



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: 26 July 2024

WHERE MADE: Brisbane

THE COURT ORDERS, BY CONSENT, THAT:

Opt-out procedure

1. Order 5(c) of the Order of Derrington J dated 5 April 2024 be varied to extend the time for the applicant's solicitor to cause the opt-out notice to be displayed on the website of the applicant's solicitors until 4:00 pm AEST on 28 August 2024.
2. Order 7 of the Order of Derrington J dated 5 April 2024 be varied to extend the date for a group member to opt-out from the proceeding such that any group members who wish to opt-out of the proceeding are to file with the Registry of the Court a completed opt-out notice in the form attached to the notice approved by the Court or, alternatively, provide such a form to the solicitors for the applicant by 4:00 pm AEST on 31 August 2024.
3. In addition to the matters described at Order 5 of the Order of Derrington J dated 5 April 2024:
 - (a) the opt-out notice approved by the Court is to be given to the group members by the applicant's solicitors by emailing it to the nominated contact persons for the passengers identified in Exhibit KNM-01 to the affidavit of Kayla Natalie Milana sworn 21 June 2024;
 - (b) between the date of this Order and 14 August 2024 the applicant's solicitors are to cause to be advertised in the Courier Mail three advertisements in the form and manner, or substantially in the form and manner, of that comprising Exhibit KNM-03 to the affidavit of Ms Milana sworn 21 June 2024.



Mediation

4. Order 3 of the Orders of Derrington J dated 5 April 2024 be varied to extend the time by which the parties are to attend a mediation to 4:00 pm AEST on 30 October 2024.

Liberty to apply

5. There be liberty to apply, subject to three business days' notice to the other party.

Interlocutory application and costs

6. The applicant's interlocutory application dated 21 June 2023 and amended interlocutory application filed 3 July 2024 be dismissed.
7. Costs be reserved.

Date orders authenticated: 26 July 2024


Registrar

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