JUNE 2021

Mining, Energy and Resources Decisions from the High Court, Federal Court, State and Territory Supreme Courts, Environment and Planning Courts and Tribunals and Mining Wardens

AUSTRALIAN RESOURCES LAW REPORTS

2019

GENERAL EDITOR KANAGA DHARMANANDA SC

EDITORIAL BOARD MEMBERS KEIRA BRENNAN GRAEME DENNIS RICHARD DOUGLAS MARK GERUS ANTHONY GROOM

> REPORTERS JOHN CARROLL ROBERT SIZE

VOL 14 — PART 1

PAGES 1-106

The mode of citation of this part will be: 14 ARLR

TABLE OF CASES REPORTED

Part 1 — Pages 1-106

Global Advanced Metals Pty Ltd, In re	65
Korda and Others; Queensland Phosphate Pty Ltd and Another v	1
Queensland Phosphate Pty Ltd and Another v Korda and Others	1

(Cases in **bold** reported in this part)



 $\ensuremath{\textcircled{C}}$ 2021 Thomson Reuters (Professional) Australia Limited ABN 64 058 914 668 Lawbook Co. Published in Sydney

ISSN 1836-6775

INDEX

Part 1 — Pages 1-106

CORPORATIONS

Derivative action — Application for — Where applicant held 13.25% of issued shares in company — Where board approved sale of site containing lithium deposits — Where board did not know value of deposits prior to sale — Where deposits were worth much more than sale price — Where applicant sought to allege that board failed to exercise reasonable care and skill — Whether applicant was acting in good faith — Whether granting leave was in the best interests of the company — Whether there was a serious question to be tried — Whether applicant had to demonstrate recoverable damages — Corporations Act 2001 (Cth), ss 180, 236, 237.

ENERGY AND RESOURCES

Minerals — Mining for minerals — Dealings in titles — Mortgage and lien —
Voidable transactions intended to defeat creditors — Corporations Act 2001
(Cth), ss 588FE(2), 588FE(3).
Queensland Phosphate Pty Ltd and Another v Korda and Others