

COURT OF APPEAL

WILLIAMS JA

Appeal No 895 of 2006

ABEL POINT MARINA (WHITSUNDAYS)  
PTY LTD  
(ACN 060 559 971)

Appellant/Applicant

and

THOMAS UHER

First Respondent/  
First Respondent

and

SEA SLIP MARINAS (AUST) PTY LTD  
(ACN 103 644 640)

Second Respondent/  
Second Respondent

BRISBANE

..DATE 25/10/2006

ORDER

WILLIAMS JA: I order that until 4 p.m. on Thursday, 2 November 2006 or further order, the second respondent be restrained from taking any step pursuant to section 31 of the Building and Construction Industry Payments Act 2004 to recover the monies the subject of the first respondent's decision dated 17 August 2006.

Adjourn the application filed 17 October 2006 until 9.15 a.m. on 2 November 2006. Costs reserved.

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