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Directorate / Unit: State Land Asset Management
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**Queensland
Government**

Department of
Natural Resources and Mines

4 February 2016

Attention: Elizabeth Taylor
The Reef Marina
23 Valley Street
Freshwater QLD 4870

Dear Madam

Reference is made to the owner's consent provided by the Department of Natural Resources and Mines (DNRM) on 16 December 2015 to accompany the development application for Material Change of Use on land described as part of Lot 146 on Crown Plan SR861, Lot 103 on Crown Plan SR500 and Lot 126 on Crown Plan SR868 (the lands) for the redevelopment of the Port Douglas Reef Marina site to provide for staged development in accordance with a Precinct Plan and Staging and other supporting Plans under the current Douglas Shire Planning Scheme 2006.

DNRM recognise that Inlet Street approved to be closed (subject to conditions) forms part of the land for the development application.

I can confirm that DNRM hereby gives owner's consent to the above development application for Material Change of Use over the lands for the redevelopment of the Port Douglas Reef Marina site to provide for staged development in accordance with a Precinct Plan and Staging and the other supporting Plans under the current Douglas Shire Planning Scheme 2006. The lands are part of Lot 146 on Crown Plan SR861 (that is currently subject to the trustee leases to The Reef Marina), Lot 103 on Crown Plan SR500, Lot 126 on Crown Plan SR868 and includes Inlet Street (that has been approved to be closed subject to conditions).

Although owner's consent for the development application has been provided, your client is always required to comply with the purpose, terms and conditions of lease purpose(s) registered over the land, and undertake works only if and when the development application has been approved by the assessment manager, and in accordance with the conditions of that approval.

Although owner's consent to the development application has been provided and no tenure under the Land Act is required for the works on the USL, your client is to undertake works on the land only if and when the development application has been approved by the assessment manager, and in accordance with the conditions of that approval.

A copy of this letter is to be attached to your IDAS Form 1 as the required evidence of owner's consent.

Your client will also need to comply with all other legislative and regulatory requirements which may also include approvals that are not part of the assessment of the development application under the *Sustainable Planning Act 2009* (SPA) e.g. a marine park permit if in a marine park.

Postal :
DNRM Hughenden
PO Box 5318
Townsville
4810 QLD

Telephone : (07)4741 1657
Fax: (07)4741 1412

Further, please note that the above consent will expire on 30 June 2015. Should the development application not be lodged with the assessment manager prior to this date, your client will be required again to lodge the IDAS Form 1 and any attachments with this Department with a further request for owner's consent - any further request will need to be reconsidered by the Department.

It is also advised that any land use activities must comply with the *Aboriginal Cultural Heritage Act 2003* or the *Torres Strait Islander Heritage Act 2003*.

Finally, owner's consent is required under SPA to enable the application to be considered properly made for lodging with the assessment manager and is a completely separate process to assessment of the application under SPA.

Accordingly, the State may act at a later date as assessment manager, concurrence/referral agency, or advice agency in the assessment of the development application - providing owners consent will not influence any statutory role the State may have in this assessment.

All future correspondence relative to this matter is to be referred to the contact Officer at the address below or by email to Townsville.SLAMS@dnrm.qld.gov.au. Any hard copy correspondence received will be electronically scanned and filed. For this reason, it is recommended that any attached plans, sketches or maps be no larger than A3-sized.

Please quote reference number 2015/007063 in any future correspondence.

If you wish to discuss this matter please contact Tanya Murphy on 07 4742 3010.

Yours sincerely



Rianha Rolland
Manager, Land Allocation and Sales
A duly authorised delegate of the Minister
under the current Land Act (Ministerial) Delegation