

Daily Court List for Wednesday, 15 May, 2024

Land and Environment Court of NSW  
WINDEYER CHAMBERS, 225 MACQUARIE STREET, SYDNEY

Duty Judge: Justice Pain

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**Justice B Preston Chief Judge**

**Hearing**

**10:00 AM**

Livestream link: <https://youtube.com/live/YrfWnLVQNT0?feature=share>

**Court 12A**

225 Macquarie Street SYDNEY 2000

1 2023/00278997 Maules Creek Community Council Incorporated (INC9894709) v Environment Protection Authority

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**Justice N Pain**

**Notice of Motion Hearing**

**10:00 AM**

**Court 13A**

225 Macquarie Street SYDNEY 2000

1 2023/00133029 MKB Contracting Pty Ltd v Transport for NSW

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**Justice R Pepper**

**Acting Commissioner D Parker**

**Hearing**

**10:00 AM**

Observers use link: <https://avl.justice.nsw.gov.au/invited.sf?id=10197533&secret=unkBffoaYPbyLQCXqQtgzQ>

**Court 11A**

225 Macquarie Street SYDNEY 2000

1 2022/00310394 UPG 72 Pty Ltd v Blacktown City Council

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**Commissioner D Dickson**

**Online court - Request required**

**12:00 PM**

**Online Court**

1 2023/00242890 Universal Property Group Pty Ltd v Central Coast Council

2 2023/00256038 Charas Developments 2 Pty Ltd v Randwick City Council

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**Commissioner S Bish**

**s34 Conciliation Conference Onsite then back to Council Chambers**

**10:30 AM**

**On Site**

1 2023/00328656 Broadwater Riley Pty Ltd v Richmond Valley Council

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**Commissioner P Walsh**

**Hearing**

**10:00 AM**

**Court 11B**

225 Macquarie Street SYDNEY 2000

1 2022/00321610 UPG 122 Pty Ltd v The Hills Shire Council

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**Commissioner T Horton****Hearing****10:00 AM  
Court 3C**

225 Macquarie Street SYDNEY 2000

1 2023/00120406 Vanis Holdings Pty Ltd v Bayside Council

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**Commissioner E Espinosa****s34AA Conciliation and Hearing****10:00 AM  
Court 5B**

225 Macquarie Street SYDNEY 2000

1 2023/00313019 Sasha Barakate v Randwick City Council

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**Commissioner S Porter****Court Hearing (at 12noon) commencing with onsite view****9:30 AM  
Court 10B**

225 Macquarie Street SYDNEY 2000

1 2023/00134347 Aiden Peter Connolly v Waverley Council

**Adjourned s34 Conciliation Conference - By AVL  
(Parties to connect using Microsoft Teams)****4:00 PM  
Court 10B**

225 Macquarie Street SYDNEY 2000

2 2023/00424378 Drumalbyn B Pty Ltd v Woollahra Municipal Council

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**Acting Commissioner L Byrne****s34AA Conciliation and Hearing Onsite then back to Court****9:30 AM  
Court 13B**

225 Macquarie Street SYDNEY 2000

1 2023/00337209 Aidan Austin Marks v Willoughby City Council

**Adjourned s34 Conciliation Conference  
(Parties to connect using Microsoft Teams)****4:15 PM  
Court 13B**

225 Macquarie Street SYDNEY 2000

2 2024/00042605 HDND ENTERPRISE PTY LTD v The Council of the City of Sydney

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**Acting Commissioner G Kullen****Online court - Request required****12:00 PM  
Online Court**

1 2023/00277167 Montessori Academy Group Developments Pty Limited v Penrith City Council

2 2023/00287010 JOSAM GROUP PTY LTD v CITY OF PARRAMATTA COUNCIL

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**Acting Commissioner M Peatman****s34 Conciliation Conference****10:00 AM  
Court 5A**

225 Macquarie Street SYDNEY 2000

1 2024/00028310 Helen Patricia Horsfield v Valuer General of New South Wales

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**Acting Commissioner N Targett**

