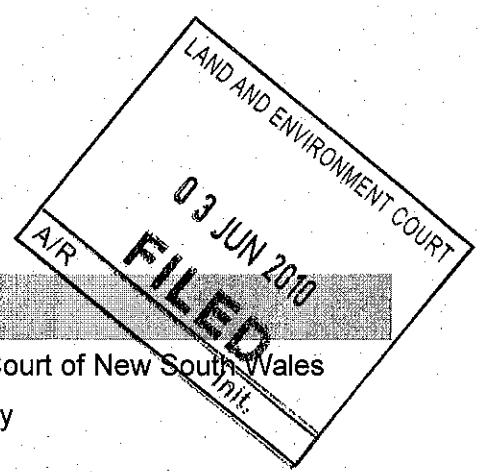


SUMMONS



COURT DETAILS

Court The Land and Environment Court of New South Wales
Registry 225 Macquarie Street, Sydney
Case number 10140424

TITLE OF PROCEEDINGS

Applicant **Ned Richard Haughton**
First Respondent **Minister for Planning**
Second Respondent **Delta Electricity**

FILING DETAILS

Filed for Ned Richard Haughton
Legal representative Kirsty Ruddock, Environmental Defender's Office (NSW) Ltd
Legal representative reference 1014792
Contact name and telephone BJ BeomJin Kim (02) 9262 6989

HEARING DETAILS

This summons is listed at

9.15am
25 JUN 2010

225 Macquarie St Sydney
(WINDEYER CHAMBERS)

TYPE OF CLAIM

Planning Law – judicial review proceedings (Section 123 of the *Environmental Planning and Assessment Act 1979*)

RELIEF CLAIMED

- 1 In relation to the concept plan approval for Major Project Application No 09_0119 for the development of the Mount Piper Power Station Extension subject to the conditions in Schedule 2 of that approval, purportedly granted by the First Respondent on or about 12 January 2010 under section 75O of the *Environmental Planning and Assessment Act 1979* (**Concept Plan Approval**):
 - (a) a declaration that the Concept Plan Approval is invalid and of no effect; and
 - (b) an order quashing the Concept Plan Approval; and
 - (c) an injunction restraining the Second Respondent from taking any action in reliance on the Concept Plan Approval.
- 2 An order that the Respondents pay the Applicant's costs of the proceedings.
- 3 Such further or other orders as the Court thinks fit.



SIGNATURE OF LEGAL REPRESENTATIVE

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

I have advised the applicant 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

3/6/10

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 applicant'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

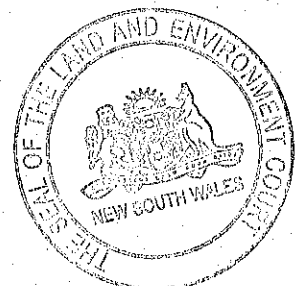
225 Macquarie Street Sydney

Postal address

GPO Box 3565 SYDNEY NSW 2001

Telephone

9113 8200



FURTHER DETAILS ABOUT APPLICANT**Applicant**

Name Ned Richard Haughton
 c/o Environmental Defender's Office (NSW) Ltd
 Level 1
 89 York Street
 SYDNEY NSW 2000

Legal representative for applicant

Name Kirsty Ruddock
 Practising certificate number 27704
 Firm Environmental Defender's Office (NSW) Ltd
 Contact solicitor BJ BeomJin Kim
 Address Level 1
 89 York Street
 SYDNEY NSW 2000
 DX address n/a
 Telephone 9262 6989
 Fax 9262 6998
 Email bj.kim@edo.org.au

DETAILS ABOUT RESPONDENTS**First Respondent**

Name Minister for Planning
 Address Department of Planning
 23-33 Bridge Street
 SYDNEY NSW 2000

Second Respondent

Name Delta Electricity
 Address Level 20
 125 Liverpool Street
 Sydney NSW 2000

