

Friday, 24 April 2015

Weekly Construction Law Review A Daily Bulletin listing Decisions of Superior Courts of Australia

 Follow @Benchmark_Legal

Search Engine

[Click here](#) to access our search engine facility to search legal issues, case names, courts and judges. Simply type in a keyword or phrase and all relevant cases that we have reported in Benchmark since its inception in June 2007 will be available with links to each case.

Executive Summary (1 minute read)

Matton Developments Pty Ltd v CGU Insurance Ltd (No 2) (QSC) - insurance policy - contractors and plants insurance policy did not respond to crane owner's claim arising from collapse of crane boom

Summaries With Link (Five Minute Read)

Matton Developments Pty Ltd v CGU Insurance Ltd (No 2) [2015] QSC 72

Supreme Court of Queensland

Flanagan J

Insurance policy - contractors and plants insurance - insurance company refused to indemnify crane owner for damage to crane when boom collapsed - competing hypotheses concerning circumstances in which boom collapsed - construction of policy - operation of exclusion clauses - ss13 & 54 *Insurance Contracts Act 1984* (Qld) - held: policy did not respond to plaintiff's claim - allegation that insurance company breached the contract of insurance failed - claim dismissed.

[Matton](#)

[From Benchmark 16 April 2015]



Benchmark

Swallows

By Leonora Speyer

They dip their wings in the sunset,
They dash against the air
As if to break themselves upon its stillness:
In every movement, too swift to count,
Is a revelry of indecision,
A furtive delight in trees they do not desire And in grasses
that shall not know their weight.

They hover and lean toward the meadow
With little edged cries;
And then,
As if frightened at the earth's nearness, They seek the
high austerity of evening sky And swirl into its depth.

[Leonora Speyer](#)

[Click Here to access our Benchmark Search Engine](#)