

8 March 2022

**The Next Generation (NSW) Pty Ltd v Independent Planning Commission (Class 1 Application) Land and Environment Court Proceedings Number 2019/13009 Eastern Creek Energy from Waste Facility SSD 6236**

The purpose of this letter is to provide an update on the appeal in relation to the proposed Energy from Waste Facility at Eastern Creek (**Application**).

**Judgment on Amended Application**

The Court delivered its judgment on 2 March 2022 and allowed the Applicant to amend its Application before the Court.

The Court's judgment is available online at:

<https://www.caselaw.nsw.gov.au/decision/17f49a138d21b0c585f53dcb>

**Next Steps**

The Court will make further directions in the appeal on 16 March 2022, including a timetable for public exhibition of the amended Application. The Department will then place the amended Application on public exhibition and there will be an opportunity to make written submissions.

Once the amended Application is on exhibition, it will be available on the Department's Planning Portal at:

<https://www.planningportal.nsw.gov.au/major-projects/projects/eastern-creek-energy-waste-facility>

**Updates online in future**

All future updates and further information about the appeal will continue to be placed on the IPC website at:

<https://www.ipcn.nsw.gov.au/projects/2018/04/eastern-creek-energy-from-waste-facility-ssd-6236>

If you are unable to access the IPC website or require any further information, please email us at [legalservices@planning.nsw.gov.au](mailto:legalservices@planning.nsw.gov.au)

Yours faithfully



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