

A

Annexure (D)

IN THE ~~SUPREME~~ COURT OF  
NEW SOUTH WALES

No. 1443 of 1964

BETWEEN:

DAVID GREGORY MURPHY  
an infant by his next friend  
BEVILLE COODE MURPHY  
Plaintiff,

and

THE COUNCIL OF THE MUNICIPALITY OF STRATHFIELD  
Defendant.

TERMS OF SETTLEMENT

1. The Plaintiff shall cause this action to be mentioned in Court and apply for approval of these Terms of Settlement and for such other order as may be deemed expedient in accordance with the provisions of the Damages (Infants and Persons of Unsound Mind) Act, 1929.

Subject to such approval as aforesaid by consent:—

2. Jury dispensed with.

3. Without admission of liability, verdict for the Plaintiff in the sum of  
/ \$9,000.00 apportioned as follows:

|                   |            |
|-------------------|------------|
| Personal Injuries | £ 9,000.00 |
| Property Damage   | £ Nil      |

~~plus costs~~ plus costs agreed at \$500.00

4. The Defendant shall be at liberty to deduct and pay from the said sum any moneys repayable by the Plaintiff to any person or body whether in respect of Workers' Compensation or Social Services or otherwise concerning which any demand or notice has been served on or given to the Defendant or his Solicitor or Insurer and also any moneys payable pursuant to Section 25 of the Motor Vehicles (Third Party Insurance) Act, 1942.

5. The amount of the verdict or the balance thereof after any deductions made pursuant to Paragraph 4 hereof shall be paid into Court.

6. No interest shall be payable in respect of the verdict and costs herein if same be paid within 21 days from the date of verdict ~~or costs~~ ~~respectively~~.

7. These Terms not to be disclosed.

DATED this 6th day of June 1966

*James A. Meagher*  
Solicitor for the Plaintiff.

*[Signature]*  
Solicitor for the Defendant.

*[Signature]*