



Friday, 13 December 2019

## Weekly Employment Law A Weekly Bulletin listing Decisions of Superior Courts of Australia covering Employment Law

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### Executive Summary (1 minute read)

**Rangi v Kmart Australia Ltd (No 2)** (FCA) - costs - industrial law - dismissal of applications for leave to appeal - applicant to pay costs in fixed sum of \$15,000



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## Summaries With Link (Five Minute Read)

### **Rangi v Kmart Australia Ltd (No 2) [2019] FCA 2083**

Federal Court of Australia

Steward J

Costs - industrial law - in one decision Judge Hartnett dismissed applicant's claims under *Fair Work Act 2009* (Cth) (Fair Work Act) and in other decision ordered costs against applicant - Court dismissed applicant's applications for leave to appeal - determination of costs - s570 Fair Work Act - whether 'leave proceedings' instituted 'with reasonable cause' - quantum - s43(2) *Federal Court of Australia Act 1976* (Cth) - "in a specified sum" - held: applicant to pay costs in fixed sum of \$15,000.

[Rangi](#)

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# Benchmark

## **The Jumblies**

**By:** Edward Lear

They went to sea in a Sieve, they did,  
In a Sieve they went to sea:  
In spite of all their friends could say,  
On a winter's morn, on a stormy day,  
In a Sieve they went to sea!  
And when the Sieve turned round and round,  
And every one cried, 'You'll all be drowned!'  
They called aloud, 'Our Sieve ain't big,  
But we don't care a button! we don't care a fig!  
In a Sieve we'll go to sea!'  
Far and few, far and few,  
Are the lands where the Jumblies live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

II

They sailed away in a Sieve, they did,  
In a Sieve they sailed so fast,  
With only a beautiful pea-green veil  
Tied with a riband by way of a sail,  
To a small tobacco-pipe mast;  
And every one said, who saw them go,  
'O won't they be soon upset, you know!  
For the sky is dark, and the voyage is long,  
And happen what may, it's extremely wrong  
In a Sieve to sail so fast!'  
Far and few, far and few,  
Are the lands where the Jumblies live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

III

The water it soon came in, it did,  
The water it soon came in;  
So to keep them dry, they wrapped their feet



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In a pinky paper all folded neat,  
And they fastened it down with a pin.  
And they passed the night in a crockery-jar,  
And each of them said, 'How wise we are!  
Though the sky be dark, and the voyage be long,  
Yet we never can think we were rash or wrong,  
While round in our Sieve we spin!  
Far and few, far and few,  
Are the lands where the Jumblies live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

## IV

And all night long they sailed away;  
And when the sun went down,  
They whistled and warbled a moony song  
To the echoing sound of a coppery gong,  
In the shade of the mountains brown.  
'O Timballo! How happy we are,  
When we live in a sieve and a crockery-jar,  
And all night long in the moonlight pale,  
We sail away with a pea-green sail,  
In the shade of the mountains brown!  
Far and few, far and few,  
Are the lands where the Jumblies live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

## V

They sailed to the Western Sea, they did,  
To a land all covered with trees,  
And they bought an Owl, and a useful Cart,  
And a pound of Rice, and a Cranberry Tart,  
And a hive of silvery Bees.  
And they bought a Pig, and some green Jack-daws,  
And a lovely Monkey with lollipop paws,  
And forty bottles of Ring-Bo-Ree,  
And no end of Stilton Cheese.



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Far and few, far and few,  
Are the lands where the Jumbles live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

VI

And in twenty years they all came back,  
In twenty years or more,  
And every one said, 'How tall they've grown!'  
For they've been to the Lakes, and the Terrible Zone,  
And the hills of the Chankly Bore;  
And they drank their health, and gave them a feast  
Of dumplings made of beautiful yeast;  
And everyone said, 'If we only live,  
We too will go to sea in a Sieve,—  
To the hills of the Chankly Bore!'  
Far and few, far and few,  
Are the lands where the Jumbles live;  
Their heads are green, and their hands are blue,  
And they went to sea in a Sieve.

[https://en.wikipedia.org/wiki/Edward\\_Lear](https://en.wikipedia.org/wiki/Edward_Lear)

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