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

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Executive Summary (1 minute read)

Hobbs v Tym (ACTSC) - discovery - medical negligence - defendants to make further disclosure



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Summaries With Link (Five Minute Read)

Hobbs v Tym [2015] ACTSC 276

Supreme Court of the Australian Capital Territory

Mossop AsJ

Discovery - negligence - plaintiff contended psychiatrist's negligent and in breach of contract in treatment of him - plaintiff sought further discovery of documents in relation to treatment - s216 *Health Practitioner Regulation National Law (ACT)* - r606 *Court Procedures Rules 2006 (ACT)* - held: Court not satisfied defendants complied with obligations to provide discovery - defendants took unduly restrictive approach to documents which might be discoverable - evidence did not establish further order oppressive to defendants or out of proportion to circumstances of case - defendants to make further disclosure by filing further list of documents and supplementary affidavit or further affidavit of documents verifying defendants complied with obligations under the Rules.

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