

BETWEEN

CASCADE COAL PTY LIMITED

First Plaintiff

MT PENNY COAL PTY LIMITED

Second Plaintiff

GLENDON BROOK COAL PTY LIMITED

Third Plaintiff

AND

THE STATE OF NEW SOUTH WALES

Defendant



ANNOTATED

PLAINTIFFS' CHRONOLOGY

I INTERNET PUBLICATION

1. This chronology is in a form suitable for publication on the Internet.

II CHRONOLOGY

Date	Event	Reference
9 SEP 2008	The New South Wales Department of Primary Industries (DPI) invites various companies, not including Cascade Coal Pty Limited (Cascade Coal), to participate in an expressions of interest (EOI) process for coal exploration licences, including in respect of Mount Penny and Glendon Brook, with submissions to be lodged by noon, 24 November 2008.	Special Case (SC) [7].
9 JAN 2009	EOI process is re-opened.	SC [8].
16 FEB 2009	Cascade Coal lodges EOI submissions in respect of Mount Penny and Glendon Brook.	SC [9].

Date of Document: 22 October 2014

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Date	Event	Reference
19 JUN 2009	DPI advises Cascade Coal that it is the successful EOI applicant in respect of Mount Penny and Glendon Brook.	SC [10].
10 AUG 2009	DPI advises Cascade Coal that consent has been given pursuant to s 13(4) of the <i>Mining Act 1992</i> (NSW) for it to apply for exploration licences in respect of Mount Penny and Glendon Brook.	SC [12]–[13].
21 AUG 2009	Cascade Coal causes Mt Penny Coal Pty Limited (Mt Penny Coal) and Glendon Brook Coal Pty Limited (Glendon Brook Coal) to be incorporated.	SC [14].
24 AUG 2009	Cascade Coal applies for exploration licences in respect of Mount Penny and Glendon Brook, advising the DPI that such licences are to be issued to Mt Penny Coal and Glendon Brook Coal respectively.	SC [15]–[16].
21 OCT 2009	Exploration licences in respect of Mount Penny and Glendon Brook are issued to Mt Penny Coal and Glendon Brook Coal respectively.	SC [17].
20 DEC 2010	Mt Penny Coal lodges an application for project approval in respect of a proposed open cut coal mine at Mount Penny.	SC [19].
2 MAR 2011	Notification of environmental assessment requirements in respect of Mt Penny Coal's project application.	SC [20].
30 AUG 2011	Notification of revised environmental assessment requirements.	SC [21].
AUG 2012	Mt Penny Coal lodges an environmental assessment in respect of its project application.	SC [23].
4 OCT 2012	The Department of Planning and Infrastructure advises Mt Penny Coal that the environmental assessment submitted by it is inadequate for public exhibition and requests that a revised environmental assessment be submitted.	SC [24].
12 NOV 2012	Commencement of Operation Jasper.	SC [32].
31 JUL 2013	Report of the Independent Commission Against Corruption (ICAC) entitled "Investigation into the Conduct of Ian Macdonald, Edward Obeid Senior, Moses Obeid and Others" (the Report) is made public.	SC [34].
13 AUG 2013	The Report is laid before the Legislative Assembly.	SC [35].
20 AUG 2013	The Report is laid before the Legislative Council.	SC [36].
18 DEC 2013	Report of ICAC entitled "Operations Jasper and Acacia - Addressing Outstanding Questions" (the Further Report) is made public.	SC [42].
19 DEC 2013	The Director General of the Department of Trade and Investment invites Mt Penny Coal and Glendon Brook Coal to make submissions as to why the New South Wales Government should not implement the recommendations in the Further Report.	SC [45(a)].

Date	Event	Reference
15 JAN 2014	Submissions provided by the Plaintiff to the Director General of the Department of Trade and Investment.	SC [45(d)].
30 JAN 2014	The Further Report is laid before the Legislative Assembly and the Legislative Council.	SC [43].
30 JAN 2014	Introduction of the <i>Mining Amendment (Operations Jasper and Acacia) Bill</i> in the New South Wales Parliament.	SC [49].
31 JAN 2014	Royal assent given to the <i>Mining Amendment (Operations Jasper and Acacia) Act 2014</i> (NSW).	SC [50].
26 MAR 2014	Department of Trade and Investment required lodgement by Mt Penny Coal and Glendon Brook Coal of Final Geological Reports in respect of Mt Penny and Glendon Brook.	SC [56].
MAY 2014	Date of Final Geological Reports created by Mt Penny Coal and Glendon Brook Coal	SC [52]--[53]
14 MAY 2014	Royal Assent given to the <i>Mining and Petroleum Legislation Amendment Act 2014</i> (NSW).	SC [51].
30 MAY 2014	Mt Penny Coal and Glendon Brook Coal lodge Final Geological Reports with Department of Trade and Investment	SC [57].
11 JUN 2014	Plaintiffs' solicitors write to Department of Trade and Investment regarding copyright in Final Geological Reports.	SC [58].
10 JUL 2014	Plaintiffs' solicitors write again to Department of Trade and Investment regarding copyright in Final Geological Reports.	SC [59].
18 JUL 2014	Department of Trade and Investment reply to Plaintiff's solicitors regarding copyright in Final Geological Reports.	SC [60].
24 JUL 2014	Writ of Summons and Statement of Claim	Special Case Book (SCB) 2, 7
29 AUG 2014	Defence	SCB 33
23 SEP 2014	Special Case	SCB 48

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