

IN THE COUNTY COURT OF VICTORIA AT MELBOURNE  
DAMAGES LIST GENERAL DIVISION

**COPY**

2000/06167

BETWEEN:

EMMA HAYES

Plaintiff

- and -

KENNETH JOHN SANDILANDS and  
NORTHSIDE CHRISTIAN CENTRE INC and  
DENIS VERNON SMITH and ANN ROSEMARY BROWN

Defendants

**SECOND, THIRD & FOURTH DEFENDANTS' DEFENCE TO THE PLAINTIFF'S  
AMENDED WRIT PURSUANT TO ORDER OF JUDGE HARBISON DATED 30 JULY 2001**

Date of document: 2 August 2001

Filed on behalf of: Second, Third & Fourth Defendants

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As to the Amended Statement of Claim of the Plaintiff herein, the Second, Third and Fourth Defendants say as follows:-

1. They admit the allegations in paragraph 1 thereof.
2. They admit the allegations in paragraph 2 thereof.
3. In respect of the allegations in paragraph 3, they admit that the First Defendant was employed by the Second Defendant as a teacher at the school. Otherwise they deny the allegations in paragraph 3 thereof.
4. They do not plead to the allegations in paragraph 4 thereof as they do not relate to the Second, Third and Fourth Defendants.
5. They do not plead to the allegations in paragraph 5 thereof as they do not relate to the Second, Third and Fourth Defendants.
- 6A. They do not plead to the allegations in paragraph 6A thereof as they do not relate to the Second, Third and Fourth Defendants.

- 6B. They deny the allegations in paragraph 6B thereof.
7. They admit the allegations in paragraph 7 (a) thereof.  
They do not admit the allegations in paragraphs 7 (b) and 7 (c) thereof.
8. They do not admit the allegations in paragraph 8 thereof.
9. They deny the allegations in paragraph 9 thereof and each and every allegation of breach of duty set out thereunder.
10. They admit the allegations in paragraph 10 thereof.
11. It does not admit the allegations in paragraph 11 thereof.
12. They do not admit the allegations in paragraph 12 thereof.
13. They do not admit the allegations in paragraph 13 thereof.
14. They do not admit the allegations in paragraph 14 thereof.
15. They deny the allegations contained in paragraph 15 thereof and each and every allegation of negligence set out thereunder.
16. In respect of the allegations in paragraph 17 thereof, they admit that the Third and Fourth Defendants were employed by the Second Defendant. Otherwise they do not admit the allegations in paragraph 16 thereof.
17. They admit the allegations contained in paragraph 17 thereof.
18. They do not admit the allegations contained in paragraph 18 thereof.
19. They do not admit the allegations contained in paragraph 19 thereof.
20. They do not admit the allegations contained in paragraph 20 thereof.
21. They do not admit the allegations contained in paragraph 21 thereof.
22. They deny the allegations contained in paragraph 22 thereof and each and every allegation of negligence set out thereunder.
23. They do not admit the allegations contained in paragraph 23 thereof.
24. They do not admit the allegations contained in paragraph 24 thereof.
25. They deny the allegations contained in paragraph 25 thereof.
26. They do not admit the allegations contained in paragraph 26 thereof.

DATED the 2nd day of August 2001

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HERBERT GEER & RUNDLE