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Daily Construction A Daily Bulletin listing Decisions of Superior Courts of Australia

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Executive Summary (1 minute read)

Mineralogy Pty Ltd v Sino Iron Pty Ltd (No 2) (FCA) - dispute concerning control of port terminal facilities - inspection of port and associated mine infrastructure granted

L Q Quarries Pty Ltd v Barraport Investments Pty Ltd (VSC) - corporations - statutory demand - no genuine dispute - demand not set aside

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Summaries With Link (Five Minute Read)

Mineralogy Pty Ltd v Sino Iron Pty Ltd [2015] FCA 429

Federal Court of Australia

Edelman J

Inspection - dispute concerning control possession and ownership of port terminal facilities - respondents currently controlling and operating terminal - applicants sought that Court conduct inspection/'view' of port and associated mine infrastructure - held: inspection would assist Court's understanding of photograph and documentary exhibits - little or no danger inspection might result in undue waste of time - little danger of confusion arising from material alterations to site - inspection would assist Court to understand dispute - inspection should be held - application allowed.

[Mineralogy](#)

L Q Quarries Pty Ltd v Barraport Investments Pty Ltd [2015] VSC 191

Supreme Court of Victoria

Efthim AsJ

Corporations - plaintiff sought to set aside statutory demand served on it by defendant - plaintiff denied any advanced funds were due and owing to defendant - whether there was genuine dispute - limitations defence - *Graywinter* principle - held: plaintiff's affidavit did not relate to legal argument involving whether debt statute barred - Court did not have to decide whether principle in *Graywinter* breached because there was acknowledgement of the debt - there was no genuine dispute - statutory demand not set aside.

[LQQuarries](#)

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