

B E T W E E N:

OWEN JOHN KARPANY
First Applicant

DANIEL THOMAS KARPANY
Second Applicant

-and-

PETER JOHN DIETMAN
Respondent

10



APPELLANT'S CHRONOLOGY

20 **Part I:**

1. I certify that this chronology is in a form suitable for publication on the internet.

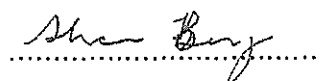
Part II:

2. The following table sets out a chronology of the principal events in the litigation.

Date	Event	AB reference
30 November 1971	<i>Fisheries Act 1971 (SA)</i> , including s29, commences	N/A
31 October 1975	<i>Racial Discrimination Act 1975 (Cth)</i> , including s10, commences	N/A
1 July 1984	<i>Fisheries Act 1982 (SA)</i> , including s41, commences	N/A
1 January 1994	<i>Native Title Act 1993 (Cth)</i> , including s211, commences	N/A
1 September 2007	<i>Fisheries Management Act 2007 (SA)</i> , including s72 and 74, commences	N/A
12 December 2009	Applicants in possession of 24 undersized Greenslip abalone, contrary to s72(2)(c) of the <i>Fisheries Management Act 2007 (SA)</i> .	N/A
21 October 2010	By way of Information Applicants jointly charged under s74(1)(b) and s72(2)(c) of the <i>Fisheries Management Act 2007 (SA)</i> .	-
21 October 2010	Applicant summoned to the Magistrates Court of South Australia, Kadina in relation to the two charges under s74(1)(b) and s72(2)(c) of the <i>Fisheries Management Act 2007 (SA)</i> .	-
13 December 2010	Applicants appear before the Magistrates Court of South Australia, Kadina, no plea is entered by either Applicant.	-

22 June 2011	Applicants appear before the Magistrates Court of South Australia, Kadina. The first count under s74(1)(b) of the <i>Fisheries Management Act 2007</i> (SA) is dismissed for want of prosecution. Applicants plead not guilty in relation to second count. Exhibits P1 and P2 are tendered. Matter adjourned by Mr D. Sprod S.M for further consideration.	
1 August 2011	Applicants appear in the Magistrates Court of South Australia, Holden Hill. DPP concede that the Applicants were conducting a Native Title Fishing Activity. The Magistrate finds both Applicants not guilty by virtue of the operation of s211 Native Title Act 1993.	-
18 August 2011	A Notice of Appeal in the Supreme Court of South Australia is filed by the Crown in relation to the decision of the Magistrate on 1 August 2011 in the Magistrates Court of South Australia.	-
20 September 2011	Amended Notice of Appeal is filed by the Crown in the matter.	-
14 October 2011	Appeal against finding of the Magistrate heard by the Full Court of the Supreme Court	-
11 May 2012	Full Court of the Supreme Court of South Australia delivers judgment allowing the appeal and remitting the matter to the Magistrates Court for re-sentencing and reconsideration.	-
8 June 2012	Application for Special Leave to Appeal to the High Court from the judgment of the Full Court of the Supreme Court of South Australia is filed.	-
7 September 2012	Special leave to appeal from the judgment of the Supreme Court of South Australia is referred to a Full Court of the High Court for argument as on appeal limited to grounds 2 and 4 of the application.	-
28 September	Notice of a Constitutional Matter filed in the High Court of Australia.	-

Dated: 2 October 2012



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