

**Senate Economics Legislation Committee**

**ANSWERS TO QUESTIONS ON NOTICE**

**Treasury Portfolio**

Budget Estimates, 1 to 4 June 2004

**Question: Bud 69**

**Topic: Section 52 Litigation**

**Hansard Page: Written Question on Notice**

Senator Conroy asked:

Is the Commission aware of any cases in 2003/2004 where plaintiffs have sought or recovered personal injury damages under section 52 of the Trade Practices Act? If so could you please provide details?

Answer:

The ACCC is aware of the following cases:

- Lisa Johnson v Golden Circle Ltd, 5374/2002, NSW District Court, 17 December 2003
- Kaouna v Orthosports Pty Ltd
- Robbs v Pathology Services Pty Ltd trading as Mayne Health Lavery Pathology

For further details, see the following:

- Senate Hansard 11 February 2004 - [http://parlinfoweb.aph.gov.au/piweb/view\\_document.aspx?ID=941253&TABLE=HANSARDS](http://parlinfoweb.aph.gov.au/piweb/view_document.aspx?ID=941253&TABLE=HANSARDS)
- Senate Hansard 11 May 2004 - [http://parlinfoweb.aph.gov.au/piweb/view\\_document.aspx?ID=967153&TABLE=HANSARDS](http://parlinfoweb.aph.gov.au/piweb/view_document.aspx?ID=967153&TABLE=HANSARDS)