



Federal Court of Australia

District Registry: Queensland Registry

Division: General

No: QUD183/2023

DEBRAH JACKSON

Applicant

CARNIVAL PLC T/AS P&O CRUISES AUSTRALIA (ABN 23 107 998 443)

Respondent

ORDER

JUDGE: Justice Derrington

DATE OF ORDER: 12 February 2025

WHERE MADE: Brisbane

THE COURT ORDERS THAT:

1. Pursuant to ss 33V and 33ZF of the *Federal Court of Australia Act 1976* (Cth) (the Act), settlement of the proceeding be approved on the terms set out in:
 - (a) the Settlement Deed executed by the Applicant and the Respondent (the Settlement Deed); and
 - (b) the Settlement Distribution Scheme (Settlement Distribution Scheme);both annexed to the affidavit of Peter Barton Carter sworn 31 October 2024 (together, the Settlement Documents).
2. Pursuant to s 33ZF of the Act, the Court authorises the Applicant *nunc pro tunc*, for and on behalf of Group Members, to enter into and give effect to the Settlement Deed and the transactions contemplated therein for and on behalf of those Group Members.
3. Pursuant to ss 33V(2) and 33ZF of the Act, Mr Peter Barton Carter of Cartner Capner Law be appointed Administrator of the Settlement Distribution Scheme (Administrator) and is to act in accordance with the rules of the Settlement Distribution Scheme, subject to any direction of the Court.
4. Pursuant to ss 33V and 33ZF of the Act, and for the purposes of the Settlement Distribution Scheme, the following costs be approved:
 - (a) \$1,000,000 (plus GST) for the Applicant's legal costs and disbursements incurred in connection with the conduct of the proceeding on her own behalf and on behalf of all Group Members, including the costs of obtaining settlement approval.



- (b) The Applicant's Reimbursement Payment (within the meaning of the Settlement Distribution Scheme) in the sum of \$2,000 payable to the Applicant.
 - (c) The Administration Costs (within the meaning of the Settlement Distribution Scheme) capped to a maximum amount not exceeding \$100,000 be approved, subject to the Administrator's having liberty to apply to the Court for an increase in approved administration costs or other order regarding the administration of the settlement.
 - (d) The costs incurred by the independent costs referee appointed by order of Registrar Schmidt dated 19 December 2024 in the preparation of his report dated 04 February 2025.
5. The proceeding be dismissed, such order to be stayed until the administration of the Settlement Scheme is complete.
 6. Any orders relating to costs previously made in the proceeding be vacated.
 7. Each party bear its own costs.

Date orders authenticated: 12 February 2025


Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.