

28 July 2023

Enquiries: Neil Beck
Our Ref: OP 2023_5234/1 (1169419)
Your Ref:

Administration Office
64 - 66 Front St Mossman
P 07 4099 9444
F 07 4098 2902

K P Cullen & N G Biddle
C/- EDGE Consulting Engineers
Level 1, 28 Balaclava St
WOOLLOONGABBA QLD 4102

Dear Sir

**Development Application for Operational Works (Earthworks)
At 12 Murphy Street PORT DOUGLAS
On Land Described as LOT: 113 TYP: PTD PLN: 2094**

Please find attached the Decision Notice for the above-mentioned development application.

Please quote Council's application number: OP 2023_5234/1 in all subsequent correspondence relating to this development application.

Also find attached a 'Pre-Start' meeting template, which identifies the information that must be provided for Council approval, prior to the commencement of works.

The template also provides the Consulting Engineer with a format for conducting the meeting. An invitation to attend the meeting must be sent to Council's representative Neil Beck on telephone number 07 4099 9451, giving at least five (5) working days notification if possible.

In addition to the Decision Notice, Council provides the following 'Advice Statement' which relates to issues that are relevant to the proposed works:

1. The Consulting Engineer is to present all contractors with a copy of this Decision Notice and the Council approved plans, prior to the commencement of works.

Should you require any clarification regarding this, please contact Neil Beck on telephone 07 4099 9451.

Yours faithfully



For
Paul Hoyer
Manager Environment & Planning

encl.

- Decision Notice
 - Approved Drawing(s) and/or Document(s)
- Advice For Making Representations and Appeals (Decision Notice)



Decision Notice

Approval (with conditions)

Given under s 63 of the Planning Act 2016

Applicant Details

Name: K P Cullen & N G Biddle
Postal Address: C/- EDGE Consulting Engineers
Level 1, 28 Balaclava St
WOOLLOONGABBA QLD 4102
Email: civiladmin@edgece.com

Property Details

Street Address: 12 Murphy Street PORT DOUGLAS
Real Property Description: LOT: 113 TYP: PTD PLN: 2094
Local Government Area: Douglas Shire Council

Details of Proposed Development

Development Permit for Operational Works (Earthworks)

Decision

Date of Decision: 5 July 2023
Decision Details: Approved (subject to conditions)

Approved Drawing(s) and/or Document(s)

Copies of the following plans, specifications and/or drawings are enclosed.

Drawing No.	Title	Revision
C001	COVER SHEET	P5
C002	CONSTRUCTION NOTES	P5
C101	EROSION & SEDIMENT CONTROL PLAN	P6
C201	BULK EARTHWORKS PLAN SHEET 1	P6
C202	BULK EARTHWORKS PLAN SHEET 2	P6

C231	BULK EARTHWORKS SECTIONS SHEET 1	P5
C232	BULK EARTHWORKS SECTIONS SHEET 2	P5
C301	STORMWATER & SITE GRADING PLAN SHEET 1	P6
C302	STORMWATER & SITE GRADING PLAN SHEET 2	P6
C331	DRIVEWAY LONGTIDUNAL SECTIONS	P4
C332	DRIVEWAY CROSS SECTIONS	P3
C341	STORMWATER LONGTIDUNAL SECTIONS	P6
C601	WATER RETICULATION PLAN	P6
C701	SEWER RETICULATION PLAN	P6

EROSION AND SEDIMENT CONTROL DRAWINGS

The following drawings must form the basis of the contractor's Erosion and Sediment Control Plan in accordance with the *FNQROC Development Manual*, Clause CP1.06.

Drawing Description	No	Rev
EROSION AND SEDIMENT CONTROL PLAN	C101	P6

Note – The plans referenced above may require amending in order to comply with conditions of this Decision Notice.

Assessment Manager Conditions & Advices

1. General

- a. Where the conditions require amendments to the drawings, the revised drawings must be submitted "for construction" and must be certified as approved by a registered professional engineer of Queensland (RPEQ).
- b. Materials shall be in accordance with the provisions of the FNQROC Development Manual. Where alternative materials are proposed details are to be provided to Council for consideration and approval prior to incorporation into the works.

This information must be provided prior to the pre-start meeting (or such other timeframe agreed with Council) and the elements are not approved unless confirmed by Council in writing.

2. Earthworks

- a. The applicant is to ensure that any earthworks undertaken as part of the works maintains a free draining surface with no ponding of standing water resulting. Any amendments proposed to the finished surface profiles are to be identified and reported to Council prior to being undertaken.
- b. The applicant is to ensure that all earthworks are undertaken under supervision of the project geotechnical consultant and that the site remains stable and safe

at all times.

3. Vegetation Retention

- a. Provide an arborist report and recommendation on the measures required to maximise the viability of the trees downslope from the driveway where in close proximity to the proposed retaining wall and associated footing. This should include confirming that the structural root zone is not impacted, and any specific construction measures required within the Tree Protection Zone, including nominating compaction techniques and limits on machine size.

The Applicant must provide an overlay of the trees on the driveway civil design plans. The overlay must include the (SRZ) and tree protection zone (TPZ) for each tree with appropriate annotations. Reference to AS4970 is made with respect to construction clearances to retained trees civil plans.

- b. The Applicant is to advise the measures that will be employed to protect and conserve all trees in the batter.

In addition, the Applicant is to confirm that a suitably qualified arborist, has reviewed the proposed works and clearances to the retained trees and provides confirmation that the operational works proposed within the tree protection zone (TPZ) of any retained trees can be undertaken without significant risk of loss of the tree. Such confirmation must confirm that no works are occurring within the structural root zone (SRZ) and that the amount of impact is consistent with the best practice standards and AS4970.

4. Stormwater

- a. Provide amended stormwater design plans for complying with the maximum pipe grades nominated in the Queensland Urban Drainage Manual (QUDM) Table 7.12.1.

The amended plans required under this condition must be submitted prior to the pre-start meeting for Operational works and must be approved by Council prior to any works occurring on stormwater elements.

- b. Prior to the prestart meeting, the applicant is to provide additional drainage calculations to demonstrate capacity and ability for the proposed swale drains to accommodate stormwater flows up to 1% AEP stormwater events in accordance with FNQROC Development Manual D4.12 and Queensland Urban Drainage Manual (QUDM).

The information must include internal and external contributing catchment boundaries and associated stormwater calculations for the perimeter swale drains. In the event that the drainage calculations require changes to the drain profiles, these will need to be updated on amended drawings provided to Council and approved prior to construction of drainage elements on site.

5. Water Supply and Sewerage

- a. The applicant is to provide updated designs for water supply and sewerage to connect the lots to Council's network. The design requirements within the driveway are nominated in conditions of this approval.

6. Retaining Walls

Prior to the prestart meeting, the applicant must provide updated drawings detailing the clearances between the stormwater pipe and proposed retaining wall/footing at the southern end of the shared driveway access shown on Edge Drawing C302.

The retaining wall appears to encroach on the existing stormwater alignment. FNQROC Development Manual D2.13 is referenced which requires that the minimum horizontal clearances between adjacent services and retaining wall structures.

The Applicant is to provide additional details on amended plans to demonstrate that retaining walls are designed in accordance with FNQROC Development Manual D2.13 and Australian Standard 4678 (AS4678).

The amended Drawings must be approved by Council prior to driveway works commencing on site. The works must be constructed in accordance with the approved drawings prior to the application for Works Acceptance.

7. The retaining wall extent shown on the lefthand side of the internal driveway MC02 must not commence before Chainage 10m. The interface back to the current access track formation must be completed with a batter of maximum slope 1v in 10h within the Murphy Street road reserve.

Updated drawings detailing the above changes must be provided prior to the prestart meeting.

8. All geotechnical works relating to the shotcrete walls and earthworks batters identified must be supervised by the geotechnical consultant to ensure that the site works are undertaken in a manner that maintains a low to very low risk rating in accordance with AGS Guidelines.
9. The supervising geotechnical assessment must provide a final geotechnical report confirming that the constructed works comply with the approved designs. The final report must be endorsed by the Chief Executive Officer prior to Works Acceptance and commencement of building works.

The geotechnical report must include designs and treatments for the site for temporary works and for the staging of construction. The temporary works are to be certified by a suitably qualified RPEQ.

10. As-constructed details of the geotechnical shotcrete wall solution are to be provided to Council and records must be kept by the applicant/land owner. Certification from the RPEQ that the works have been undertaken in accordance with the approved plans and recommendations of the geotechnical investigation and compliance with these conditions is required prior to the Commencement of Use.

Where the proposed temporary or permanent geotechnical design solution requires soil nails, the extent of the nails must not extend beyond the property boundary without written consent from the adjacent landowner. The design must fully disclose the extent, depth, and potential impact on future development of adjoining land so that the owner provides informed consent to any encroachment.

11. External Driveway

The water and Sewer design within Murphy Street must be extended from the bottom of the driveway to the entry point to each of Lots 12 and 14 Murphy Street to ensure that no future works impact the driveway. Stubs for Water and Sewer are to be extended beyond the north west driveway extent for adjacent lots.

In particular;

1. The sewer must be constructed as a 150mm gravity sewer with manholes or maintenance shafts at changes in direction;
2. The sewer must be provided with a manhole within the Murphy Street Road reserve north west from the proposed driveway extent;
3. Property connection branches for Lot 12 and 14 Murphy Street are to be provided within each lot beyond the driveway extent;
4. A 100mm Water main is to be constructed within the driveway footprint with property services provided to Lots 12 and 14 Murphy Street;
5. The water main must be provided with a hydrant within the Murphy Street Road reserve north west from the proposed driveway extent.

Updated plans must be provided for the driveway showing the integrated design for the water and sewerage services and the offsets and clearances to the Stormwater, power and communications services.

