



Issued: 22 July 2024 3:20 PM

JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2024/00241775

TITLE OF PROCEEDINGS

First Plaintiff	Australian Securities & Investment Commission ACN 000000000
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First Defendant	Barry David King
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DATE OF JUDGMENT/ORDER

Date made or given	22 July 2024
Date entered	22 July 2024

TERMS OF JUDGMENT/ORDER

This matter is listed for Motion (Corporation List) on 31 March 2025 9:15 AM before the Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 5 Minutes

VERDICT, ORDER OR DIRECTION:

Black J makes orders (as amended) in accordance with SMOs initialled by him and placed in the file.

TO: BARRY DAVID KING

IF YOU (BEING THE PERSON BOUND BY THIS ORDER):

(A) REFUSE OR NEGLECT TO DO ANY ACT WITHIN THE TIME SPECIFIED IN THIS ORDER FOR THE DOING OF THE ACT; OR

(B) DISOBEY THE ORDER BY DOING AN ACT WHICH THE ORDER REQUIRES YOU NOT TO DO,

YOU WILL BE LIABLE TO IMPRISONMENT, SEQUESTRATION OF PROPERTY OR OTHER PUNISHMENT.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS YOU TO BREACH THE TERMS OF THIS ORDER MAY BE SIMILARLY PUNISHED.

BY CONSENT AND WITHOUT ADMISSION, THE COURT ORDERS THAT:

1. Pursuant to section 1323(1)(k) of the Corporations Act 2001 (Cth) (the Corporations Act), until 5.00pm on 1 April 2025 the Defendant be prohibited from leaving Australia without the consent of the Court.

2. Pursuant to section 1323(1)(j) of the Corporations Act and section 23 of the Supreme Court Act 1970 (NSW) (SC Act), to the extent that he has not already done so, the Defendant deliver up to the Sydney Registry of this Court:

- a. all passports, visas and other documents permitting travel outside Australia in his name which are in his possession, custody or control;
- b. any tickets, reservations and itineraries concerning any travel arrangements outside Australia made for, or falling within, the 12-month period commencing on the date of this order; and
- c. a copy of any application made on or after 5 July 2024 in his name for a passport, replacement passport, visa or other document permitting travel outside Australia made to the authorities of any country in his possession, custody or control or coming into this possession, custody or control on or after the date of this application,

and the Registry retain such documents until 1 April 2025 or earlier further order.

3. Pursuant to s 23 of the SC Act, until 5.00pm on 1 April 2025 or until earlier further order, the Defendant be restrained from applying for the issue of any passport, visa or other document permitting travel outside Australia.

Service of Orders on Third Parties

4. To the extent considered necessary, the Plaintiff has leave to give to:

- a. the relevant authorities that issue and control passports, visas and travel documents; and
- b. the Australian Border Force,

notice of the making of any of these orders by giving a copy of the minute of the orders to a person apparently in the employ of any such entity or person.

General

5. Liberty to apply.
6. List for directions in the Corporations Motions List on 31 March 2025.

SEAL AND SIGNATURE



Signature	Rebel Kenna
Capacity	Principal Registrar
Date	22 July 2024

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

PERSON PROVIDING DOCUMENT FOR SEALING UNDER UCPR 36.12

Name	Australian Securities & Investment Commission, Plaintiff 1
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Legal representative	Alberto De Angelis
Legal representative reference	
Telephone	

FURTHER DETAILS ABOUT Plaintiff(s)

First Plaintiff

Name Australian Securities & Investment Commission
ACN 000000000
Address 14 - 22 Grey Street
TRARALGON VIC 3844
Telephone
Fax
E-mail
Client reference

Legal representative

Name Alberto De Angelis
Practicing certificate number
Address c/- ASIC
5/100 Market Street
SYDNEY NSW 2000

DX address
Telephone
Fax
Email

[REDACTED]

FURTHER DETAILS ABOUT Defendant(s)

First Defendant

Name Barry David King
Address [REDACTED]