

ORDERS

COURT DETAILS

Court	Land and Environment Court of New South Wales
Class	4
Case number	14/40907

TITLE OF PROCEEDINGS

Applicant	New Gullen Range Wind Farm Pty Ltd (ABN 41 167 404 211)
Respondent	Minister for Planning

FILING DETAILS

Filed for	Minister for Planning, Respondent
Legal representative	Jennifer Smith, Manager, Litigation Department of Planning and Environment
Legal representative reference	14/18710
Contact name and telephone	Jennifer Smith: (02) 9228 6261
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DECLARATIONS AND ORDERS

By consent, the Court:

- 1 orders that the decision of the Minister by her delegate, the Planning Assessment Commission of New South Wales, on 2 October 2014 to refuse to approve the modification of the New Gullen Range Wind Farm Project which was the subject of major project application MP 07_0118 (MOD 1) lodged by the Applicant under s75W of the *Environmental Planning and Assessment Act 1979* is set aside;
- 2 orders that there be no order as to costs with the intention that each party shall bear its own costs;
- 3 orders that the summons is otherwise dismissed;
- 4 notes the agreement between the parties that orders 1 and 2 are made on the basis of the allegations in ground 6 in the Amended Summons (set out in paragraphs [36] to [38]) but that the applicant makes no other concessions on the grounds in the Amended Summons.

SIGNATURES

Signature of legal representative
for the Applicant

Capacity

Date of signature

Signature of legal representative
for the Respondent

Capacity

Date of signature

[Original signed by the parties in Court 6 March 2015]

Orders made 6 March 2015

Justice Preston, Chief Judge