The amended plans required under this condition must be submitted prior to the pre-start meeting for Operational works and must be approved by Council prior to any works occurring within the Murphy Street Road reserve. The works must be constructed in accordance with the approved drawings prior to the application for Works Acceptance.

12. Prior to the prestart meeting, the Contractor must provide construction methodology for earthworks on site.

The methodology must include details on staging and construction sequencing of deep excavation and supporting shotcrete walls along the north and western property boundary. In particular, the stabilisation of the upper sections prior to the full excavation of the batter profile, and the maximum height proposed of unsupported batters.

In addition, the applicant is requested to advise the volume of earthworks to be removed from site and the traffic management plan to address truck numbers and conflicts within Murphy Street road carriageway and in the site access driveway.

The Contractors management plan must identify the proposed haul routes, vehicle numbers and expected work times. Assessment of safe traffic conditions and allowable turn movements at intersections must be part of the management plan for the works.

Details must include how truck movements will be managed safely and with minimal disruption to road traffic including restriction on work in peak hours where appropriate.

The construction methodology must be approved by Council prior to earthworks commencing on site.

13. Haul Route

Prior to any works occurring on the site, the applicant is to prepare a road condition report of the proposed road haulage route(s) from the site to the approved disposal site(s). The report is to identify relevant existing defects or problems with the roadway along the identified route. On completion of the works, the haul route(s) shall be subject to a joint inspection by the applicant and Council Officers to identify any further damage that has occurred. Where additional damage has occurred, all rectification works shall be at the applicant's expense, to the satisfaction of the Chief Executive Officer.

14. Miscellaneous

- a. Prior to the pre-start meeting, the applicant must provide construction methodology, management plans, and condition surveys and must confirm the engagement and scope of the project geotechnical supervisor. No works will be permitted to commence on site until approval of these elements is provided by Council in writing.
- b. CCTV inspections are to be reviewed by the supervising engineer and the Engineering Report and Certification by an RPEQ provided to Council prior to Works Acceptance as required under FNQROC Development Manual CP1.25 Project Documentation.

15. Landscape Plans

Provide revised Landscape Plans for the site that account for the amendment to the house design as detailed in the development approval for the minor change dated 12 December 2022 and reflects the extent of works as detailed in this approval. The landscape plans must be submitted and endorsed by the Chief Executive Officer.

All approved landscaping works taking place external to the site must be installed in accordance with endorsed landscape plans prior to Works Acceptance. The balance of approved landscaping works taking place internal to the site must be established prior to the commencement of use.

Further Development Permits

Please be advised that the following development permits are required to be obtained before the development can be carried out:

- All Building Work

All Plumbing and Drainage Work must only be carried in compliance with the Queensland *Plumbing and Drainage Act 2018*.

Concurrence Agency Response

Not Applicable

Currency Period for the Approval

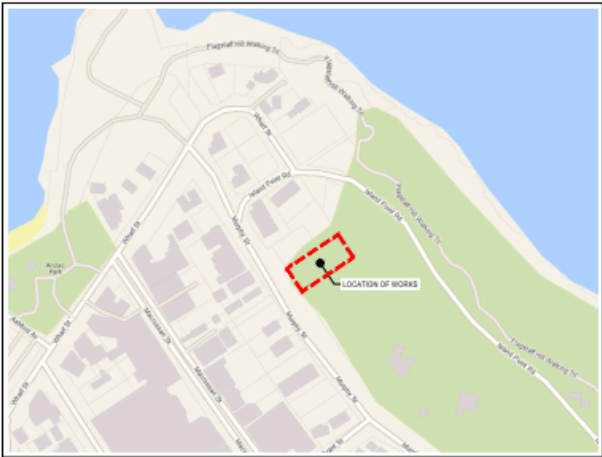
This approval, granted under the provisions of the *Planning Act 2016*, shall lapse two (2) years from the day the approval takes effect in accordance with the provisions of Section 85 of the *Planning Act 2016*.

Rights to make Representations & Rights of Appeal

The rights of applicants to make representations and rights to appeal to a Tribunal or the Planning and Environment Court against decisions about a development application are set out in Chapter 6, Part 1 of the *Planning Act 2016*.

A copy of the relevant appeal provisions are attached.

12 MURPHY STREET RESIDENCE
LOT113 PTD2094 MURPHY STREET, PORT DOUGLAS QLD 4877



LOCALITY PLAN
NTS
NORTH

DRAWING REGISTER	
DRAWING No.	DRAWING TITLE
C001	COVER SHEET
C002	CONSTRUCTION NOTES
C101	EXCAVATION & SEDIMENT CONTROL PLAN
C201	BULK EARTHWORKS PLAN SHEET 1
C202	BULK EARTHWORKS PLAN SHEET 2
C203	BULK EARTHWORKS SECTIONS SHEET 1
C204	BULK EARTHWORKS SECTIONS SHEET 2
C301	STORMWATER & SITE GRADING PLAN SHEET 1
C302	STORMWATER & SITE GRADING PLAN SHEET 2
C303	DRIVEWAY LONGITUDINAL SECTIONS
C304	DRIVEWAY CROSS SECTIONS
C401	STORMWATER LONGITUDINAL SECTIONS
C501	WATER RETICULATION PLAN
C502	SEWER RETICULATION PLAN

RPEQ NAME: ERIN HOGAN				Project Name 12 MURPHY STREET RESIDENCE LOT113 PTD2094 MURPHY STREET PORT DOUGLAS QLD 4877		Drawing Title COVER SHEET	
RPEQ No: 21411		DATE: 26.05.23		KIM CULLEN & NEIL BIDDLE		220150	
SIGN: 		NO		DT		MS	
						NTS	
						PS	

- ALL LEVELS ARE TO BE KIDALMAN HEIGHT DATA.
- ALL SERVICE ACTIVITIES SHALL BE NOTIFIED IN WRITING SEVEN DAYS PRIOR TO COMMENCEMENT OF WORKS.
- TEMPERATURES TO BE RE-ESTABLISHED BY THE LICENSED SURVEYOR IF FOUND TO BE MISSING AT THE COMMENCEMENT OF CONSTRUCTION THE CONTRACTOR SHALL BE RESPONSIBLE FOR CARE AND MAINTENANCE OF TEMPS THEREAFTER.
- ALL EXISTING SURFACE LEVELS SHOWN ON THE ENGINEERING DRAWINGS HAVE BEEN RECHECKED FROM SURVEY DATA. THESE LEVELS HAVE BEEN USED AS THE BASIS FOR ENGINEERING DESIGN AND DETERMINATION OF QUANTITIES. CONTRACTOR TO DISCUSS WORKS FOLLOWS DESIGN INTENTION. CONTRACTOR TO ADVISE SUPERINTENDENT OF ANY MAJOR DISCREPANCIES.
- THE CONTRACTOR IS RESPONSIBLE FOR OBTAINING APPROVAL OF THE TRAFFIC MANAGEMENT PLAN FROM THE LOCAL AND STATE TRAFFIC ENGINEERS FOR CHANGES OR CHANGES REQUESTED. THE TRAFFIC MANAGEMENT PLAN AND TRAFFIC CONTROL PLAN INCLUDING ANY ACCESS REQUIREMENTS SHALL BE APPROVED BY THE COORDINATING ROAD AUTHORITY APPROPRIATE TO THE PROJECT.
- ALL EXISTING ROADWAYS SHALL BE PROTECTED FROM CONSTRUCTION SERVICES TO THE INTERNAL ROAD REPAIRS AND CARRYWAY. ANY DAMAGE CAUSED BY EXISTING KERBS OR CHANNELS OR FOOTPATHS MUST BE MADE GOOD.
- INSTALL ALL VEGETATION PROTECTION, EROSION AND SEDIMENT CONTROL, AND SITE-SPECIFIC MEASURES PRIOR TO COMMENCEMENT OF WORKS.
- BY THE ENGINEER THE SLOPES, FENCES AND OTHER STRUCTURES ON SITE ARE TO BE REMOVED AS DIRECTED BY THE CONTRACTOR. THE COST OF REMOVAL IS TO BE INCLUDED IN THE OVERALL EARTHWORKS GROSS PRICE. UNLESS A SPECIFIC ITEM FOR REMOVAL IS DETECTED IN THE SCHEDULE.
- ALL EXISTING SLOPES, FENCES AND OTHER STRUCTURES PRIOR TO THE COMMENCEMENT OF WORKS ALL EXISTING SERVICES AND STRUCTURES ARE TO BE MAINTAINED IN GOOD ORDER FOR THE DURATION OF THE CONTRACT ANY COSTS ASSOCIATED WITH REPAIRING DAMAGE TO EXISTING SERVICES SHALL BE BORNE BY THE CONTRACTOR.
- ALL THE COSTS OF THE PROJECTS SHALL BE CLEARED OF ALL UNDESIRABLE MATTER THIS SHALL INCLUDE DEAD TIMBER, BOLLARDS, GRASS, OLD FOUNDATIONS, CONCRETE, REDUNDANT BUILDINGS, MATERIALS, BAGS, BEIRDS AND OTHER OBSTRUCTIONS HOLES LEFT BY THE REMOVAL OF MATERIALS SHALL BE FILLED WITH APPROVED COMPACTED MATERIAL.
- CLEARING AND REMOVAL IS TO BE COMPLETED PRIOR TO REMOVAL FROM SITE OR STOCKPILING OF MATERIAL IS TO BE PLACED ON ANY RESERVE OR COMMON PROPERTY UNLESS OTHERWISE DIRECTED BY THE SITE ENGINEER OR SUPERINTENDENT.
- TOPSOIL SHALL BE STRIPPED AND STOCKPAILED PRIOR TO THE COMMENCEMENT OF ANY EARTHWORKS OPERATIONS. TOPSOIL IS TO BE REMOVED TO LANDSCAPE AREAS AFTER CIVIL WORKS ARE COMPLETE.
- SURPLUS TOPSOIL TO BE REMOVED FROM SITE.
- ALL BATTERS SHALL BE 1:4 UNLESS OTHERWISE STATED.
- THE LOCATION OF EXISTING SERVICES SHOWN ON THESE PLANS SHALL BE PROVEN ON SITE BY THE APPLICABLE AUTHORITY. SITES TO BE CONTAINED AND SERVICED LOCATED PRIOR TO THE COMMENCEMENT OF CONSTRUCTION.
- BULK EARTHWORKS LEVELS AT BUILDING PLATFORMS ARE BASED ON PRELIMINARY FOUNDATION DESIGN. LEVELS TO BE FINAL DESIGN SHOULD BE CONFIRMED PRIOR TO FINAL TRIM OF BUILDING PLATFORMS.

