



28 January 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

Update on the Conciliation Conference

The Land and Environment Court (Court) has set a new date for the section 34 conciliation conference (Conciliation Conference) in these Class 1 Proceedings.

The Conciliation Conference will be held on 19, 20 and 21 May 2021.

As previously advised, there will be a public part of the conciliation conference where objectors may attend and have an opportunity to make oral submissions. It is anticipated that oral submissions will be heard from objectors on 20 May 2021, either in person at a venue in the area or remotely via Microsoft Teams. After the conclusion of any oral submissions, the parties are to undertake confidential conciliation discussions facilitated by a Commissioner of the Court and participation in those discussions is limited to the parties and their respective representatives.

Senior Commissioner Dixon of the Court will facilitate the conciliation conference. Further details about the conciliation conference will be determined at the case management conference listed for 12 February 2021.

Making a submission at the conciliation conference

As a result of the new dates for the Conciliation Conference and the time since expressions of interest were originally sought, we are seeking confirmation from those who wish to speak at the conference. If you wish to make a submission at the conciliation conference, please send an expression of interest, including the following information:

- Your contact details (email, phone number, home address);
- Whether you represent any other person or group; and
- The topic (e.g. water, air quality) that you wish to address.

Please send your expression of interest by email to legalservices@planning.nsw.gov.au with "Next Generation" as the subject heading by **11 February 2021**.

It is the Court's usual practice that only 6 objectors make oral submissions at the Conciliation Conference. However, in this case, the Court has indicated that it will seek to accommodate a greater number of submissions being made. In accordance with the Court's Conciliation Conference Policy, priority will be given to individuals and groups who represent larger numbers of people, and those who live in closest proximity to the proposed development.

Please note that all written submissions already made in respect of the development application will be provided to the Court.

We will inform the Court of any expressions of interest to make a submission and will contact those who make an expression of interest after that date to confirm arrangements.

Updates

Updates and further information about the appeal will 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>

Yours faithfully



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