



15 February 2017

Liverpool City Council  
**Attention: The Proper Officer**  
Ground floor  
33 Moore St  
Liverpool NSW 2170

**BY HAND**

Dear Sir/Madam

**RE: PAPER TRADE PROCESSING (AUST) PTY LTD V LIVERPOOL CITY COUNCIL  
NSW LAND AND ENVIRONMENT COURT PROCEEDINGS NO. 2017/47929**

We act for the Plaintiff (Paper Trade Processing (Aust) Pty Ltd) in the abovementioned matter.

Please find **enclosed**, by way of service, Class 1 application filed with the NSW Land and Environment Court on 15 February 2017.

Yours faithfully,



**Nathan Buckley | Partner  
G&B Lawyers**

Encl



G&B Lawyers  
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LAND AND ENVIRONMENT COURT OF NSW FILED ON 15 FEB 2017	
	INT

## APPLICATION CLASS 1

### COURT DETAILS

Court Land and Environment Court of New South Wales  
Class 1  
Case number 17/47929

### TITLE OF PROCEEDINGS

Applicant Paper Trade Processing (Aust) Pty Ltd  
ACN 163 158 834

Respondent Liverpool City Council

### FILING DETAILS

Filed for Paper Trade Processing (Aust) Pty Ltd applicant  
Legal representative Nathan Buckley, G&B Lawyers  
Legal representative reference PT17  
Contact name and telephone Nathan Buckley, 0411 067 367  
Contact email [nbuckley@gandblawyers.com.au](mailto:nbuckley@gandblawyers.com.au)

### HEARING DETAILS

This application is listed at 9am on 15 MAR 2017

225 Macquarie St Sydney  
(WINDEYER CHAMBERS)

### TYPE OF CLAIM

Planning law - appeal against deemed or actual refusal of development application (s 97(1)  
Environmental Planning and Assessment Act 1979)

### eCOURT ACCESS

For eCourt purposes, please give access to the following accounts:

A copy of this document  
must be served

by..... 22 FEB 2017

**DETAILS OF APPLICATION**

Date or other identification of the decision, or other matter appealed against, objected to, complained of or referred or remitted to the court

Deemed refusal under section 82 of the *Environmental Planning and Assessment Act 1979* (NSW) of a designated development application for a "resource recovery facility" that was duly made on 6 December 2016.

Act or instrument under which the proceedings are brought

Section 17(d) of the *Land and Environment Court Act 1979* (NSW) (appeals under section 97(1) of the *Environmental Planning and Assessment Act 1979* (NSW)).

**ORDERS SOUGHT**

- 1 The appeal is upheld.
- 2 DA-1160/2016 is granted to Paper Trade Processing (Aust) Pty Ltd for the use of Lot 19 in Deposited Plan 246172 and part of Lot 202 in Deposited Plan 749443 as a "resource recovery facility".

**SIGNATURE**

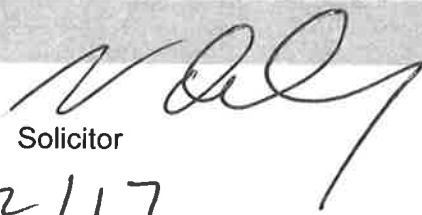
Signature of legal representative

Capacity

Date of signature

Solicitor

15/2/17


**NOTICE TO RESPONDENT**

If your solicitor, barrister, authorised agent 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 application 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 application very carefully. If you have any trouble understanding it or require assistance on how to respond to the application you should get legal advice as soon as possible.**

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

- The court registry.
- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at [www.lawaccess.nsw.gov.au](http://www.lawaccess.nsw.gov.au).

Court forms are available on the LEC website at [www.lawlink.nsw.gov.au/lec](http://www.lawlink.nsw.gov.au/lec).

**REGISTRY ADDRESS**

Street address	Level 4, 225 Macquarie Street, Windeyer Chambers, SYDNEY NSW 2000
Postal address	GPO Box 3565, SYDNEY NSW 2001
Telephone	(02) 9113 8200

**PARTY DETAILS****PARTIES TO THE PROCEEDINGS****Applicant**

Paper Trade Processing (Aust) Pty Ltd  
(Applicant)

**Respondent**

Liverpool City Council (Respondent)

**FURTHER DETAILS ABOUT APPLICANT****Applicant**

Name Paper Trade Processing (Aust) Pty Ltd  
ACN 163 158 834  
Address 49 Heathcote Road  
Moorebank NSW 2170

**Legal representative for applicant**

Name Nathan Buckley  
Practising certificate number 48846  
Firm G&B Lawyers  
Contact solicitor Nathan Buckley  
Address Suite 1, Level 1  
229 Macquarie Street  
SYDNEY NSW 2000  
Telephone 0411 067 367  
Email [nbuckley@gandblawyers.com.au](mailto:nbuckley@gandblawyers.com.au)

**DETAILS ABOUT RESPONDENT****Respondent**

Name Liverpool City Council  
Address 33 Moore Street  
LIVERPOOL NSW 2170

**Documents enclosed**

1. Designated Development Application (DA-1160/2016) lodged with Liverpool City Council on 6 December 2016.
2. Email from Liverpool City Council to Paper Trade Processing (Aust) Pty Ltd dated 25 January 2017 regarding NSW Roads and Maritime Services response to DA-1160/2016.