1. TREE PROTECTION MEASURES (TPZ FENCE & GROUND PROTECTION) ARE TO BE INSTALLED IN ACCORDANCE WITH AS 4870-2009 PROTECTION OF TREES ON DEVELOPMENT SITES.
2. WHERE TREES TO BE RETAINED HAVE A >10% ENCRoACHMENT INTO THE TPZ, THE FOLLOWING CONDITION APPLY:
150mm DEPTH OF FOREST MULCH TO BE APPLIED TO TPZ

GENERAL EARTHWORKS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE GEOTECHNICAL ENGINEER AND LOCAL REGIONAL COUNCIL.

THE CONTRACTOR SHALL PREPARE THE SLOGRADE FOR PROOF ROLLING TO BE WITNESSED BY THE SUPERINTENDENT AND SITE ENGINEER. PROOF ROLLING SHALL BE CARRIED OUT BY FULLY LOADED WATER TRUCK OR SIMILAR CONSTRUCTION MACHINERY APPROVED BY THE SUPERINTENDENT.

FILLING SHALL BE COMPACTED IN LAYERS TO A DENSITY NOT LESS THAN 85% OF MAXIMUM DRY DENSITY IN ACCORDANCE WITH AS 1289 5.11 (STANDARD COMPACTION). ROADWAY EARTHWORKS SHALL BE CARRIED OUT IN ACCORDANCE WITH GEOTECHNICAL DEPARTMENT OF MAIN ROADS SPECIFICATION MRSR-6 GENERAL EARTHWORKS.

THE VOID BENEATH THE STIFFENED SLAB IS TO BE FILLED WITH NON-REACTIVE FILL MATERIAL, WITH A MAXIMUM SHRINK-SWELL INDEX NO GREATER THAN 15 PER A6.

- ALL WORK SHALL BE COMPLETELY CARRIED OUT IN ACCORDANCE WITH:
 - A. LOCAL AUTHORITY REQUIREMENTS.
 - B. EPA - POLLUTION CONTROL MEASURES FOR URBAN STORMWATER.
 - C. KCA - BEST PRACTICE DROGGIN & SEDIMENT CONTROL.
- EROSION AND SEDIMENT CONTROL DRAWINGS AND NOTES ARE PROVIDED FOR THE WHOLE OF THE WORKS SHOULD THE CONTROL STAGES BE DIFFERENT. THE DESIGN MAY BE REQUIRED TO BE MODIFIED TO TAKE INTO ACCOUNT THE FACTS AND RECOMMENDATIONS OF THE LOCAL AUTHORITY. THE EROSION AND SEDIMENT CONTROL PLAN SHALL BE IMPLEMENTED AND ADAPTED TO MEET THE VARYING SITUATIONS AS WORK ON SITES PROGRESSES.
- PERMANENT EROSION AND SEDIMENT CONTROL DEVICES TO THE SATISFACTION OF THE SUPERINTENDENT AND THE LOCAL AUTHORITY.
- WHEN STORMWATER PITS ARE CONSTRUCTED PREVENT SITE RUNOFF ENTERING THE PITS UNLESS SET BACKS MINIMIZE THE AREA OF PITS BEING DISTURBED AT ANY ONE TIME.
- PROTECT ALL STOCKPILES OF MATERIALS FROM SECURE AND EROSION SO NOT STOCKPILE LOGGING MATERIALS IN ROADWAYS, NEAR OR ON THE ROADWAY.
- ALL SOIL AND WATER CONTROL MEASURES ARE TO BE PUT BACK IN PLACE AT THE END OF EACH WORKING DAY AND MODIFIED TO BEST SUIT SITE CONDITIONS.
- ALL EROSION CONTROL MEASURES MUST BE MAINTAINED TO PREVENT EROSION OF THE DISTURBED SITE.
- ALL CONSTRUCTION VEHICLES SHALL ENTER AND EXIT THE SITE VIA THE TEMPORARY CONSTRUCTION ENTRY AREA.
- ALL VEHICLES LEAVING THE SITE SHALL BE CLEANED AND INSPECTED BEFORE LEAVING.
- CLEAN OUT ALL EROSION AND SEDIMENT CONTROL DEVICES AFTER EACH STORM EVENT. AFTER EACH RUNOFF EVENT INSPECT THE EROSION DAMAGE AT EARTH BENCHES AND SEDIMENT FIELDS IF DAMAGED OR OVERFLOWING. REPAIR AND MAINTAIN AS NECESSARY.
- CHECK ALL ENVIRONMENTAL FOR EXCESSIVE SETTLEMENT, SLUMPING OF THE SLOPES, MAKE ALL NECESSARY REPAIRS.
- SEDIMENT FLOCCULATION IS REQUIRED PRIOR TO DISCHARGE OF ACCUMULATED RUNOFF ON BODIES OF WATER.

1. DENDLITIC GYPSIUM MAKES INTO SLURRY WITH WATER AND THEN SPRAYED OVER THE FOUNDED WATER. ALTERNATE FLOCCULANTS SHOULD BE APPLIED FOR MANUFACTURER GUIDELINES IT MAY BE NECESSARY TO ADD A SECOND FLOCCULANT TO THE FIRST FLOCCULANT TO IMPROVE THE TREATMENT OF WATER UNLESS LOCAL EXPERIENCE OR OTHER CRITERIA SUGGEST DIFFERENTLY.

2. STANDARD BASIN FLOCCULATION RATES FOR GYPSIUM GENERALLY VARY BETWEEN 2 KILOGRAMS PER 100 CUBIC METERS TO 5 KILOGRAMS PER 100 CUBIC METERS IN AREAS WHERE REPEATED HIGH INTENSITY STORMS ARE LIKELY. THE APPLICATION RATE MUST BE CALIBRATED.

3. SETTLEMENT TIME - NORMALLY SUFFICIENT SEDIMENT WILL HAVE FLOCCULATED AND SETTLES WITHIN 15 MINUTES TO 48 HOURS OF THE CASE OF GYPSIUM HOWEVER, RESULTS MAY BE EVENT SOME DEPENDENT ON THE FLOCCULANT AGED.

2. A SUSPENDING SOLID CONTENT OF LESS THAN 50 MILLIGRAMS PER LITRE IS REQUIRED.
3. TURBIDITY (NTU) VALUE LESS THAN OR EQUAL TO 8 NTU PER THE ACID SULFATE SOILS MANAGEMENT PLAN.
4. PH VALUE MUST BE IN THE RANGE 7.5 TO 8.4 PER THE ACID SULFATE SOILS MANAGEMENT PLAN.
5. UPON THE FIRST DISCHARGES, OBTAIN SAMPLES AND TEST SAMPLES IN A LABORATORY TO ENSURE THAT THE CAPACITY OF THE COLLECTION SYSTEM IS ADEQUATE TO HANDLE THE VOLUMES. REGULAR SAMPLING OF THE DISCHARGED WATER SHOULD BE COMPLETED TO VERIFY COMPLIANCE WITH TSS, TURBIDITY AND PH DISCHARGE REQUIREMENTS.
6. WATER QUALITY RESULTS ARE TO BE RECORDED WITHIN A WATER QUALITY TESTING REGISTER.

1. DISCHARGE SHOULD BE ACHIEVED WITH A SYSTEM THAT PERMITS DRAINAGE OF THE BASIN IN LESS THAN 24 HOURS.
2. THE OUTFLOW MUST NOT CAUSE EROSION OR ADVERSELY AFFECT DOWNSTREAM ENVIRONMENTS.
3. A MARKER PEG SHOULD BE INSTALLED IN THE BASIN TO CLEARLY IDENTIFY THE MAXIMUM SEDIMENT STORAGE LEVEL.
4. SEDIMENT EXTRACTED FROM THE BASIN SHALL BE SUITABLY DISPOSED OF IN SEDIMENT DUMPS, OR MIXED WITH ON-SITE SOILS IN A MANNER THAT WILL NOT RESULT IN UNDESIRABLE SOIL EROSION OR SEDIMENT RUNOFF FROM THE SITE. OTHERWISE, THE SEDIMENT SHALL BE DRIED AND REMOVED FROM THE SITE.

