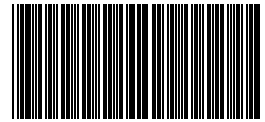




Filed: 30 March 2026 7:05 AM



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FOURTH CROSS-CLAIM DEFENCE TO CROSS CLAIM

COURT DETAILS

Court	Supreme Court of NSW
Division	Common Law
List	Common Law General
Registry	Supreme Court Sydney
Case number	2024/00338021

TITLE OF PROCEEDINGS

First Plaintiff	Adam James Bray
First Defendant	TRANSPORT FOR NSW ABN 18804239602
Second Defendant	ACCIONA INFRASTRUCTURE PROJECTS AUSTRALIA PTY LTD
Number of Defendants	3

TITLE OF THIS CROSS-CLAIM

First Cross Claimant	LINQ BUSLINES PTY. LTD. ACN 131153896
First Cross Defendant	Brett Andrew Button (MIN: 708188)
Second Cross Defendant	ACCIONA INFRASTRUCTURE PROJECTS AUSTRALIA PTY LTD
Number of Cross Defendants	7 Refer to Party Details at rear for full list of parties

FILING DETAILS

Filed for	TRANSPORT FOR NSW, Cross Defendant 4
Filed in relation to	Cross-Claim 4
Legal representative	Brian Moroney
Legal representative reference	
Telephone	9232 2255
Your reference	BGM:500392

NOTICE OF LISTING

This matter has been listed at the same time as the cross claim.

ATTACHMENT DETAILS

In accordance with Part 3 of the UCPR, this coversheet confirms that both the Defence to Cross Claim (e-Services), along with any other documents listed below, were filed by the Court.

Defence (UCPR 7A/7B) (Defence to 4XC - TfNSW.pdf)

[attach.]

Form 7A (version 5)
UCPR 14.3

FOURTH CROSS-CLAIM

DEFENCE OF FOURTH CROSS-DEFENDANT

COURT DETAILS

Court	Supreme Court of NSW
Division	Common Law
List	General
Registry	Sydney
Case number	2024/338021

TITLE OF PROCEEDINGS

Plaintiff	Adam James Bray
First defendant	Transport for New South Wales (ABN 18 804 239 602)
Number of defendants	3

TITLE OF THIS CROSS-CLAIM

Cross-claimant	Linq Buslines Pty Limited (ACN 131 152 896)
First cross-defendant	Brett Andrew Button
Number of cross-defendants	7

FILING DETAILS

Filed for	Transport for New South Wales (ABN 18 804 239 602), Fourth cross-defendant
Filed in relation to	Fourth cross-claim
Legal representative	Brian Moroney, Moray & Agnew
Legal representative reference	BGM:500392
Contact name and telephone	Brian Moroney, + 61 2 9232 2255
Contact email	bmoroney@moray.com.au

PLEADINGS AND PARTICULARS

The fourth cross-defendant, Transport for NSW, responds as follows to the allegations in the fourth cross-claim, brought by Linq Buslines Pty Limited (**Linq**). Defined terms are as used in the fourth cross-claim, unless otherwise indicated.

- 1 Transport for NSW does not plead to paragraph 1, which does not contain any allegation against it, and otherwise does not admit the paragraph.

Brett Andrew Button

- 2 Transport for NSW admits the allegation in paragraph 2.
- 3 Transport for NSW admits the allegation in paragraph 3.
- 4 Transport for NSW admits the allegation in paragraph 4.
- 5 Transport for NSW admits the allegation in paragraph 5.
- 6 Transport for NSW does not plead to paragraph 6, which does not contain any allegation against it, and otherwise does not admit the paragraph.

Acciona Infrastructure Projects Australia Pty Ltd

- 7 Transport for NSW admits the allegation in paragraph 7.
- 8 Transport for NSW does not plead to paragraph 8, which does not contain any allegation against it, and otherwise does not admit the paragraph.
- 9 Transport for NSW does not plead to paragraph 9, which does not contain any allegation against it, and otherwise does not admit the paragraph.
- 10 Transport for NSW does not plead to paragraph 10, which does not contain any allegation against it, and otherwise does not admit the paragraph.

