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THE SUPREME COURT OF
WESTERN AUSTRALIA

No 1148 of 1987

STEPHEN EDWARD JAMES
TIMOTHY BARROW

and

CSR LIMITED

and

MIDALCO PTY LTD

No 1161 of 1987

PETER HEYS

and

CSR LIMITED

and

MIDALCO PTY LTD

ROWLAND J

TRANSCRIPT OF PROCEEDINGS

AT PERTH ON THURSDAY, 2 JUNE 1988 AT 10.19 AM

Continued from 1/6/88

Have you seen any document since 1979 that has caused you to tell the court that the frequency of your visits was two or three times a year in the period to 1952 rather than once a year and often several times a year? ---I don't see anything inconsistent. The evidence I gave before was at least once every year.

I see; thank you. Well, you don't see any inconsistency. May I have that back, Mr King? You told the court last Wednesday - transcript page 9078 - that in 1945 you went overseas and you saw the manufacture of asbestos products at Johns-Manville. I'm not talking about the mine and mill but rather at one of its works at Manville, New York?---Yes. It's Manville, New Jersey.

Manville, New Jersey?---New Jersey.

And you said that you couldn't recall equipment in relation to dust control specifically?---Yes.

You recall saying that. Well, now, may I show you two questions and answers. I would ask you to look at the foot of the page numbered 329 and the first question on page 330, and just read them to yourself, would you?---The pages I have - I'm sorry, there are two sets of numbers.

Yes; look at the centre, if you would?---Yes; okay. Yes.

Do you agree that in the case of Joosten in 1979, Mr Kennedy, counsel for Midalco, asked you about an inspection you made of a Johns-Manville textile plant at New Jersey in 1945?---Yes.

Do you agree that you told the court this, in answer to a question:

On your visits to the textile mills
did you notice any particular precautions
which appeared to be taken in
relation to asbestos dust there?

Your response was:

There were several things. The asbestos
fibre raw material was dampened slightly
with water.....so that there
was negative air pressure around the
equipment where the operators
were standing?

---Yes.

Do you accept that that is the evidence you in fact gave in 1979?---Certainly.

Now that your recollection has been refreshed, do you accept that that was in fact what you observed at the