**Adjourned s34 Conciliation Conference - By AVL**  
**(Parties to connect using Microsoft Teams)**

**4:15 PM**

**Court 1A**

225 Macquarie Street SYDNEY 2000

1 2023/00304529 Chung Kei Ng v Willoughby City Council

**Adjourned s34 Conciliation Conference - By AVL**  
**(Parties to connect using Microsoft Teams)**

**4:30 PM**

**Court 1A**

225 Macquarie Street SYDNEY 2000

2 2023/00348034 Pengcheng Xue v CITY OF PARRAMATTA COUNCIL

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**Acting Commissioner E Washington**

**s34 Conciliation Conference Onsite then back to Council Chambers**

**9:30 AM**

**On Site**

1 2023/00317097 Elias Nehme v City of Parramatta Council

**COMMISSIONERS AVAILABLE DATES:**

May: N/a     June: N/a  
July: 1, 4-5, 8-12, 15-19, 22-23, 25-26, 29-31  
August: 6-8, 15, 22, 26, 28-30  
September: 2-4, 6, 10-12, 16-20, 23-25, 27, 30  
October 1-4, 8-11

**CLASS 3 VALUATION COMMISSIONER DATES:**

May: 16-17, 20-22, 27-31  
June: 3-7, 11-14

**Registrar S Froh**

**Judgment**

**10:30 AM  
Court 1A**

225 Macquarie Street SYDNEY 2000

- 1     2023/00166877     Tony Lin v THE COUNCIL OF THE CITY OF SYDNEY
- 2     2023/00316877     Alstonville Agricultural Society Inc. v Ballina Shire Council
- 3     2023/00325021     Tien Kieu Thi Nguyen v Liverpool City Council
- 4     2023/00421113     John James McPeake v NORTH SYDNEY COUNCIL

**Return of Subpoena**

**10:30 AM  
Court 1A**

225 Macquarie Street SYDNEY 2000

- 5     2023/00234871     Canterbury-Bankstown Council v Christopher Manzi

**Notice to Produce List**

**10:30 AM  
Court 1A**

225 Macquarie Street SYDNEY 2000

- 6     2022/00240959     Roberts Jones Badgerys Creek Pty Ltd v Transport for NSW
- 7     2022/00268580     Robert Jones Badgerys Creek Pty Ltd v Sydney Metro
- 8     2023/00024977     Sydney Science Park Pty Limited v Sydney Metro
- 9     2023/00285328     Turner Contracting Pty Ltd v Tweed Shire Council

**Registrar Directions Hearing**

**10:30 AM  
Court 1A**

225 Macquarie Street SYDNEY 2000

- 10    2023/00127732     SHIRLEY STREET PROJECT PTY LTD v CITY OF PARRAMATTA COUNCIL
- 11    2023/00134839     Carlingford Project Pty Ltd v CITY OF PARRAMATTA COUNCIL
- 12    2024/00141286     CARLISLE HOLDINGS GROUP PTY LTD v WAVERLEY COUNCIL

**Online court - Request required****12:00 PM  
Online Court**

13	2023/00180465	Jixu Wang v City of Ryde Council
14	2023/00322315	WARRAWONG GREENE DEVELOPMENTS PTY LTD v WOLLONGONG CITY COUNCIL
15	2024/00083387	Keiron Devlin v HUNTERS HILL COUNCIL
16	2023/00085644	KW Resort Stage 2 Pty Ltd v Central Coast Council
17	2023/00096540	Thomas Richard Wenkart v Blacktown City Council

**Deputy Registrar E Orr****Notice of Motion List (Registrar)****10:30 AM  
Court 3A  
225 Macquarie Street SYDNEY 2000**

1	2023/00444292	REDBANK UNITED PTY LTD v BLUE MOUNTAINS CITY COUNCIL
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**Return of Subpoena – list of documents produced**

5	2023/00234871	Canterbury-Bankstown Council v Christopher Manzi
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Item #	Producing Party	Date Produced	Proposed Access Order	Privilege Claimed	Date Returnable	Date of Orders
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**No Documents Produced****Notice to Produce List – list of documents produced**

