

LILLE KOSTESKA
v
COMMISSIONER OF POLICE
[2012] HCASL 160
B49/2012

1 The applicant was convicted in the Magistrates Court of Queensland of driving a motor vehicle on a road whilst not holding a driver's licence and whilst disqualified from obtaining such a licence. The applicant appealed to the District Court of Queensland against that conviction but the appeal was struck out for want of the applicant's appearance.

2 On the applicant's application to the Court of Appeal of the Supreme Court of Queensland (Muir and Fraser JJA and North J) for leave to appeal against the orders made in the District Court, the Court of Appeal granted leave but dismissed the appeal on the basis that the appeal to the District Court was bound to fail.

3 There is no reason to doubt the correctness of the decision of the Court of Appeal.

4 Pursuant to r 41.10.5 of the High Court Rules 2004 the Registrar is directed to draw up, sign and seal an order that the application for special leave is dismissed.

K.M. Hayne
5 December 2012

S.M. Crennan