



Wednesday, 3 April 2024

Macquarie Health Corporation Limited v Independent Planning Commission
(Land and Environment Court proceedings 51612 of 2023)

President Private Hospital Redevelopment (SSD 10320)

The Applicant, Macquarie Health Corporation Limited, commenced proceedings in the Land and Environment Court of NSW appealing against the decision of the Independent Planning Commission of NSW to refuse consent to development application SSD 10320 for the redevelopment of President Private Hospital at Kirrawee.

On 23 May 2023, the Commission emailed all people who had made submissions to it regarding this application, informing them of the opportunity to make submissions to the Land and Environment Court's section 34 conciliation conference. A copy of the Commission's 23 May 2023 Statement is linked [here](#).

All people who expressed an interest in making submissions to the Court were accommodated by the Court at the public part of the conciliation conference on 6 June 2023.

Since that time, the Applicant has provided new information and made amendments to the application. In accordance with the Commission's obligations as a model litigant (see [here](#)) and its own *Section 34 Conference Policy* (linked [here](#)), the Commission has agreed to a conciliated outcome pursuant to section 34(3) of the *Land and Environment Court Act 1979*. The terms of that conciliated agreement are that the Court may grant development consent to the Applicant's development application (as amended since the Commission's original refusal) seeking consent for the proposed redevelopment of President Private Hospital, including the demolition of Hotham House, subject to revised conditions.

The Court's processes are supportive of one further opportunity for members of the public to be heard by the Court at 9:30am on Friday, 12 April 2024, before it proceeds to hear and potentially determine the matter the same day.

If you have previously made a submission regarding the application and would like to make an oral submission to the Court in the morning of 12 April 2024, please notify the Commission by email to ipcn@ipcn.nsw.gov.au no later than **5pm on Wednesday, 10 April 2024**.

In your email, please put "President Private Hospital" in the subject line. The Commission will then contact you to make arrangements, which may include you giving your oral submission in person on the site of the application or by way of Court-approved AVL (or telephone).