

**PRACTICE DIRECTION NUMBER 1 of 2011**

**PLANNING AND ENVIRONMENT COURT**

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**EARLY RESOLUTION OF INFRASTRUCTURE CHARGES AND  
DEVELOPMENT APPROVAL CONDITIONS DISPUTES**

Rule 4 and Part 5 of the *Planning and Environment Court Rules 2010*

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1. This practice direction applies to a proceeding involving only –
  - (a) infrastructure charges; or
  - (b) conditions of a development approval.
2. The purpose of this practice direction is to ensure that such a proceeding is subject to a dispute resolution process at an early stage, preferably without the need for an order or direction by a Judge.
3. Within one month after commencement of a proceeding to which this practice direction applies the parties by agreement should participate in or should fix a date and time with the ADR registrar for them to participate in –
  - (a) a mediation conducted by the ADR registrar;
  - (b) a without prejudice conference chaired by the ADR Registrar; or
  - (c) a case management conference chaired by the ADR registrar.
4. Where the parties do not comply with paragraph 3 of this practice direction, the ADR registrar shall list the proceeding forthwith for review by a Judge, so that the Judge may make orders for a dispute resolution plan.



**Chief Judge PM Wolfe**

9 May 2011