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Update Summary

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**PLANNING AND DEVELOPMENT SERVICE
NEW SOUTH WALES**

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Redlich**

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UPDATED COMMENTARY

Land and Environment Court Case Summaries

Jeff Kildea has drafted the following case summaries:

- *CFT No 8 Pty Ltd v Sydney Metro* [2024] NSWLEC 60, see [LECS.2024.011]
- *Dibb v Transport for New South Wales* [2024] NSWCA 157, see [LECS.2024.012]
- *Woollahra MC v Cameron (No 2)* [2024] NSWLEC 66, see [LECS.2024.013]
- *Warwick Farm Central Pty Ltd v Valuer General (No 2)* [2024] NSWLEC 67, see [LECS.2024.014]
- *Whites Beach Investments Pty Ltd v Byron SC* [2024] NSWLEC 75, see [LECS.2024.015]
- *Dibb v Transport for New South Wales (No 2)* [2024] NSWCA 176, see [LECS.2024.016]

Jeff Kildea has updated the following annotations:

Land and Environment Court Act 1979 – (Annotated)

- Division 1 – General, see [LECA.PT3.DIV1.10]
- Division 4 – Special provisions respecting Class 1, 2 or 3 proceedings, see [LECA.PT4.DIV4.10]
- Division 2 – Class 1–4 proceedings, see [LECA.PT5.DIV2.10]

Land and Environment Court Rules 2007 – (Annotated)

- Part 4 – Proceedings in Class 4 of the court’s jurisdiction, see [LECR.PT4.10]
- Part 7 – Miscellaneous, see [LECR.PT7.10].

Uniform Civil Procedure Rules 2005 (NSW) – (Annotated Extracts)

- Division 1 - Entitlement to costs, see [UCPR.PT42.DIV1.10].

Thomas Kwok and Katharine Huxley of Holding Redlich have provided new and updated annotations of the *Environmental Protection and Assessment Act 1979*, Div 7.1, Subdiv 4; ss 10.9, 10.10, 10.13 and 10.15; Schs 4 and 7.

Highlights include:

- What is a housing and productivity contribution? see new paragraph [EPAA.DIV7.1.4.10]
- What is the legislative framework for HPCs? see new paragraph [EPAA.DIV7.1.4.20]
- The relationship between housing and productivity contributions and special infrastructure contributions?, see new paragraph [EPAA.DIV7.1.4.30]
- Proof of ownership of land, see new paragraph [EPAA.10.9.10]
- Right to be heard, see new paragraph [EPAA.10.10.10]
- Regulations, see new paragraph [EPAA.10.13.10]
- Savings and transitional regulations – general, see new paragraph [EPAA.10.15.10]
- What is a special infrastructure contribution?, see new paragraph [EPAA.Sch4.10]
- The former SIC provisions, see new paragraph [EPAA.Sch4.20]
- Paper subdivisions, see new paragraph [EPAA.Sch7.10].