6	2022/00240959	Roberts Jones Badgerys Creek Pty Ltd v Transport for NSW
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Item #	Producing Party	Date Produced	Proposed Access Order	Privilege Claimed	Date Returnable	Date of Orders
N-1	Roberts Jones Badgerys Creek Pty Ltd	23/02/2023	General access	N		
N-2	Robert Jones Badgerys Creek Pty Ltd	01/05/2024	General access	N		01/05/2024
N-3	Robert Jones Badgerys Creek Pty Ltd	01/05/2024	Producer privilege	N		
N-4	Roberts Jones Badgerys Creek Pty Ltd	08/05/2024	General access	N		08/05/2024
N-5	Roberts Jones Badgerys Creek Pty Ltd	08/05/2024	Producer privilege	N		

S-1	Rebecca McKinlay - Department of Premier and Cabinet	06/03/2023	General access	N	07/03/2023
S-2	Irene Park - DHL Supply Chain (Australia) Pty Ltd	09/04/2024	General access	N	12/04/2024
S-3	Claire McHattie - MinterEllison	11/04/2024	General access	N	12/04/2024
S-4	Claire McHattie - MinterEllison	11/04/2024	General access	N	12/04/2024
S-5	Claire McHattie - MinterEllison	11/04/2024	General access	N	12/04/2024
S-6	Claire McHattie - MinterEllison	11/04/2024	General access	N	12/04/2024
S-7	Gabrielle Shina - Gadens	12/04/2024	General access	N	15/04/2024

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7 2022/00268580 Robert Jones Badgerys Creek Pty Ltd v Sydney Metro

Item #	Producing Party	Date Produced	Proposed Access Order	Privilege Claimed	Date Returnable	Date of Orders
N-1	Roberts Jones Badgerys Creek Pty Ltd	23/02/2023		N		
S-1	Rebecca McKinlay - Department of Premier and Cabinet	06/03/2023	General access	N		07/03/2023

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8 2023/00024977 Sydney Science Park Pty Limited v Sydney Metro

Item #	Producing Party	Date Produced	Proposed Access Order	Privilege Claimed	Date Returnable	Date of Orders
N-1	Sydney Science Park Pty Limited	27/10/2023		N		03/11/2023
S-1	Larissa Rossi - Penrith City Council	28/07/2023	General access	N		01/08/2023
S-2	Meghan O'Brien - Department of Planning, Industry and Environment	31/07/2023	General access	N		01/08/2023
S-3	Meghan O'Brien - Department of Planning, Industry and Environment	31/07/2023	Producer privilege	Y		
S-4	Meghan O'Brien - Department of Planning, Industry and Environment	01/08/2023	General access	N		01/08/2023
S-5	Larissa Rossi - Penrith City Council	03/08/2023	General access	N		11/08/2023
S-6	Larissa Rossi -	03/08/2023	General access	N		11/08/2023

	Penrith City Council					
S-7	Larissa Rossi - Penrith City Council	03/08/2023	General access	N		11/08/2023
S-8	Larissa Rossi - Penrith City Council	03/08/2023	General access	N		11/08/2023
S-9	Larissa Rossi - Penrith City Council	03/08/2023	General access	N		11/08/2023
S-10	Larissa Rossi - Penrith City Council	03/08/2023	General access	N		11/08/2023
S-11	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-12	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-13	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-14	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-15	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-16	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-17	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-18	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-19	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-20	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-21	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-22	Larissa Rossi - Penrith City Council	10/08/2023	General access	N		11/08/2023
S-23	Nick Attard - NSW Department of Planning & Environment	17/08/2023	General access	N		18/08/2023
S-24	Nick Attard - NSW Department of Planning & Environment	14/09/2023	General access	N		15/09/2023
S-25	Celestino Pty Limited	27/10/2023		N		03/11/2023

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9 2023/00285328 Turner Contracting Pty Ltd v Tweed Shire Council

Item #	Producing Party	Date Produced	Proposed Access Order	Privilege Claimed	Date Returnable	Date of Orders
N-1	Tweed Shire Council	29/01/2024	General access	N		30/01/2024
N-2	Tweed Shire Council	28/03/2024	General access	N		28/03/2024