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ergon.com.au

21 May 2026

Chief Executive Officer
Douglas Shire Council

Attention: Rebecca Taranto

Via email: enquiries@douglas.qld.gov.au

cc Avenol Developments Pty Ltd
c/- Brazier Motti Pty Ltd

Attention: Michael Tessaro

Via email: cns.planning@braziermotti.com.au

Dear Sir/Madam,

**Ergon Advice Agency Response – Reconfiguring a Lot (Access Easement)
located at Cassowary Road, Cassowary, formally described as Lot 41 on
N157598, Lot 80 on NR616 and Lot 81 on SR571
Council Ref: ROL 2026_5921/1
Applicant Ref: 36650-001-01
Our Ref: ECM 40180839 - 40263619**

This Referral Agency response is given under section 56 of the *Planning Act 2016*.

Response	
Outcome	Approved in full - subject to conditions
Referral assessment capacity	Advice
Matters referral assessment made against (S55(2))	The purpose of the <i>Electricity Act 1994</i> and <i>Electricity Safety Act 2002</i>
Reasons for decision (S56(7)(b))	The works do not conflict with: <ul style="list-style-type: none">the objectives set out within Part 2, Section 3 of the <i>Electricity Act 1994</i>

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- the purpose of the Electricity Safety Act 2002 as set out within Part 1 Division 2 Section 4 & 5.

The works do not adversely impact on the safe, efficient, and economically viable operation of the supply network.

Development Details

Applicant	Avenol Developments Pty Ltd c/- Brazier Motti Pty Ltd
Assessment Manager	Douglas Shire Council
Council Application No.	ROL 2026_5921/1
Street Address	Cassowary Road, Cassowary
RPD	41N157598, 80NR616 and 81SR571
Development Type	Reconfiguring a Lot (Access Easement)
Referral Trigger	<input checked="" type="checkbox"/> Schedule 10, Part 9, Division 2, Table 1, Item 1 (10.9.2.1.1) – Reconfiguring a lot subject to an easement for the benefit of a distribution entity under the Electricity Act for a supply network;
Impacted Electrical Infrastructure	Easement A RP898041 – 132kV O/H Line (Feeder: 7200 & 7496)

Ergon provides the following response to the application in accordance with Section 56(1) of the *Planning Act 2016*:

Component of Development	Advice Agency direction
ROL	<input checked="" type="checkbox"/> S56(1)(b)(i) – approval subject to stated development conditions

In accordance with Section 56(1) should the Assessment Manager decide to approve the proposed Development Application, as an Advice Agency, Ergon requires that the assessment manager impose the below conditions. These conditions have been imposed in response to the matters prescribed under Section 55 (2) of the *Planning Act 2016*.

Table 1			
Plans forming part of this Approval			
<i>Title</i>	<i>Plan No.</i>	<i>Issue</i>	<i>Date</i>
<i>Proposed Easements AA, AB & AC within Lot 81 on SR571, Lot 80 on NR616 and Lot 41 on N157598</i>	<i>36650/001</i>	<i>A</i>	<i>20 March 2026</i>

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Table 2			
Condition		Timing	Purpose/Reason
1	<p>Carry out the approved development generally in accordance with the approved plans and documents outlined within Table 1 of this approval and the following:</p> <ul style="list-style-type: none"> ▪ The specifications, facts and circumstances as set out in the development application submitted to Ergon; and ▪ Where a discrepancy or conflict exists between the written conditions of the approval and the approved plans, the requirements of the written conditions prevail 	At all times	To ensure the development is carried out generally in accordance with the plans of development submitted within the application
2	Any alterations to the plans and document(s) identified within Table 1 of this response are to be resubmitted to Ergon for comment	At all times	To ensure the development is carried out generally in accordance with the plans of development submitted within the application
3	<p>Access to and along Easement A RP898041 must be available to Ergon personnel and heavy equipment for construction, maintenance and emergency purposes.</p> <p>Where fencing prohibits access to and along Easement A RP898041 gates are to be supplied and installed by the developer/ landowner. To enable travel along the easement at any time the gates must be series locked with an Ergon padlock.</p>	At all times	To ensure the safe and efficient operation of the supply network.

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	<i>Note: Both a padlock and design drawing of an acceptable gate will be made available by Ergon upon request.</i>		
4	Vehicles and machinery operating within Easement A RP898041 must maintain safety exclusion zones to the overhead electricity wire in accordance with the Electrical Safety Regulation 2013. <i>Note: Compliance with the Electrical Safety Act 2002, including any Code of Practice under the Act and the Electrical safety Regulation 2013 including any safety exclusion zones defined in the Regulation is mandatory.</i>	At all times	To ensure the maintenance of statutory clearance in accordance with the Electrical Safety Regulation 2013.
5	All conditions relevant to Easement A RP898041 must be maintained	At all times	To ensure the safe and efficient operation of the supply network.

General Advice:

- Compliance with the Electrical Safety Act 2002, including any Code of Practice under the Act and the Electrical safety Regulation 2013 including any safety exclusion zones defined in the Regulation is mandatory

Should any doubt exist in maintaining the prescribed clearance to the overhead conductors and electrical infrastructure then the applicant is obliged under the Act to seek advice from Ergon.

- Any costs incurred by Ergon as a result of the works on the easement are to be met by the property Developer / owner.
- This response does not constitute an approval to commence any works within the easement. Consent to commence works relevant to the conditions of the easement is required. All works on easement (including but not limited to earthworks, drainage and detention basins, road construction,

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underground and overhead services installation) require detailed submissions, assessment, and consent (or otherwise) by Ergon.

- All works proposed to be undertaken in close proximity to overhead or underground electrical lines are to be undertaken in accordance with Ergon's Works Practice Manual WP1323. This document refers to various standards, guidelines, calculations, legal requirements, technical details, and other information relevant to working near high voltage infrastructure. A copy of WP1323 can be found online via Ergon's document library ([Document library | Ergon](#)).

Should you require any further information on the above matter, please contact Tammara Scott on 0492 137 878 or via email at townplanning@ergon.com.au.

Yours faithfully,



Tammara Scott
Town Planner

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