1. PRIOR TO COMMENCEMENT OF EXCAVATION THE FOLLOWING SOIL MANAGEMENT DEVICES MUST BE INSTALLED:

- CONSTRUCT SILT FENCES BELOW THE SITE AND ACROSS ALL POTENTIAL RUNOFF SITES
- CONSTRUCT TEMPORARY CONSTRUCTION ENTRY EXIT AND DIVERT RUNOFF TO SUITABLE CONTROL SYSTEMS
- CONSTRUCT MEASURES TO DIVERT UPSTREAM FLOWS INTO EXISTING STORMWATER SYSTEM
- CONSTRUCT SEDIMENTATION TRAPS BASIN INCLUDING OUTLET CONTROL AND OVERFLOW

DISCHARGE SAND/DAG SEDIMENT TRAPS UPSTREAM OF EXISTING RYS

- ALL DIMENSIONS AND TOLERANCES ARE TO BE KEPT AS SHOWN UNLESS OTHERWISE NOTED.
- LEVELS ARE TO FACE OF GRADE OF KERBSIDE AND CHANNEL LININGS.
- PAVEMENT SHALL BE CONSTRUCTED AS SHOWN HEREON. ONLY ONE (1) SET OF PAVEMENT SHALL BE DETERMINED AFTER INSPECTION AND TESTING OF SUBGRADE. THE CONTRACTOR SHALL IN ALL CASES OBTAIN PARTICULARS OF THE PAVEMENT THICKNESS BEFORE PROCEEDING WITH THE FORMATION OF THE ROAD BOUNDARY.
- PAVEMENT SHALL BE CONSTRUCTED TO THE DESIGN SPECIFICATION OF THE PAVEMENT AND ADJUSTED TO THE LOCATIONS DETERMINED BY THE GEOTECHNICAL ENGINEER/SUPERINTENDENT SUPERVISING THE WORKS AND SHALL BE AT LEAST THE MINIMUM SPECIFIED IN THIS PROJECT SPECIFICATION.
- PAVEMENT MATERIALS SHALL BE AS FOLLOWS:
 - A. ASPHALTIC CONCRECTION TO AS 2180;
 - B. BASE COURSE - OTHER TYPE 1-1, SOAKED CBR 45;
 - C. SUBGRADE COURSE - OTHER TYPE 1-1, SOAKED CBR 45;
 - D. SUBGRADE REPLACEMENT - OTHER TYPE 1-1, SOAKED CBR 15.
- MINIMUM PAVEMENT CONSTRUCTION TO BE AS FOLLOWS:
 - A. PAVEMENT AND BASE - NEW CONSTRUCTION MINIMUM DENSITY TO BE 92.00% & 94.00%.
 - B. SUB-SLOPE DRAINAGE SHALL BE INSTALLED UNDER ALL NEW KERBS AND CHANNEL AND ROAD EDGES AND GRADED TO CONNECT WITH DRAINAGE INLET PITS AT A MINIMUM OF 0.5%.
 - C. SUB-SLOPE DRAINAGE SHALL BE INSTALLED UNDER ALL EXISTING STAKE CONSTRUCTION.
 - D. GRAVEL PAVEMENT SHALL BE CRUSHED ROCK OR SOIL AGGREGATE HAVING A FOUR DAY DRY-SOAKED VALUE OF 80 AND COMPACTED TO 95% R.D. MODIFIED COMPACTION.
 - E. PAVEMENT CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE SPECIFICATIONS AND IN ACCORDANCE WITH DEPARTMENT OF TRANSPORT AND MAIN ROAD SPECIFICATIONS.
- SUBSLOPE DRAIN SHALL BE IN ACCORDANCE WITH PHREAQ STD DSG 93-149 AND 142.
- CONSTRUCTION OVER PIPES TO USE SUITABLE CONSTRUCTION/CONSTRUCTION PRACTICE TO ENSURE MAXIMUM STRENGTH AND STABILITY OF THE PAVEMENT.
- ALL WORKS TO CONFORM TO LOCAL AUTHORITY STANDARDS UNLESS OTHERWISE NOTED.
- ALL IMPORTED AND EXPORTED MATERIALS ARE TO BE TRANSPORTED ONLY ON ROUTES APPROVED BY LOCAL AUTHORITY.
- IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO ENSURE THE SAFETY OF VEHICULAR AND PEDESTRIAN TRAFFIC AT ALL TIMES.

1. ALL WORKS TO BE IN ACCORDANCE WITH AS1742, AS2886 AND OTHER MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES (MUTCD).
2. ALL UNLOADING AND SIGNAGE TO BE IN ACCORDANCE WITH LOCAL COUNCIL'S UNLOADING AND TRAFFIC MANUALS.

ALL WORKMANSHIP AND MATERIALS SHALL BE IN ACCORDANCE WITH ASTM68 UNLESS SHOWN OTHERWISE.
2. CONCRETE SHALL HAVE A STRENGTH GRADE OF N12 UNLESS NOTED OTHERWISE.

4. NOMINAL MAXIMUM AGGREGATE SIZE SHALL BE 20mm UNLESS NOTED OTHERWISE.
5. CONCRETE SLUMP SHALL BE NOMINAL 100mm UNLESS NOTED OTHERWISE.
6. ADMIXTURES SHALL NOT BE USED WITHOUT WRITTEN APPROVAL.
7. ALL CONCRETE SURFACES SHALL BE CURED BY APPROVED MEANS FOR A MINIMUM CONTINUOUS DURATION OF 7 DAYS COMMENCING IMMEDIATELY AFTER THE INITIAL SET OF THE CONCRETE.
8. CONCRETE COVER TO REINFORCEMENT INCLUDING FITTINGS SHALL BE 30mm UNLESS NOTED OTHERWISE.
9. CONCRETE FACES AT CONSTRUCTION JOINTS SHALL BE THOROUGHLY SCABBLED FREE OF LATENCY AND WETTED THOROUGHLY PRIOR TO THE PLACEMENT OF SUTTING CONCRETE.
10. CONSTRUCTION JOINTS WHERE NOT SHOWN ON THE DRAWINGS SHALL BE LOCATED TO THE APPROVAL OF THE SUPERINTENDENT.

- ALL PIPES LESS THAN OR EQUAL TO 2030 ARE TO BE SOLVENT WELD-JOINTED SEWER GRADE (PVC) CLASS B OR (MINI) CLASS B RUBBER JOINT JOINTED (RCP) (JCN).
- WHERE PVC STORMWATER LINES PASS UNDER FLOOR SLABS SEWER GRADE RUBBER JOINTS ARE TO BE USED.
- PIPES GREATER THAN OR EQUAL TO 3000 ARE TO BE (MINI) CLASS 2 RUBBER JOINTED RCP (JCN).
- FSC PIPES EQUIVALENT TO THE STEEL REINFORCED CONCRETE PIPE CLASS SPECIFIED ON THE DRAWING MAY BE USED - OBTAIN SUPERINTENDENTS APPROVAL.
- ALL PIPES ARE TO BE Laid AT (MINI) 1.0% GRADE (JCN).
- THE USE OF PRE-CAST STORMWATER DRAINAGE PITS IS NOT ACCEPTED WITHOUT CONFIRMATION FROM EDGE CONSULTING ENGINEERS AND THE CONTRACTOR REGARDING QUALITY CONTROL, AND SAFETY MEASURES.

COVERS

A ALL WELD DIPPED UNFINISHED COVERS AND GRATES COMPLYING WITH RELEVANT AUSTRALIAN AND NEW ZEALAND STANDARDS

B ALL COVERS AND GRATES TO BE POSITIONED IN A FRAME AND MANUFACTURE AS A UNIT

C ALL COVERS AND GRATES TO BE FITTED WITH POSITIVE COVER LIFTING KEYS

D ALL CAST IRON COVERS AND GRATES TO BE CAST WITH KEYS OF CAST IRON COVERS AND GRATES TO BE CAST IRON SOLID COVERS IF APPROVED TO COMPOSE OF CROSS-WEBBED, CELLULAR CONSTRUCTION WITH THE RIBS UPRIGHT TO ALLOW INFILLING WITH CONCRETE, INSIDE POSITIVE COVER LIFTING KEYS AND PLASTIC PLUGS

E UNLESS DETAIL OR SPECIFIED OTHERWISE COVERS AND GRATES TO BE CLASS "C" IN VEHICULAR

- ALL PIPE, FITTINGS, JOINTS, ETC. ARE TO BE PROVIDED USING PURPOSE MADE FITTINGS OR EQUIPMENT.
- ALL CONNECTIONS TO EXISTING DRAINAGE PITS SHALL BE MADE IN A TRADESMAN-LIKE MANNER AND THE INTERNAL WALL OF THE PIT AT PIPE PENETRATIONS SHALL BE CEMENT RENDERED TO ENSURE A SMOOTH FINISH.
- THE CONTRACTOR SHALL SUPPLY AND INSTALL ALL FITTINGS AND SPECIALS INCLUDING VARIOUS PIPE ADAPTORS TO ENSURE PROPER CONNECTION BETWEEN DISJOINTED PIPEWORK.
- U.N.O. MATERIAL USED FOR BEDDING OF PIPES SHALL BE APPROVED NON-COESIVE GRANULAR MATERIAL WITH HIGH PERMEABILITY AND HIGH STABILITY UNDER SATURATED AND FRESH OF ORGANIC AND CLAYEY MATERIAL.
- WHERE TRENCHES ARE IN ROCK, THE PIPE SHALL BE BEDDED ON A MIN. 50MM CONCRETE BED FOR 15MM THICK BED AND 25MM BED UNDER THE BASES OF THE PIPE. THE PIPE SHALL NOT BE POINT SUPPORT SHALL BEAR ON THE ROCK.
- BEDDING SHALL BE (VUE) TYPE K62 UNDER ROADS; NO GENERAL AREAS. IN ACCORDANCE WITH CURRENT

THE WEATHER PROOF OF THE BUILDING IS THE ARCHITECT'S SWEEDER'S RESPONSIBILITY. THE CONTRACTOR SHALL PROVIDE THE SPECIFICATIONS AND FABRIC DETAILS OF CLADDING, SHEETING, FLASHING, AND MEMBRANE.

