

**IN THE LAND COURT
OF QUEENSLAND**

**MRA092-11 & EPA093-11 (MLA 50229)
MRA098-11 & EPA099-11 (MLA 50230)
MRA105-11 & EPA106-11 (MLA 50231)**

BETWEEN

Xstrata Coal Queensland Pty Ltd & Ors

Applicants

and

Friends of the Earth - Brisbane Co-Op Ltd and Ors

Objectors

and

Department of Environment and Resource Management

Statutory Party

Before President CAC MacDonald

BRISBANE

The Fourth day of May 2011

THE COURT ORDERS THAT:

1. The applicants file and serve any requests for further and better particulars of the grounds of the objectors' objections by 4 pm on 13 May 2011.
2. Each objector file and serve by 4 pm on 10 June 2011:
 - (a) any response to the applicants' request for further and better particulars; and
 - (b) in the case of the objections lodged by Bimbadeen Water Group and Bill Blackley as President on behalf of the Wandoan & District Liaison Committee, a list of the legal entity or entities that comprise the named objector.
3. By 4 pm on 8 July 2011, the applicants and the statutory party file and serve:
 - (a) a list of proposed expert and lay witnesses; and
 - (b) any reports, statements or other material upon which the party intends to rely, including in the case of any expert witnesses, a statement complying with rule 23 of the *Land Court Rules 2000* (Qld).

4. By 4 pm on 5 August 2011, each Level 3 objector (as described in the Land Court of Queensland Practice Direction No. 7 of 2009) file and serve:
 - (a) a list of proposed expert and lay witnesses; and
 - (b) any reports, statements or other material upon which the party intends to rely, including in the case of any expert witnesses, a statement complying with rule 23 of the *Land Court Rules 2000* (Qld).
5. By 4 pm on 16 August 2011, the applicants and the statutory party file and serve any reports, statements or other material in reply upon which the party intends to rely, including in the case of any expert witnesses, a statement complying with rule 23 of the *Land Court Rules 2000* (Qld).
6. Any reports, statements or other material provided under Orders 3, 4 and 5 be arranged as a single bundle of material, with consecutive page numbers on each page and include an index that provides a description of the material, its date and page number in the bundle.
7. Subject to the leave of the Member, no party may lead testimony from a witness which is not fairly disclosed in the reports, statements or other material provided under Orders 3, 4 and 5 for that witness.
8. The matter be set down for a two week hearing commencing 22 August 2011 at a venue to be advised.
9. The parties have liberty to apply on 3 business days' notice.
10. Costs of this hearing be reserved.

