing of the third defendant's Commercial List Response to the plaintiffs' Commercial List Statement filed on 26 March 2019.
2. The orders do not prevent the third defendant from seeking additional security for costs in respect of matters other than the Initial Stage..

Justice D Hammerschlag

Signed

Date