18. THE CONTRACTOR SHALL ENSURE AND PROTECT THE INTEGRITY OF ALL STORMWATER PIPES DURING CONSTRUCTION, ANY AND ALL DAMAGE TO THESE PIPES AS A RESULT OF THESE WORKS SHALL BE REPAIRED BY THE CONTRACTOR UNDER THE DIRECTION OF THE SUPERINTENDENT, AND AT NO EXTRA COST TO THE OWNER.

19. NOTE THAT THE PIT COVER LEVEL, MINIMIZED IN GUTTERS ARE TO THE INVERT OF THE GUTTER WHICH ARE 40mm LOWER THAN THE PAVEMENT LEVEL AT LIP OF GUTTER.

20. 900mm SUB-SOIL DRAINAGE LINES WITH NON-WOVEN GEOTEXTILE SOIL SURROUND SHALL BE CONNECTED TO A STORMWATER DRAINAGE PIT AT 10m TO LONGITUDINAL SPACED AND PROVIDED IN THE FOLLOWING LOCATIONS:

- A. THE HIGH SIDE OF PROPOSED TRAFFICED AND CARPARK PAVEMENT AREAS.
- B. ALL PLANTER AND TREE BEDS PROPOSED ADJACENT TO PAVEMENT AREAS.
- C. BEHIND RETAINING WALLS (IN ACCORDANCE WITH DRAWINGS).
- D. ALL OTHER AREAS SHOWN ON THE DRAWINGS.

21. THE CONTRACTOR SHALL INSTALL INSPECTION OPENINGS TO ALL SUBSOIL DRAINAGE LINES AND DOWNPIPE LINES AS SPECIFIED ON DRAWINGS AT MAXIMUM 60M CENTERS AND AT ALL UPSTREAM ENDPOINTS.

22. WHERE SUBSOIL DRAINAGE LINES PASS UNDER FLOOR SLABS AND VEHICULAR PAVEMENTS SEALED WITH BROWN GRADES PUT SHALL BE USED.

23. PROVIDE 3m LENGTH OF 900 SUB SOIL DRAINAGE PIPE WRAPPED IN A NON-WOVEN GEOTEXTILE FABRIC TO THE UPSTREAM SIDE OF STORMWATER PITS. LAID IN STORMWATER PIPE TRENCHES AND CONNECTED TO THE DRAINAGE PIT.

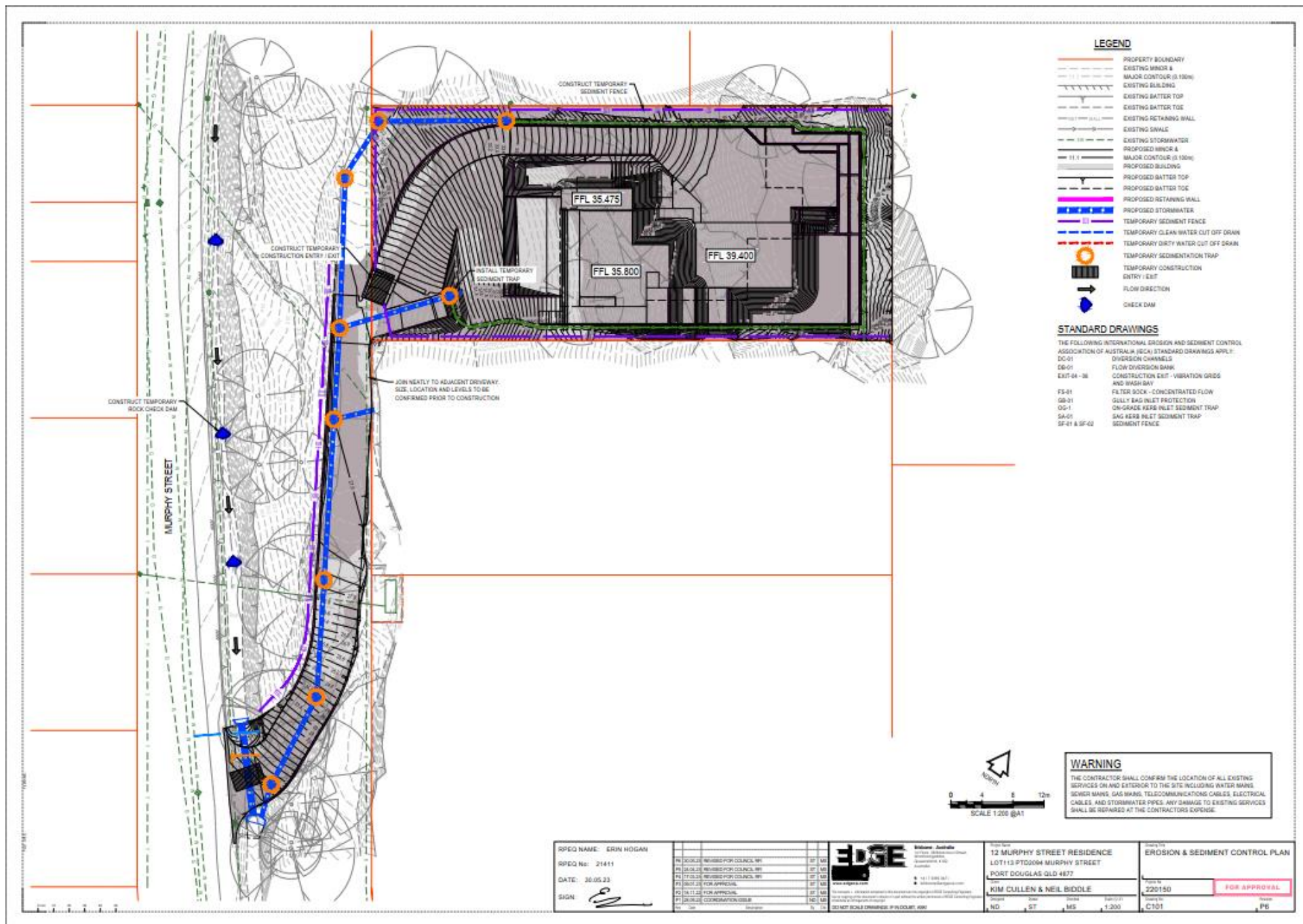
24. ALL SUBSOIL DRAINAGE LINES SHALL BE 900mm DIA. WITH 100mm WALL THICKNESS.

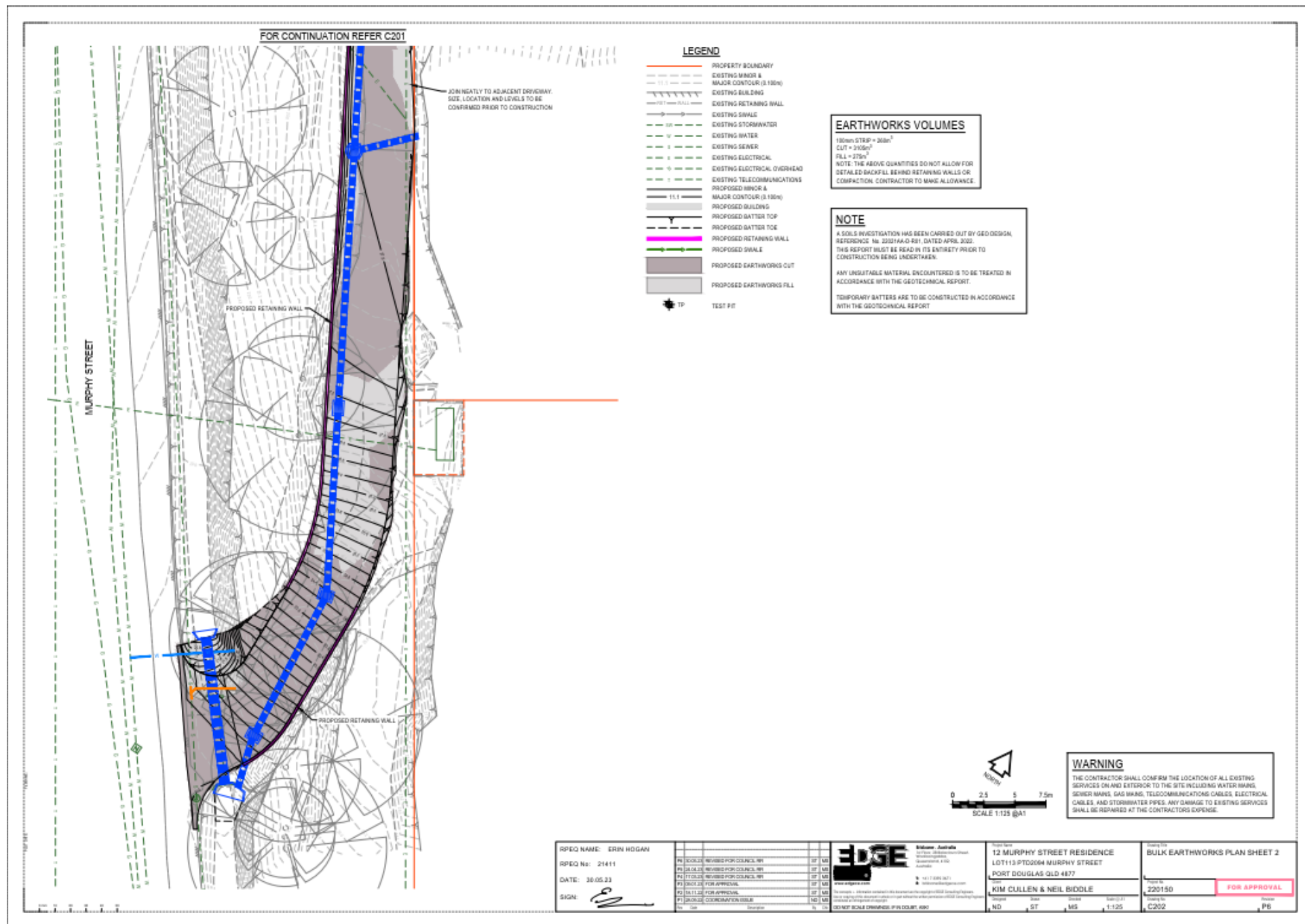
THESE DRAWINGS ARE PRELIMINARY DRAWINGS ISSUED FOR TENDER AS AN INDICATION OF THE EXTENT OF WORKS ONLY. THEY ARE NOT A COMPLETE CONSTRUCTION SET OF DRAWINGS.

