



**Queensland
Government**

Our ref.: TMR12-004779 (500/214)

Your ref.: 8/38/2-10

C/c The Chief Executive Officer
Cairns Regional Council
PO Box 359
CAIRNS QLD 4870

Attention: Luke Jackson



Please find attached correspondence for your information and action as required. Should you wish to discuss this correspondence, please contact Malcolm Hardy, Senior Town Planner (Corridor Management) on 07 4050 5511.

Yours sincerely

A handwritten signature in black ink, appearing to read "Malcolm Hardy".

Malcolm Hardy
Senior Town Planner (Corridor Management)

29 November 2012

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RPS Group
PO Box 1949
Cairns QLD 4870

Attention: Stuart Ricketts

Dear Sir

**REQUEST TO CHANGE DEVELOPMENT APPROVAL – RESPONSIBLE ENTITY NOTICE
OF DECISION**

Proposed Development: DEVELOPMENT PERMIT for MATERIAL CHANGE OF USE
(SHOPPING FACILITIES & BUSINESS FACILITIES)
Real Property Description: Lot 101SP186233, 10RP891901 (Former)
Street Address: 63 Front Street, Mossman QLD 4873
Assessment Manager ref.: 8/38/2-10
Local Government Area: Cairns Regional Council

The Department of Transport and Main Roads (the department) confirms receipt of your request to change the abovementioned development approval under Section 369 of the *Sustainable Planning Act 2009* (SPA) on 27 November 2012. The development approval for the original development application was decided on 2 August 2007 and (amended decision notice on) 12 May 2009.

The following changes to the department's concurrence agency response have been requested:

Review concurrence agency conditions against revised development plans:

- Suturs PGD Architects Proposed Site Plan, 602682 DA01 Issue D, dated 23.11.2012,
- Suturs PGD Architects Elevations & Section, 602682 DA02 Issue D, dated 23.11.2012, and
- Suturs PGD Architects 3D Views, 602682 DA03 Issue C, dated 23.11.2012.

Department of Transport and Main Roads
Program: Delivery and Operations
Far North Region
Cairns Corporate Tower, 15 Lake Street Cairns Queensland 4870
PO Box 8185 Cairns Queensland 4870

Our ref	TMR12-004779 (500/214)
Your ref	PR115098-1/SDR/AF/L71552
Enquiries	Malcolm Hardy
Telephone	+61 7 4050 5511
Facsimile	+61 7 40505429
Website	www.tmr.qld.gov.au
Email	Malcolm.R.Hardy@tmr.qld.gov.au

The department as the responsible entity has assessed your request against its jurisdiction, namely, the purposes of the Transport Infrastructure Act 1994 for state-controlled roads and having regard to the matters set out in Section 374 of the SPA. Please be advised that under Section 375 of the SPA, the department has decided to approve the request without any change to the 7 department conditions of development attached to Council's decision notices.

Pursuant to section 466 of the SPA, you may appeal to the Planning and Environment Court against this decision. Your appeal must be started within 20 business days after the day the notice of the decision is given to you. Your notice of appeal should be forwarded to the Planning Law Team, Planning Management Branch, Department of Transport and Main Roads, GPO Box 213, Brisbane QLD 4001.

Should you have any queries regarding this information request, please do not hesitate to contact Malcolm Hardy, Senior Town Planner (Corridor Management) on 07 4050 5511.

Yours sincerely



Malcolm Hardy
Senior Town Planner (Corridor Management)

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