

BETWEEN:

WOOLLAHRA MUNICIPAL COUNCIL

Appellant

MINISTER FOR LOCAL GOVERNMENT

First Respondent

**DR ROBERT LANG, DELEGATE OF THE CHIEF EXECUTIVE OF THE OFFICE
OF LOCAL GOVERNMENT**

Second Respondent

CHIEF EXECUTIVE, OFFICE OF LOCAL GOVERNMENT

Third Respondent

LOCAL GOVERNMENT BOUNDARIES COMMISSION

Fourth Respondent

APPELLANT'S CHRONOLOGY

Part I: Certification

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

Part II: Chronology of relevant events

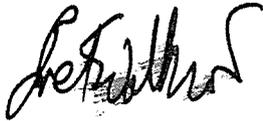
Date	Event	Reference
18 December 2015	Mike Baird, Premier of NSW, releases a media release with the heading "Stronger Councils for Sydney and Regional NSW", which contains an announcement of plan to amalgamate local councils in NSW.	LEC[69]

Date	Event	Reference
6 January 2016	<p>The First Respondent, the Minister for Local Government (the Minister) makes a proposal under s 218E(1) of the <i>Local Government Act 1993</i> (NSW) (Act) for the amalgamation of the Randwick, Waverley and Woollahra local government areas.</p> <p>A document signed by the Minister titled “Merger Proposal: Randwick City Council, Waverley Council, Woollahra Council” is published on the NSW Government Council Boundary Review Website.</p>	LEC[1]
6 January 2016	<p>The Minister refers a series of merger proposals to the Third Respondent, the Acting Chief Executive of the Office and Local Government (the Departmental Chief Executive), for examination and report, including the proposal relating to Woollahra, Waverley and Randwick. The Departmental Chief Executive delegates his functions in respect that proposal to the Second Respondent, Dr Rob Lang (the Delegate) under s 745 of the Act.</p>	LEC[1], LEC[115]
12 January 2016	<p>The Delegate meets with the Mayor and General Manager of Randwick Council and Waverley Council.</p>	LEC[118]
13 January 2016	<p>Advertisements are published in the Daily Telegraph and Sydney Morning Herald headed “Notification of public inquiry into the proposal to amalgamate or alter the boundaries of local government areas”, which advise of a meeting to be held at Club Rose Bay on 4 February 2016, and invite submissions by 28 February 2016.</p>	LEC[33]
14 January 2016	<p>A private “Delegate Briefing” coordinated by the Department of Premier and Cabinet takes place for the delegates of the Departmental Chief Executive appointed to examine and report on different amalgamation proposals, which is attended by the Delegate. This briefing includes a presentation given by KPMG entitled “Overview of assumptions underpinning financial modelling” (and a Q&A session with KPMG).</p>	LEC[120]
18 January 2016	<p>The Delegate meets with the Mayor and General Manager of the Appellant (Woollahra Council) about the proposal for amalgamation.</p>	LEC[118]
25 January 2016	<p>Further matters in relation to KPMG’s financial analysis are discussed in a teleconference between the Delegate, other delegates to whom amalgamation proposals had been referred, and representatives of the DPC.</p>	LEC[121]

Date	Event	Reference
4 February 2016	A public meeting (styled as “the inquiry”) is held at Club Rose Bay over two sessions, at 1pm and 7pm.	LEC[2]; LEC[122]
26 February 2016	Woollahra Council lodges a submission on the merger proposal with Delegate.	LEC[136]
18 March 2016	The Delegate furnishes his report, which recommends amalgamation (Delegate’s Report), to the Minister and a copy is sent to the Fourth Respondent, the Local Government Boundaries Commission (Boundaries Commission).	LEC[2]; LEC[124]
1 April 2016	Woollahra Council commences proceedings in the Land and Environment Court.	
12 April 2016	Woollahra Council receives a copy of the Delegate’s Report, which is included in the First Respondent’s Tender Bundle served on Woollahra Council in the Land and Environment Court Proceedings.	
19 April 2016	Preston CJ determines that various documents within the scope of a subpoena issued to the Department of Premier and Cabinet are subject to public interest immunity.	<i>Woollahra Municipal Council v Minister for Local Government</i> (2016) 217 LGERA 39
22 April 2016	The Boundaries Commission sends its comments on the Delegate’s Report to the Minister.	LEC[3]
20, 21 April, 18, 23 May and 28 June 2016	Hearing before Preston CJ in the Land and Environment Court.	
20 July 2016	Preston CJ makes orders and publishes reasons for judgment.	
22 July 2016	The Notice of Appeal is filed in the NSW Court of Appeal.	
22 August 2016	Hearing before Court of Appeal.	
22 December 2016	The NSW Court of Appeal makes orders dismissing the appeal and publishes reasons for judgment.	
6 January 2017	The Special Leave Application is filed.	
27 March 2017	The NSW Court of Appeal delivers judgment in <i>Kuring-gai Council v Garry West as delegate of the Acting Director-General, Office of Local Government</i> [2017] NSWCA 54.	

Date	Event	Reference
12 May 2017	The Court grants special leave to appeal.	

Dated: 16 June 2017



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