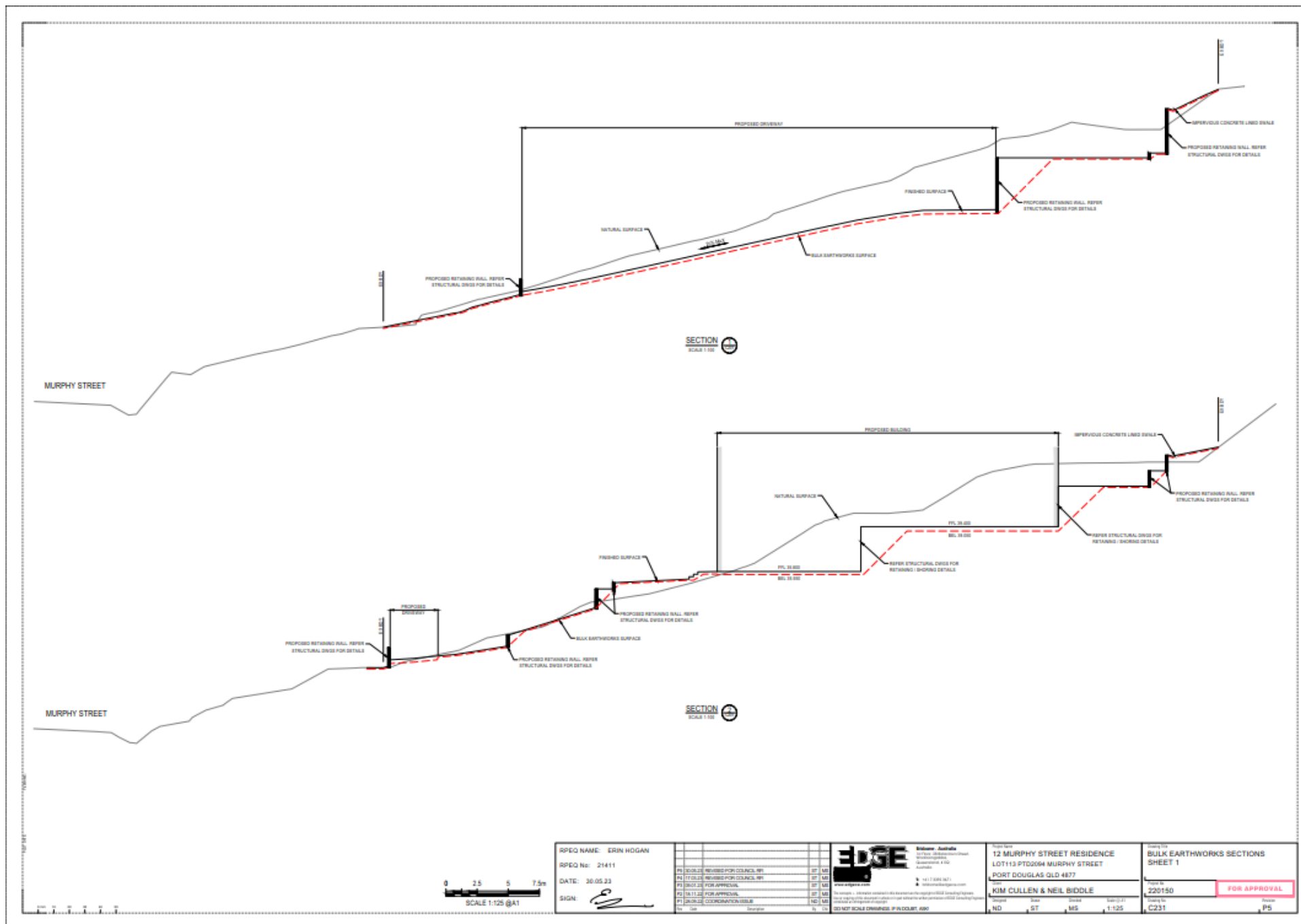
TO DETERMINE THE FULL EXTENT OF WORK, THESE DRAWINGS SHALL BE READ IN CONJUNCTION WITH THE ARCHITECTURAL DRAWINGS AND OTHER CONTRACT DOCUMENTS. ALLOW FOR ALL ITEMS SHOWN ON STRUCTURAL, ELECTRICAL AND OTHER DRAWINGS AS NOT ALL ITEMS ARE SHOWN ON THE STRUCTURAL/CIVIL WORKING DRAWINGS.

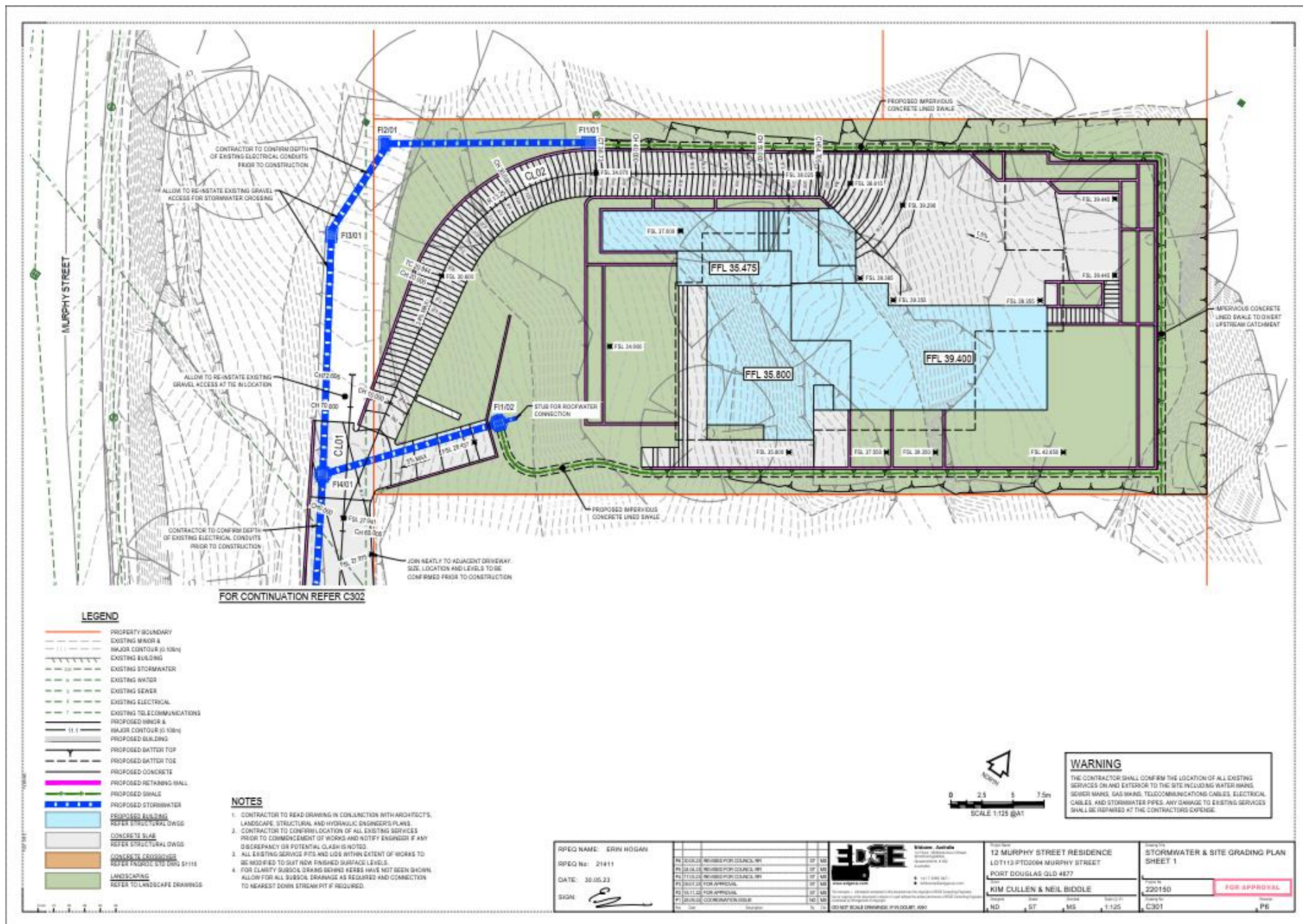
SHOULD ANY AMBIGUITY, ERROR, OMISSION, DISCREPANCY, INCONSISTENCY OR OTHER FAULT EXIST OF SUCH TO EXIST IN THE DOCUMENTS, IMMEDIATELY NOTIFY IN WRITING TO THE SUPERINTENDENT. THIS NOTICE MUST BE SUBMITTED WITHIN 7 DAYS OF THE DATE WHEN THE DRAWINGS ARE PLACED AND SO ACTION TAKEN AT YOUR RISK. NO CLAIMS FOR ADDITIONAL COSTS OR DELAYS WILL BE ACCEPTED.

