



VICTORIAN GOVERNMENT SOLICITOR'S OFFICE

Your reference: DOJ-000008471

Our reference: 1097013

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29 March 2011

Ms Lydia Wilson
Chief Executive
Manningham City Council
PO Box 1
Doncaster Vic 3108

Dear Ms Wilson

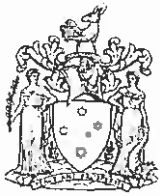
898A Doncaster Road, Doncaster East

We refer to your previous correspondence to Mr Robert Clark MP, Attorney-General and now enclose copy letter from the Attorney-General to Mallesons Stephen Jaques, lawyers for Woolworths Limited & Ors.

Yours faithfully
Victorian Government Solicitor's Office



James Ruddle
Acting Victorian Government Solicitor



Attorney-General

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Your ref: S Weinberg

Ms Agata Jarbin
Mallesons Stephen Jaques Lawyers
DX 101
MELBOURNE

Dear Ms Jarbin

WOOLWORTHS LTD & ORS V MANNINGHAM CITY COUNCIL REQUEST FOR ATTORNEY-GENERAL'S FIAT

I refer to your letter of 21 December 2010 requesting my fiat to enable your clients to take Supreme Court proceedings to enforce an alleged public charitable trust, and to your subsequent letter of 1 March 2011 asking that I take additional matters into consideration in making a decision on your clients' request.

I have given careful consideration to the request for my fiat and to the matters that you raise. I have also had regard to *Gouriet v Union of Post Office Workers* [1978] A.C. 435.

Having considered all the circumstances involved, including the time that elapsed and the events that occurred prior to your clients commencing these proceedings and requesting my fiat, and having regard to the public interest, I have decided not to grant my fiat for these proceedings.

Yours faithfully

ROBERT CLARK MP

Attorney-General

29/3/11

cc. Manningham City Council

