

*LILLE KOSTESKA*  
v  
*BEVAN MANTHEY (MAGISTRATE) & ANOR*  
[2013] HCASL 141  
B27/2013

1           On 3 April 2012, the applicant pleaded guilty before the first respondent  
in the Magistrates Court at Cleveland to five offences. She was convicted and  
fined a total monetary amount of \$1,000.

2           On 19 June 2012, the applicant filed an application for judicial review of  
"judgments and orders" of the first respondent. The applicant also sought review  
of "a series of claims" made by the second respondent, the Registrar of the State  
Penalties and Enforcement Registry, seeking payment of \$15,278.60 by the  
applicant for a variety of outstanding matters. On 7 August 2012, Mullins J  
summarily dismissed the application, finding it to be frivolous and vexatious.  
Mullins J further held that constitutional arguments and allegations of unlawful  
acts by successive governments were misconceived.

3           The applicant sought leave to appeal Mullins J's decision to the Court of  
Appeal of the Supreme Court of Queensland asserting a denial of natural justice,  
and flaws in Australia's entire legal system. On 10 May 2013, the Court of  
Appeal refused to grant the applicant leave to appeal (McMurdo P, Atkinson and  
Martin JJ) and awarded indemnity costs in favour of the second respondent. To  
the extent that the application raised constitutional arguments, those contentions  
have previously been considered and rejected by the Court of Appeal and by this  
Court.

4           The applicant seeks special leave to appeal to this Court using the same  
arguments advanced below. There is no reason to doubt the correctness of the  
decision of the Court of Appeal. Any appeal has insufficient prospects of  
success to warrant the grant of special leave to appeal. Special leave should be  
refused.

5           Pursuant to r 41.10.5 we direct the Registrar to draw up, sign and seal an  
order dismissing the application.

S.M. Kiefel  
4 September 2013

P.A. Keane