

12 November 2014

**Class 1 Appeal to the Land and Environment Court  
Concept Plan and Stage 1 Project Application  
for residential development at Avon & Beechworth Roads, Pymble**

**Process Update – Status of Court Proceedings**

The Second Further Revised Preferred Project Report for concept plan MP08\_207 was notified from 29 September to 27 October 2014.

Following the conclusion of the exhibition period, the Minister and Ku-ring-gai Council filed amended contentions in the proceedings. These documents set out the concerns the PAC (on behalf of the Minister) and the Council have in relation to the Second Further Revised Project Report. These contentions are available on the PAC website.

The Land and Environment Court will now determine whether or not the concept plan should be approved and, if approved, whether any modifications should be made to the concept plan.

**Hearing dates for concept plan appeal**

The Court has now confirmed that the concept plan appeal is listed for hearing on **2-5 December 2014** commencing at the Ku-ring-gai Council Chambers (818 Pacific Highway, Gordon) on **2 December 2014** at **9:30am** followed by a site inspection. The remainder of the hearing will take place at the Land and Environment Court at 225 Macquarie St, Sydney.

**Objectors who wish to register an interest to give verbal evidence at a hearing**

At the Council chambers, on 2 December 2014 at 9:30am, the Court will hear from community members who wish to make verbal submissions about the concept plan.

If you are directly affected by the proposal, you may give your evidence from your property rather than the Council chambers.

**If you wish to make an oral submission at the hearing (either at the Council or at your property) please send an email to Kirsty Thomas, Legal Service Branch ([legalservices@planning.nsw.gov.au](mailto:legalservices@planning.nsw.gov.au)) no later than 23 November 2014.**

Please note that the number of persons giving evidence is limited and therefore some persons who express an interest in giving evidence may not be able to do so. In cases where a large number of persons wish to give evidence, the Court's policy is to give preference to those who are directly affected by the proposed development. Whether evidence needs to be limited will be addressed when we know how many persons are interested in giving evidence.

Once we are aware how many persons are going to give evidence we will confirm the details with you by email.

**Attending Court as an observer**

If you wish to attend the Court or the hearing at the Council chambers as an observer, you do not need to let the PAC know. However, it would be helpful to know in advance how many people are likely to attend. Please send an email to the email address given below if you wish to attend.

**Access to information**

The PAC's website will be kept updated with information about this appeal including any updates about the hearing.

The Land and Environment Court has published a Site Inspections Policy which provides information about giving oral evidence, which is available at the following link:

[http://www.lec.justice.nsw.gov.au/agdbasev7wr/\\_assets/lec/m420301l711801/site%20inspections%20policy%20120413.pdf](http://www.lec.justice.nsw.gov.au/agdbasev7wr/_assets/lec/m420301l711801/site%20inspections%20policy%20120413.pdf)

**Contact details**

If you wish to attend/give evidence at the hearing on 2 December 2014, please send your contact telephone number, address and email address to:

Attention: Kirsty Thomas, Legal Services Branch

Email: [legalservices@planning.nsw.gov.au](mailto:legalservices@planning.nsw.gov.au)

Please include in your correspondence the subject heading "Avon Rd, Pymble Appeal".

For other enquiries, please call Mrs Paula Poon on (02) 9383 2101 or email

[paula.poon@planning.nsw.gov.au](mailto:paula.poon@planning.nsw.gov.au)