



30 June 2021

Dear Sir / Madam

**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 above matter following the directions hearing held 15 June 2021.

**Amended Application, to be heard 17 August 2021**

The Applicant has indicated that it intends to amend its application before the Court for the Energy from Waste Facility at Eastern Creek (**Application**). The Applicant has advised that it will file a motion with the Court seeking to amend its Application by 16 July 2021 (**Motion to Amend**).

The Court will need to determine whether to grant the Applicant's Motion to Amend its Application before any further directions are made in the appeal. The Court has determined to list the Motion to Amend for hearing on **17 August 2021**.

**Next Steps**

We will provide a further update once the Motion to Amend is determined by the Court.

If the Court determines to allow the Application to be amended, the Department will place the amended Application on public exhibition and there will be an opportunity to make written submissions.

**Updates online in future**

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

<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

A handwritten signature in blue ink, appearing to read 'Donette Holm'.

Donette Holm  
**Principal Legal Officer**  
**Legal Services**