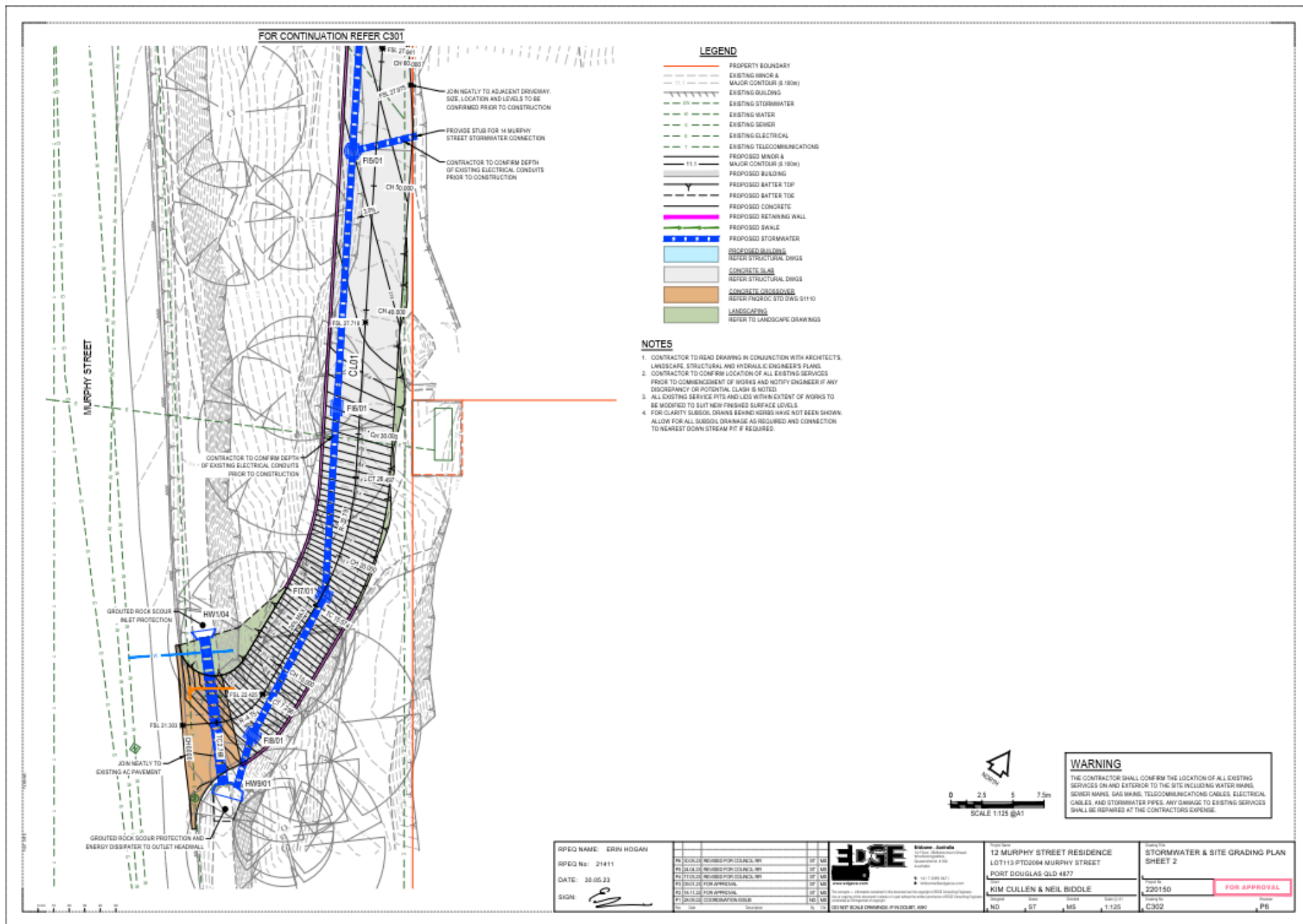
[illegible]

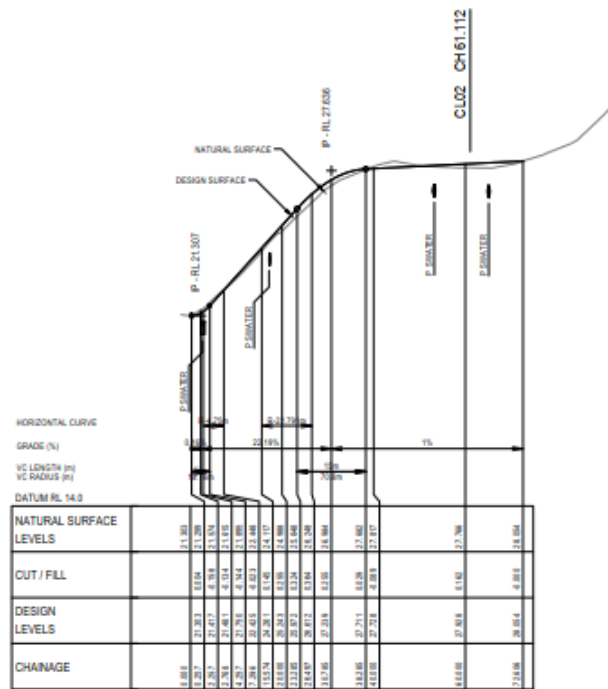




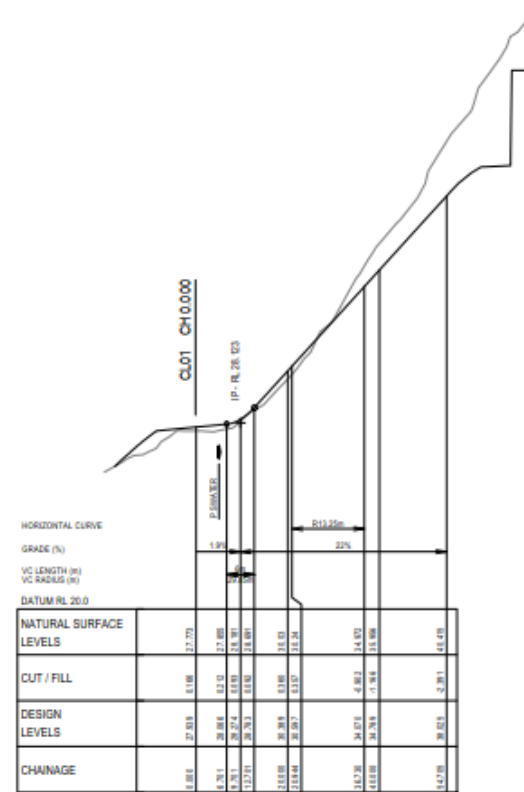








LONGITUDINAL SECTION - CL01
SCALE 1 : 500 Horiz.
1 : 100 Vert.



LONGITUDINAL SECTION - CL02
SCALE 1 : 500 Horiz.
1 : 100 Vert.



RPEQ NAME: ERIN HOGAN
RPEQ No: 21411
DATE: 30.05.23
SIGN:

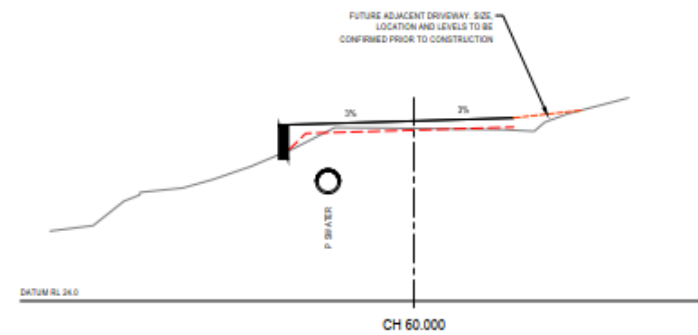
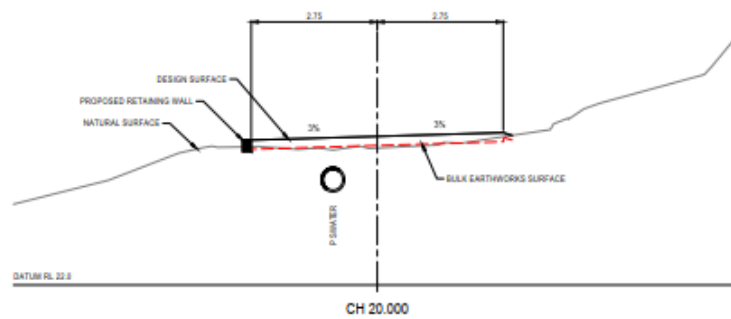
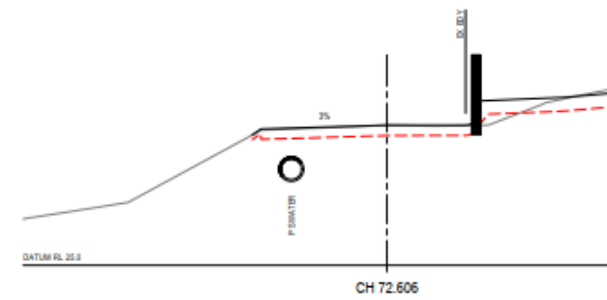
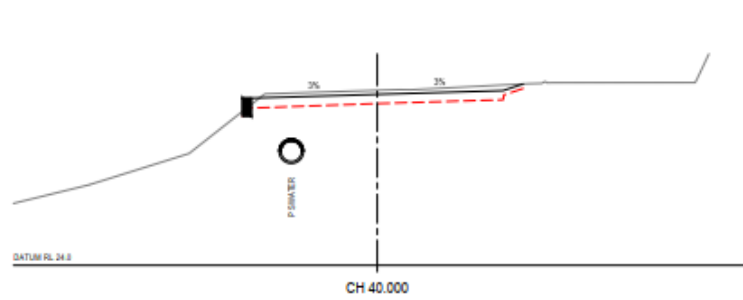
PA	20.05.23	REVISED FOR COUNCIL RPT	07	MS
PA	20.05.23	REVISED FOR COUNCIL RPT	07	MS
PA	20.05.23	REVISED FOR COUNCIL RPT	07	MS
PA	20.05.23	FOR APPROVAL	07	MS



