

**IN THE LAND AND ENVIRONMENT
COURT OF NEW SOUTH WALES**

The Prosecutor claims

No. 50014 of 2008

**DIRECTOR-GENERAL, DEPARTMENT OF
ENVIRONMENT AND CLIMATE CHANGE**

Prosecutor

1. An order that the defendant, John Ross Hudson of Maranoa Downs near Mitchell in the State of Queensland, appear before a Judge of the Court to answer the charge that, between about 9 November 2006 and 5 March 2007 inclusive, at or near Moree in the State of New South Wales, he committed an offence against section 12 of the *Native Vegetation Act 2003* ("the Act"), in that he authorised the carrying out of clearing of native vegetation otherwise than in accordance with a development consent granted in accordance with the Act, or a property vegetation plan.

JOHN ROSS HUDSON

Defendant

**SUMMONS
(CLASS 5)**

Particulars:

a) Place of offence

On or about the property known as "Yarrol", being Lot 1 in Deposited Plan 652083, Lots 1, 2, 24 and 27 in Deposited Plan 750519, and Lots 16 and 23 in Deposited Plan 750465, County Benarba, Parish Gingham, in the Moree Plains Local Government Area.

Gordon Plath
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b) Native vegetation cleared

The native vegetation cleared included the following species:

- Eucalyptus coolabah* (Coolibah) (tree)
- Casuarina cristata* (Belah) (tree); and
- Acacia stenophylla* (River Cooba) (tree).

c) Manner of breach

- (i) The Defendant authorised Daniel Keenan and/or Ray Christensen to clear native vegetation by means of one or more bulldozers; and/or
- (ii) The Defendant was a landholder of land on which native vegetation was cleared.

- 2. That the Defendant be dealt with according to law for the commission of the above offence.
- 3. An order that the Defendant pay the Prosecutor's costs.
- 4. Such orders as the Court in its discretion sees fit to make.

Time and place for hearing the application for orders 2 and 3:

Time: 9.30am 18/4/08

Place: Land and Environment Court
225 Macquarie Street
SYDNEY NSW 2000

Prosecutor: Director-General, Department of Environment and Climate Change

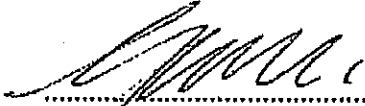


Prosecutor's address for service:

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PO Box A290, Sydney South NSW 1232
DX 11587 Sydney Downtown

Facsimile: 9995 5951

Address of Registry: Level 4, 225 Macquarie Street, Sydney NSW



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Gordon Plath
Prosecutor's solicitor

Filed: