

"SJH 46"

ANG.9310.01001.0694

23-02-07;15:41 ;NRH Lawyers

;61 7 38538800

1/ 1

NICOL ROBINSON HALLETTS
LAWYERS
ESTABLISHED 1890

Our ref: SJH:HM:526432

15 February 2007

The Most Rev Phillip Aspinall
Archbishop of Brisbane
Anglican Church of Australia
C/- Mr Rod McLary
Director of Professional Standards
BY FACSIMILE: 07 3831 9873

Dear Reverend Aspinall

Church Of England North Coast Children's' Home

We refer to Mr McLary's telephone message on your behalf earlier today.

Our Mr Harrison was not available to take that call but has listened to the recorded message left by Mr McLary on behalf, and at the instruction of, the Primate at 3:07 pm today.

Mr McLary states:

"Look, I have spoken to the Archbishop and he's read all the material I gave him and his view is that the liability for payment is really with the legal entity which incurred the liability and I suppose that's the complicated way of saying that the responsibility is really with the Diocese of Grafton."

A number of issues clearly arise from that statement not least of which is the fact that time and time again the Primate has said on record that the church has relied in the past on hiding behind legal technicalities. There is of course other import that will be attached to your advice as recited to us by Mr McLary in that message.

No doubt our clients will draw their own conclusions once advised of the Primate's position.

Again we have asked the Primate to assist today in these matters to bring a resolution. It would appear however that the stance as outlined by Mr McLary's message is legalistic in nature, the issues we have been trying to seek resolution upon are pastoral and have been aimed at achieving an informal resolution.

Yours faithfully

NICOL ROBINSON HALLETTS

per:


SIMON HARRISON

Partner

Direct Line: REDACTED

Email: REDACTED

(00180832:1) IMPORTANT NOTICE: CONFIDENTIALITY AND LEGAL PRIVILEGE

This electronic correspondence is intended only for the use of the addressee and may contain legally privileged and confidential information. If you are not the addressee, you are notified that any transmission, distribution or photocopying of this email is strictly prohibited. The legal privilege and confidentiality attached to this electronic correspondence is not waived, lost or destroyed by reason of a mistaken delivery to you. If you have received this electronic correspondence in error please immediately notify us by email at clientserv@nrh.com.au. Thank you.

Level 10 175 Eagle Street Brisbane Queensland 4000 Australia

GPO Box 380 Brisbane Queensland 4001

T 07 3853 8888 F 07 3853 8800 E clientserv@nrh.com.au www.nrh.com.au DX 178 Brisbane

ABN 72 185 545 560