

Victor G Feros Town Planning Consultants

195 Dornoch Terrace
corner Gladstone Road
Highgate Hill **Brisbane** 4101
Queensland Australia
Telephone 07 3844 2882
Facsimile 07 3846 1840
brisbane@ferosplanning.com.au

Level 1
127 Abbott Street
PO Box 1256 **Cairns** 4870
Queensland Australia
Telephone 07 4031 3663
Facsimile 07 4031 2238
cairns@ferosplanning.com.au

07 August 2020

Our Reference: VGF – C1114
(WP: 23382)

Department of State Development, Manufacturing, Infrastructure and Planning
PO Box 2358
CAIRNS Q4870

Attention: Belinda Jones

Dear Belinda,

**Re: EXTENSION TO APPLICANT RESPONSE PERIOD FOR INFORMATION REQUEST FOR APPLICATION FOR DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE – CODE ASSESSMENT FOR MULTIPLE DWELLING, SHORT-TERM ACCOMMODATION, FOOD AND DRINK OUTLET AND FUNCTION FACILITY ON LAND LOCATED AT LOT 906 PORT DOUGLAS ROAD, PORT DOUGLAS AND DESCRIBED AS LOT 906 ON SP277141
COUNCIL REFERENCE: CA 3238/2019
DSDMIP SARA REFERENCE: 1909-13260-SRA**

We advise that we continue to act as Town Planning Consultants and Agent for an on behalf of the Registered Liquidators Mathew Leslie Joiner and Rachel Elizabeth Burdett-Baker, of “*Cor Cordis Waterfront Place*”, appointed to Niramaya Developments Pty Ltd (Receivers and Managers Appointed) ACN 621 516 863 and advise further that we proceed in accordance with necessary authorisation to so act (see **attached**).

With reference to the above-described Application to Douglas Shire Council for Development Permit, and in particular to the Information Request of the Department of State Development, Manufacturing, Infrastructure and Planning (DSDMIP) dated 11 November 2019, and also to the Department’s letter dated 6 February 2020 extending the due date for response to 11 August 2020, we advise that the Applicant remains actively committed to the proposed development of the subject land for the advised purposes.

However, further time is required to provide the necessary response to the Department, and also Douglas Shire Council’s Information Request, given the continuing land and associated administrative complexities requiring further assessments and resolution.

IN CONTINUOUS PRACTICE SINCE 1976

Principal
Victor G Feros
BA MUS LFPIA CMILT LGTP(Q)

Adjunct Professor
School of Geography, Planning
and Environmental Management
University of Queensland

US Bicentennial Fellowship Award 1976

Administrative Director
Marion C Feros
B Pharm MBA MPS ASA AFACP

Associate & Office Manager, Cairns
Nick Hardy
BRTP (Hons) MPIA LGTP(Q)

Victor G Feros
Town Planning
Consultant Pty Ltd
ABN 51 010 417 302

www.ferosplanning.com.au

The resolution sought to allow the necessary technical response to the Department's Information Request, has not at all been assisted by the unforeseen circumstances beyond the control of the Application, extenuated and exacerbated by the onset of the Covid-19 Pandemic and the extremely adverse impacts visited upon the economy locally, nationally and internationally – all factors necessitating this request to extend.

Accordingly, having regard to the above facts, considerations and circumstances relied upon in these submissions, the Department is respectfully formally requested to extend the due date for the finalising of a Response to its Information Request by a further 12 months, to 11 August 2021.

Please be advised, in closing, that a similar Request to the Douglas Shire Council is being sought concurrently.

We commend your favourable consideration of this Request to Extend the Response period to the Department's Information Request as sought, and look forward to receipt of the Department's further advices.

Yours faithfully,



Victor G Ferros OAM BA MUS MPIA (Life Fellow) CMILT LGTP (Q)
Principal
VICTOR G FEROS TOWN PLANNING CONSULTANTS

Medal of the Order of Australia
"For service to Town Planning"

Adjunct Professor, School of Earth & Environmental Sciences
The University of Queensland

Life Fellow, Planning Institute of Australia

Appointed Referee, Development Tribunals
Queensland Government



BRISBANE

Level 19, Waterfront Place, 1 Eagle Street,
Brisbane QLD 4000

GPO Box 98,
Brisbane QLD 4001

ABN: 82 098 443 397

Our Ref: MJ/PH/PH/NIR950 – 9

6 August 2020

Victor G Feros Town Planning Consultants
PO Box 1256
CAIRNS QLD 4870

Attention: Victor Feros

By email: brisbane@ferosplanning.com.au

Dear Sir / Madam

**Niramaya Developments Pty Ltd (Receivers & Managers Appointed) ACN 621 516 863
("the Company") &
Lot 906 Bale Drive Port Douglas ("The Property")**

On 16 October 2019, Matthew Joiner and Rachel Burdett-Baker were appointed as Receivers and Managers of the Company. A copy of the Form 505 lodged with the Australian Securities and Investments Commission detailing the appointment is enclosed for your reference.

I confirm you are authorised to seek, on behalf of the Receivers and Managers, an extension of time to respond to the information requests issued by the Council and the State in respect to the development application for the Property.

If you have any queries, including if you require any instructions or further information, please contact Paul Hewett of this office on (07) 3613 3628 or alternatively at brisbaneinsol@corcordis.com.au.

Yours faithfully

MATTHEW JOINER
Receiver & Manager

Form 505

Corporations Act 2001
**415(1), 427(2), 427(4), 450A(1)(a),
499(2C)(a) & (b), 537(1) & (2),**
Insolvency Practice Rules (Corporations) 2016
s70-60(2)

External Administration or Controllership Appointment of an administrator or controller

Liquidator details

Registered liquidator number

203318

Registered liquidator name

MATTHEW LESLIE JOINER

Company details

Company name

NIRAMAYA DEVELOPMENTS PTY LTD

ACN

621 516 863

Company industry type

Other (Business and Personal) Services

Add a new appointment

Appointee details

Liquidator No.

203318

Person Name

MATTHEW LESLIE JOINER

Address

**COR CORDIS, 'COR CORDIS
WATERFRONT PLACE' LEVEL 19 1
EAGLE STREET BRISBANE QLD 4000
Australia**

Type of Appointment

**Appointed Jointly and
Severally**

Appointee details

Liquidator No. **338594**

Person Name
RACHEL ELIZABETH BURDETT-BAKER

Address
**COR CORDIS, 'COR CORDIS' LEVEL 29
360 COLLINS STREET MELBOURNE VIC
3000 Australia**

Type of Appointment **Appointed Jointly and
Severally**

Appointment Details

Provide the date of appointment.
16-10-2019

Type of administrator
**Receiver and Manager of the property
described in the schedule of property**

Method of appointment
appointment by instrument

Date of instrument: **27-05-2019**

Description of instrument
General Security Interest

Instrument is registered in
Personal Property Securities Register

Security Interest **201905270017459**

Schedule of Property
All present and after acquired property no exception.

Authentication

This form has been authenticated by
Name **MATTHEW LESLIE JOINER**

This form has been submitted by
Name **Matthew Leslie JOINER**

Date **16-10-2019**

Payment

You need to pay the fee (and any late fees if required) by Bpay or cheque in accordance with the instructions on your invoice

For more help or information

Web www.asic.gov.au
Ask a question? www.asic.gov.au/question
Telephone 1300 300 630