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Update Summary

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LAND AND ENVIRONMENT COURT LAW & PRACTICE NEW SOUTH WALES

**Editor: Jeff Kildea, Former Acting
Commissioner**

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UPDATED COMMENTARY

Jeff Kildea has updated the below annotations.

Environmental offences

Misstatement of the time of the offence is discussed with reference to *M & S Investments (NSW) Pty Ltd v Affordable Demolitions and Excavations Pty Ltd* [2024] NSWCA 151. See [10.176].

Amendment of summons is looked at with reference to *EPA v Maules Creek Coal Pty Ltd* [2024] NSWLEC 58. See [10.200].

Land and Environment Court Act 1979

Section 20: Locus standi in Class 4 proceedings is discussed in regard to *South East Forest Rescue Inc v Forestry Corporation of NSW* (No 2) [2024] NSWCA 113. See [LECA.20.20].

Section 38: Procedural fairness is considered in regard to *Dibb v Transport for New South Wales* [2024] NSWCA 157. See [LECA.38.40].

Land and Environment Court Rules 2007

Rule 7.3: Extension and abridgment of time are looked at with reference to *Boensch v Transport for NSW* [2024] NSWCA 119. See [LECR.7.3.10].

Uniform Civil Procedure Rules 2005

Rule 13.4: Dismissal of proceedings is considered with reference to *Boensch v Transport for NSW* [2024] NSWCA 119: see [UCPR.13.4.10].

Rule 31.19: Seeking directions regarding expert witnesses is considered with reference to *Re CFT No 8 Pty Ltd* [2024] NSWLEC 60: see [UCPR.31.19.10].