

SUMMONS

- 1 DEC 2008

COURT DETAILS

Court The Land and Environment Court of New South Wales
Registry 225 Macquarie Street, Sydney
Case number 08/412134



TITLE OF PROCEEDINGS

Applicant Gwandalan Summerland Point Action Group Inc
First respondent Minister for Planning
Second respondent Rose Property Group Pty Ltd
Third Respondent Lakeside Living Pty Ltd

FILING DETAILS

Filed for Gwandalan Summerland Point Action Group Inc
Legal representative Kirsty Ruddock,
Legal representative reference JW14608
Contact name and telephone Josie Walker ph 9262 6989

HEARING DETAILS

This summons is listed at 9-15th - 6 FEB 2009

TYPE OF CLAIM

Planning Law – Other Judicial Review

RELIEF CLAIMED

- 1 In relation to concept plan approval MP 07_0330 for residential development at Catherine Hill Bay and Gwandalan purportedly granted by the respondent on 2 September 2008 under section 75O of the Environmental and Assessment Act 1979 ("the Act"):
 - a. a declaration that the said concept plan approval is void and of no effect.
 - b. an order quashing the said concept plan approval.
- 2 In relation to project approval for MP 07_0107 for development in Kanangra Drive Gwandalan for subdivision of lot 3 in DP 588206 into 187 residential lots and associated works purportedly granted by the respondent on 2 September 2008 under s 75J of the Act:
 - a. a declaration that the said project approval is void and of no effect.
 - b. an order quashing the said project approval.
- 3 An order that the respondent pay the applicant's costs of the proceedings.
- 4 Such further or other orders as the Court thinks fit.

A copy of this document
must be served

by..... - 8 DEC 2008

[on separate page]

FURTHER DETAILS ABOUT APPLICANT**APPLICANT**

Name Gwandalan Summerland Point Action Group
 35 Noamunga Cres
 GWANDALAN, NSW, 2259

Legal representative for applicant

Name Kirsty Ruddock
 Practising certificate number 2774
 Firm The Environmental Defender's Office
 #Contact solicitor Josie Walker
 Address Lvl 1
 89 York Street
 SYDNEY NSW 2000
 DX address
 Telephone 9262 6989
 Fax 9262 6998
 Email Josie.walker@edo.org.au

DETAILS ABOUT RESPONDENT**First Respondent**

Name Minister for Planning
 Address Department of Planning
 23-33 Bridge St
 Sydney NSW 2000

Second Respondent

Name Rose Property Group Pty Ltd
 Address 47-51 Riley Street
 WOOLLOMOOLOO
 Sydney NSW 2011

Third Respondent

Name Lakeside Living Pty Ltd
 Address 47-51 Riley Street
 WOOLLOMOOLOO
 Sydney NSW 2011

SIGNATURE OF LEGAL REPRESENTATIVE

This summons does not require a certificate under section 347 of the Legal Profession Act 2004.

I have advised the plaintiff that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature

Capacity

Solicitor on the Record

Date of signature

28th November 2008

NOTICE TO RESPONDENT

If your solicitor, barrister or you do not attend the hearing, the court may give judgment or make orders against you in your absence. The judgment may be for the relief claimed in the summons and for the plaintiff's costs of bringing these proceedings.

You must enter an appearance before you can appear before the court.

HOW TO RESPOND

Please read this summons very carefully. If you have any trouble understanding it or require assistance on how to respond to the summons you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the summons from:

- The court registry.
- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.

Court forms are available on the UCPR website at www.lawlink.nsw.gov.au/ucpr or at any NSW court registry.

REGISTRY ADDRESS

Street address

225 Macquarie Street Sydney

Postal address

GPO Box 3565 SYDNEY NSW 2001

Telephone

9113 8200