Edgewise Australia
121 Vespene Drive
Bentley, Western Australia 6100
141 7 000 3671
info@edgewise.com.au

Project Name
12 MURPHY STREET RESIDENCE
LOT1113 PTD02064 MURPHY STREET
PORT DOUGLAS QLD 4877
KIM CULLEN & NEIL BIDDLE
Date: 30.05.23
Scale: AS SHOWN

Drawing Title
DRIVEWAY LONGITUDINAL SECTIONS
Drawing No.
220150
FOR APPROVAL
Drawing No.
C331
Page
P4



CROSS SECTIONS - CL01
SCALE 1:50



RPEQ NAME: ERIN HOGAN RPEQ No: 21411 DATE: 30.05.23 SIGN:		 Brisbane, Australia 1411 004 1671 info@edge.com.au www.edge.com.au We manage, construct and maintain the infrastructure of Queensland's roads, highways, bridges and flood protection. We are a leading provider of infrastructure and construction services to the Queensland Government and private sector. DO NOT SCALE DRAWINGS. IF IN DOUBT, ASK.	Project Name 12 MURPHY STREET RESIDENCE LOT113 PTD2064 MURPHY STREET PORT DOUGLAS QLD 4877 Client KIM CULLEN & NEIL BIDDLE Design ND ST MS AS SHOWN Drawing No. 220150 Drawing Title DRIVEWAY CROSS SECTIONS Revision FOR APPROVAL P3
--	--	--	---

Planning Act 2016
Chapter 3 Development assessment

[s 74]

Division 2 Changing development approvals

Subdivision 1 Changes during appeal period

74 What this subdivision is about

- (1) This subdivision is about changing a development approval before the applicant's appeal period for the approval ends.
- (2) This subdivision also applies to an approval of a change application, other than a change application for a minor change to a development approval.
- (3) For subsection (2), sections 75 and 76 apply—
 - (a) as if a reference in section 75 to a development approval were a reference to an approval of a change application; and
 - (b) as if a reference in the sections to the assessment manager were a reference to the responsible entity; and
 - (c) as if a reference in section 76 to a development application were a reference to a change application; and
 - (d) as if the reference in section 76(3)(b) to section 63(2) and (3) were a reference to section 83(4); and
 - (e) with any other necessary changes.

75 Making change representations

- (1) The applicant may make representations (*change representations*) to the assessment manager, during the applicant's appeal period for the development approval, about changing—
 - (a) a matter in the development approval, other than—
 - (i) a matter stated because of a referral agency's response; or

-
- (ii) a development condition imposed under a direction made by the Minister under chapter 3, part 6, division 2; or
 - (b) if the development approval is a deemed approval—the standard conditions taken to be included in the deemed approval under section 64(8)(c).
- (2) If the applicant needs more time to make the change representations, the applicant may, during the applicant's appeal period for the approval, suspend the appeal period by a notice given to the assessment manager.
- (3) Only 1 notice may be given.
- (4) If a notice is given, the appeal period is suspended—
- (a) if the change representations are not made within a period of 20 business days after the notice is given to the assessment manager—until the end of that period; or
 - (b) if the change representations are made within 20 business days after the notice is given to the assessment manager, until—
 - (i) the applicant withdraws the notice, by giving another notice to the assessment manager; or
 - (ii) the applicant receives notice that the assessment manager does not agree with the change representations; or
 - (iii) the end of 20 business days after the change representations are made, or a longer period agreed in writing between the applicant and the assessment manager.
- (5) However, if the assessment manager gives the applicant a negotiated decision notice, the appeal period starts again on the day after the negotiated decision notice is given.

76 Deciding change representations

- (1) The assessment manager must assess the change representations against and having regard to the matters that

- must be considered when assessing a development application, to the extent those matters are relevant.
- (2) The assessment manager must, within 5 business days after deciding the change representations, give a decision notice to—
- (a) the applicant; and
 - (b) if the assessment manager agrees with any of the change representations—
 - (i) each principal submitter; and
 - (ii) each referral agency; and
 - (iii) if the assessment manager is not a local government and the development is in a local government area—the relevant local government; and
 - (iv) if the assessment manager is a chosen assessment manager—the prescribed assessment manager; and
 - (v) another person prescribed by regulation.
- (3) A decision notice (a *negotiated decision notice*) that states the assessment manager agrees with a change representation must—
- (a) state the nature of the change agreed to; and
 - (b) comply with section 63(2) and (3).
- (4) A negotiated decision notice replaces the decision notice for the development application.
- (5) Only 1 negotiated decision notice may be given.
- (6) If a negotiated decision notice is given to an applicant, a local government may give a replacement infrastructure charges notice to the applicant.

Chapter 6 Dispute resolution

Part 1 Appeal rights

229 Appeals to tribunal or P&E Court

- (1) Schedule 1 states—
 - (a) matters that may be appealed to—
 - (i) either a tribunal or the P&E Court; or
 - (ii) only a tribunal; or
 - (iii) only the P&E Court; and
 - (b) the person—
 - (i) who may appeal a matter (the *appellant*); and
 - (ii) who is a respondent in an appeal of the matter; and
 - (iii) who is a co-respondent in an appeal of the matter; and
 - (iv) who may elect to be a co-respondent in an appeal of the matter.
- (2) An appellant may start an appeal within the appeal period.
- (3) The *appeal period* is—
 - (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
 - (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
 - (c) for an appeal against a decision of the Minister, under chapter 7, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269(3)(a) or (4); or

- (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
- (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the applicant gives the deemed approval notice to the assessment manager; or
- (f) for an appeal relating to the *Plumbing and Drainage Act 2018*—
 - (i) for an appeal against an enforcement notice given because of a belief mentioned in the *Plumbing and Drainage Act 2018*, section 143(2)(a)(i), (b) or (c)—5 business days after the day the notice is given; or
 - (ii) for an appeal against a decision of a local government or an inspector to give an action notice under the *Plumbing and Drainage Act 2018*—5 business days after the notice is given; or
 - (iii) for an appeal against a failure to make a decision about an application or other matter under the *Plumbing and Drainage Act 2018*—at anytime after the period within which the application or matter was required to be decided ends; or
 - (iv) otherwise—20 business days after the day the notice is given; or
- (g) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.

Note—

See the P&E Court Act for the court's power to extend the appeal period.

- (4) Each respondent and co-respondent for an appeal may be heard in the appeal.

- (5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.
- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
 - (a) the adopted charge itself; or
 - (b) for a decision about an offset or refund—
 - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
 - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

230 Notice of appeal

- (1) An appellant starts an appeal by lodging, with the registrar of the tribunal or P&E Court, a notice of appeal that—
 - (a) is in the approved form; and
 - (b) succinctly states the grounds of the appeal.
- (2) The notice of appeal must be accompanied by the required fee.
- (3) The appellant or, for an appeal to a tribunal, the registrar, must, within the service period, give a copy of the notice of appeal to—
 - (a) the respondent for the appeal; and
 - (b) each co-respondent for the appeal; and
 - (c) for an appeal about a development application under schedule 1, section 1, table 1, item 1—each principal submitter for the application whose submission has not been withdrawn; and
 - (d) for an appeal about a change application under schedule 1, section 1, table 1, item 2—each principal submitter for the application whose submission has not been withdrawn; and

- (e) each person who may elect to be a co-respondent for the appeal other than an eligible submitter for a development application or change application the subject of the appeal; and
 - (f) for an appeal to the P&E Court—the chief executive; and
 - (g) for an appeal to a tribunal under another Act—any other person who the registrar considers appropriate.
- (4) The *service period* is—
 - (a) if a submitter or advice agency started the appeal in the P&E Court—2 business days after the appeal is started; or
 - (b) otherwise—10 business days after the appeal is started.
- (5) A notice of appeal given to a person who may elect to be a co-respondent must state the effect of subsection (6).
- (6) A person elects to be a co-respondent to an appeal by filing a notice of election in the approved form—
 - (a) if a copy of the notice of appeal is given to the person—within 10 business days after the copy is given to the person; or
 - (b) otherwise—within 15 business days after the notice of appeal is lodged with the registrar of the tribunal or the P&E Court.
- (7) Despite any other Act or rules of court to the contrary, a copy of a notice of appeal may be given to the chief executive by emailing the copy to the chief executive at the email address stated on the department's website for this purpose.

231 Non-appealable decisions and matters

- (1) Subject to this chapter, section 316(2), schedule 1 and the P&E Court Act, unless the Supreme Court decides a decision or other matter under this Act is affected by jurisdictional error, the decision or matter is non-appealable.

- (2) The *Judicial Review Act 1991*, part 5 applies to the decision or matter to the extent it is affected by jurisdictional error.
- (3) A person who, but for subsection (1) could have made an application under the *Judicial Review Act 1991* in relation to the decision or matter, may apply under part 4 of that Act for a statement of reasons in relation to the decision or matter.
- (4) In this section—
decision includes—
 - (a) conduct engaged in for the purpose of making a decision; and
 - (b) other conduct that relates to the making of a decision; and
 - (c) the making of a decision or the failure to make a decision; and
 - (d) a purported decision; and
 - (e) a deemed refusal.**non-appealable**, for a decision or matter, means the decision or matter—
 - (a) is final and conclusive; and
 - (b) may not be challenged, appealed against, reviewed, quashed, set aside or called into question in any other way under the *Judicial Review Act 1991* or otherwise, whether by the Supreme Court, another court, any tribunal or another entity; and
 - (c) is not subject to any declaratory, injunctive or other order of the Supreme Court, another court, any tribunal or another entity on any ground.

232 Rules of the P&E Court

- (1) A person who is appealing to the P&E Court must comply with the rules of the court that apply to the appeal.
- (2) However, the P&E Court may hear and decide an appeal even if the person has not complied with rules of the P&E Court.