Aecom Cost Consulting Pty Ltd

- 11 Transport for NSW admits the allegation in paragraph 11.
- 12 Transport for NSW does not plead to paragraph 12, which does not contain any allegation against it, and otherwise does not admit the paragraph.
- 13 Transport for NSW does not plead to paragraph 13, which does not contain any allegation against it, and otherwise does not admit the paragraph.
- 14 Transport for NSW does not plead to paragraph 14, which does not contain any allegation against it, and otherwise does not admit the paragraph.

Transport for NSW

- 15 Transport for NSW admits the allegation in paragraph 15.
- 16 In response to paragraph 16, Transport for NSW:
 - (a) admits that as at 11 June 2023, it had responsibility for the design, construction, management and maintenance of the main road known as M220, being Wine Country Drive;

- (b) says that such responsibility was subject to any delegation of responsibility;
- (c) does not know and cannot admit what is meant by "all material times"; and
- (d) otherwise denies the paragraph.

17 In response to paragraph 17, Transport for NSW:

- (a) repeats paragraphs 3 to 11F of its defence to the ASOC;
- (b) repeats paragraphs 78 to 86 of its defence to the Second Cross-Claim;
- (c) repeats paragraphs 13 to 17 of its defence to the Third Cross-Claim; and
- (d) does not plead to the balance of paragraph 17, which does not contain allegations against it; and
- (e) otherwise does not admit the paragraph.

18 In response to paragraph 18, Transport for NSW:

- (a) repeats subparagraphs 17(a) and (b) above; and
- (b) otherwise does not admit the paragraph.

19 In response to paragraph 19, Transport for NSW:

- (a) repeats subparagraphs 17(a) and (c) above; and
- (b) otherwise does not admit the paragraph.

Jacobs Group (Australia) Pty Ltd

20 Transport for NSW admits the allegation in paragraph 20.

21 Transport for NSW does not plead to paragraph 21, which does not contain any allegation against it, and otherwise does not admit the paragraph.

22 Transport for NSW does not plead to paragraph 22, which does not contain any allegation against it, and otherwise does not admit the paragraph.

23 Transport for NSW does not plead to paragraph 23, which does not contain any allegation against it, and otherwise does not admit the paragraph.

SMEC Australia Pty Ltd

24 Transport for NSW admits the allegation in paragraph 24.

25 Transport for NSW does not plead to paragraph 25, which does not contain any allegation against it, and otherwise does not admit the paragraph.

26 Transport for NSW does not plead to paragraph 26, which does not contain any allegation against it, and otherwise does not admit the paragraph.

27 Transport for NSW does not plead to paragraph 27, which does not contain any allegation against it, and otherwise does not admit the paragraph.

GHD Pty Ltd

28 Transport for NSW admits the allegation in paragraph 28.

29 Transport for NSW admits the allegation in paragraph 29.

30 Transport for NSW does not plead to paragraph 30, which does not contain any allegation against it, and otherwise does not admit the paragraph.

31 Transport for NSW does not plead to paragraph 31, which does not contain any allegation against it, and otherwise does not admit the paragraph.

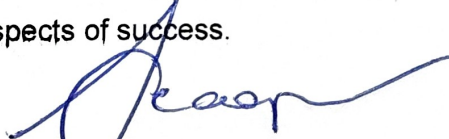
SIGNATURE OF LEGAL REPRESENTATIVE

I certify under clause 4 of Schedule 2 to the [Legal Profession Uniform Law Application Act 2014](#) that there are reasonable grounds for believing on the basis of provable facts and a reasonably arguable view of the law that the defence to the claim for damages in the fourth cross-claim has a reasonable prospects of success.

Signature

Capacity

Date of signature



Solicitor in the employ of the solicitor on record

- SOPHIE
COOPER

26 March 2026