

SUPREME COURT OF QUEENSLAND

**REGISTRY: BRISBANE
NUMBER: of 2003**

First Applicant : IAN BRUCE BELL

AND

Second Applicant : TREVOR JOHN MAHAFFEY

AND

First Respondent : PETER DOUGLAS BEATTIE

AND

Second Respondent: ANNA MARIA BLIGH

AND

Third Respondent THOMAS ALFRED BARTON

AND

Fourth Respondent : STEPHEN DOMINIC BREDHAUER

AND

Fifth Respondent: JUNITA IRENE CUNNINGHAM

AND

Sixth Respondent WENDY MARJORIE EDMOND

AND

Seventh Respondent : MATTHEW JOSEPH FOLEY

AND

Eighth Respondent: PAUL THOMAS LUCAS

AND

APPLICATION FOR STATUTORY ORDER OF REVIEW
APPLICATION FOR REVIEW

Filed on behalf of the Applicants
4551

Ian Bruce Bell of and
Trevor John Mahaffey care of :
7 Allamanda Avenue
Little Mountain Queensland

Ninth Respondent

TERENCE MICHAEL MACKENROTH

AND

Tenth Respondent

ANTHONY McGRADY

AND

Eleventh Respondent

GORDON RICHARD NUTTALL

AND

Twelfth Respondent

HEINRICH PALASZCZUK

AND

Thirteenth Respondent

MICHAEL FRANCIS REYNOLDS

AND

Fourteenth Respondent

STEPHEN ROBERTSON

AND

Fifteenth Respondent

MERRI ROSE

AND

Sixteenth Respondent

ROBERT EVAN SCHWARTEN

AND

Seventeenth Respondent

JUDITH CAROLINE SPENCE

AND

Eighteenth Respondent

RODNEY JON WELFORD

AND

Nineteenth Respondent

DEAN MacMILLAN WELLS

APPLICATION FOR STATUTORY ORDER OF REVIEW
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Forms 54 and 56, R. 566, 567 and 568

Ian Bruce Bell of and
Trevor John Mahaffey care of :
7 Allamanda Avenue
Little Mountain Queensland

Telephone / Fax. (07) 5491 4887

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AFFIDAVIT

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I, Judith Marie Rienbott of 25 Amaroo Place Cooroiba in the state of Queensland make oath and say :

1. I am a consumer who has been purchasing unpasteurised cow's milk supplied by the Second Applicant in these proceedings for about two years. My husband and I grew up on unpasteurised milk and I am aware of evidence confirming the high dietary value of raw milk and some of the nutritional elements damaged or destroyed in the process of pasteurisation.
- 2.
3. On Sunday 24th August 2003 I attended the 'Community Cabinet Meeting' at the Sunshine Beach High School near Noosa. My purpose in attending this meeting was to approach the premier (the First Respondent) to allow the public to have the basic democratic right to choose whether or not to purchase unpasteurised cows milk. There, I saw the First and the Sixth Respondents in these proceedings and shortly thereafter I made notes of what transpired in those conversations. It was with the aid of those contemporaneous notes that this affidavit was prepared.
3. The Premier said to me : "I drank unpasteurised myself when I was young." When I said : "The (human) body can't properly assimilate calcium and other minerals from pasteurised milk" he seemed uncertain and unable to respond in specific terms and did not. Beattie then said to me : "The government cannot allow the man who produces Cleopatra's Bath Milk to sell this milk in the shops because he was found to have cow manure in his meat."
4. When I again asserted that people should have the right to buy raw milk, Mr Beattie said : "I am frightened of a death." He then said to me : "I think you should speak with Wendy Edmond (the Sixth Respondent)" which I then did.

5. Edmond said to me : “We are not stopping you from drinking unpasteurised milk - you should get a cow or a goat and milk it yourself.” I commented that this was “extremely impractical.” Edmond then said to me words to the effect of : “Unpasteurised milk is definitely not to be sold in the shops.”

6. I then said to Edmond : “The body cannot properly assimilate calcium and other minerals from pasteurised milk.” Edmond then said : “That hasn’t been proven.” The grey haired man sitting on her left whose name I do not know but whom I assume was an adviser then said words to the effect of : “No, it hasn’t been proven.

7. I then said : “It is a fact that osteo porosis has increased dramatically in Australia in spite of the high consumption of milk.” Edmond then said : “Oh, the ones who get osteo porosis probably don’t drink enough milk.” Edmond then said : “There is a danger of listeria in unpasteurised milk.” I responded by saying : “Listeria is also found in other places, like the cutting blades to prepare fruit salad.” There was no real response to this.

8. The Sixth Respondent then said to me : “The government cannot allow the man who produces Cleopatra’s Bath Milk to sell this milk in the shops because he was found to have cow manure in his meat.” Edmond then said : “You really should be seeing Mr Palaszckuk” and ended the conversation.

Sworn by the deponent at

This day of September 2003

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Deponent

Before me :

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Justice of the Peace

