

WIDE BAY BURNETT CONSERVATION COUNCIL INC.

Applicant

BURNETT WATER PTY LTD (ACN 097 206 614)

Respondent

AFFIDAVIT OF PROFESSOR JEAN JOSS

(Form 20)

(Order 14 rule 2)

Contents

No.	Details	Paragraph	Page
1.	Affidavit of Professor Jean Joss, in support of an application for declaratory and injunctive relief, affirmed on 2 December 2008.	1-2	1
2.	Exhibit "JJ-1", being a preliminary report on the possible impacts of restricted passage for Australian lungfish (<i>Neoceratodus forsteri</i>) at Paradise Dam on the Burnett River.	1	3

On the 2nd of December 2008, I, Jean May Pierce Joss, Professor and Director of the Australian Lungfish Research Facility, Department of Biological Sciences, Macquarie University, in the State of New South Wales, affirm –

1. **Exhibit JJ-1** to this affidavit is a preliminary report on the possible impacts of restricted passage for Australian lungfish (*Neoceratodus forsteri*) at Paradise Dam on the Burnett River.
2. All the facts stated in the preliminary report are true and correct to my knowledge and belief except as stated otherwise. I have made all the enquiries I consider desirable and appropriate and no matters of significance I regard as relevant have, to my knowledge, been withheld from the Court. I understand my paramount duty is to assist the Court and believe I have complied with this duty to the best of my ability.

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Deponent

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Justice of the Peace / Legal Practitioner

Filed by the Applicant

Jo-Anne Bragg, Principal Solicitor
Environmental Defenders Office (Qld) Inc.
30 Hardgrave Road
West End Qld 4101

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Affirmed by)
Jean MP Joss)
at Sydney this)
2nd day of December 2008)
before me:

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Deponent

.....
Justice of the Peace / Legal Practitioner

AFFIDAVIT – CERTIFICATE OF COMPLIANCE

(Form 20A)
(Order 14, rule 5A)

I, Jo-Anne Bragg, Principal Solicitor, certify to the Court that the affidavit of Jean Joss affirmed on 2nd of December 2008 on behalf of the applicant complies with Order 14, rule 2 of the Federal Court Rules.

Dated: 3 December 2008

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Jo-Anne Bragg (Principal Solicitor)