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In the Planning and Environment Court
Held at: Cairns

No 34 of 2021

Order as per Draft
Judge Dean P. Morzone QC

Between: **COMMUNITY FOR COASTAL AND
CASSOWARY CONSERVATION INC IA13634**

Appellant

And: **CASSOWARY COAST REGIONAL COUNCIL**

Respondent

And: **MISSION HELICOPTERS PTY LTD
ACN 636 565 083**

Co-Respondent

ORDER

Before: His Honour Judge Morzone QC

Date of Hearing: 3 December 2021

Date of Order: 3 December 2021

IT IS ORDERED THAT:

- 1 On or before **Monday, 20 December 2021**, the appellant must provide the other parties a list of matters it wishes to be considered for inclusion in the proposed conditions attaching to any approval of the development application.
- 2 On or before **Monday, 24 January 2022**, the respondent's solicitors will circulate a draft set of conditions for consideration and comment by the other parties to the appeal.
- 3 On or before **Monday, 31 January 2022**, the other parties' solicitors will provide their comments about the proposed conditions to all parties to the appeal.
- 4 On or before **Monday, 14 February 2022**, the appellant must provide the other parties with its written advice as to whether it maintains that the development application subject of the appeal should be refused.
- 5 If under paragraph 4 the appellant maintains that the development application should be refused, then:
 - a) on or before **Monday, 14 February 2022** the appellant must provide, by reference to and strike out, as necessary, of its Consolidated Reasons for Refusal filed herein on 28 May 2021, the grounds on which it relies in support of such refusal.

ORDER

Filed on behalf of the corespondent

FORM REC-7



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- b) on or before **Monday, 21 February 2022**, the parties will:
- i) provide disclosure which will include service of a List of Documents identifying any documents in its possession and/or control that are directly relevant to the issues in dispute and electronic provision of the documents in the Lists.
 - ii) make all necessary enquiries with their nominated experts in respect of those grounds still in issue and advise each other party of the dates of unavailability for future conclaves between experts in the same field.

Review

6 The appeal is listed for review on **Friday, 25 February 2022**.

Filed on

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Registrar