

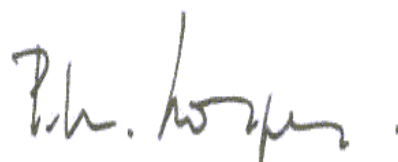
PRACTICE DIRECTION NUMBER 3 OF 2010

PLANNING AND ENVIRONMENT COURT

Notice of Decision pursuant to s376 of the *Sustainable Planning Act 2009*

The purpose of this practice direction is to streamline the giving of notice by the court when required so to do pursuant to s376 of the *Sustainable Planning Act 2009*.

1. Section 369 of the *Sustainable Planning Act 2009* provides for a request to be made to the responsible entity for a permissible change to a development approval. The court is the responsible entity where it gave the development approval. When the court as the responsible entity decides such a request, the court is required by s376 to give written notice of its decision.
2. In order to facilitate the giving of notice in accordance with s376, the party who made the request to change the development approval must hand up to the presiding judge a draft of the notice which:
 - (a) states the name and address of each person or entity to whom written notice of the decision must be given pursuant to s376(1);
 - (b) states the things set out in s376(2)(a), and
 - (c) is accompanied by a copy of the decision notice, if any, for the original application showing the changes as required by s376(2)(b).
3. The draft notice is to be handed up at the time the court decides the request.



Chief Judge PM Wolfe
1 December 2010