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# Update Summary

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**UPDATE 152**

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**COSTS GUIDE  
NEW SOUTH WALES**

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New and updated commentary has been provided by **Paul Taylor**

## Land and Environment Court

### Updated:

- The Court had to determine on the question of costs whether it was satisfied that the proceedings had been brought in the public interest. See *Mullaley Gas and Pipeline Accord Inc v Santos NSW (Eastern) Pty Ltd (No 2)* [2021] NSWLEC 147, at [9.15].
- The Land and Environment Court of New South Wales addressed the principles surrounding costs in Class 1 proceedings involving development application appeals. See *Crescent Newcastle City Council* [2021] NSWLEC 143, at [9.20]

### New:

- **Costs in Class 5 prosecutions**, has been inserted, at [9.200]