

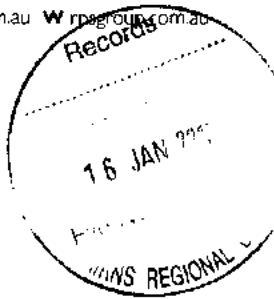
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Our Ref: **PR115098/SDR/AF/L71684**  
Date: **15 January 2013**

Attn: Ms Kelly Reaston  
Chief Executive Officer  
Cairns Regional Council  
PO Box 359  
CAIRNS QLD 4870



Via: E-mail ([K.Reaston@cairns.qld.gov.au](mailto:K.Reaston@cairns.qld.gov.au))

Dear Kelly,

**RE: REQUEST TO MAKE "PERMISSIBLE" CHANGE TO DEVELOPMENT APPROVAL UNDER SECTION 369 OF THE SUSTAINABLE PLANNING ACT 2009 IN RELATION TO A MATERIAL CHANGE OF USE (SHOPPING FACILITIES AND BUSINESS FACILITIES) ON LAND AT 63 FRONT STREET, MOSSMAN, (LOT 101 ON SP186233)**

**CRC Ref 8/32/2**

We refer to the above-described submission prepared by RPS Group on behalf of Prime Constructions Pty Ltd (the 'applicant') dated 26 November 2012 and subsequent concerns highlighted to Council's senior staff that the Decision Notice dated 14<sup>th</sup> January 2013 contains errors in the conditions package that limit the ability of the project to proceed as intended.

On behalf of our client, we request Council's confirmation of the revision to the Decision Notice 8/32/2 (3841734) via issue of an amended Decision Notice to remove Condition 22(E).

We look forward to receiving Council's confirmation of this arrangement and the revised Decision Notice reflecting the 'Permissible Change' at your earliest convenience to allow this project to proceed and trust this information is sufficient for your purposes.

Please do not hesitate to contact the undersigned on (07) 4031 1336, if required.

Yours sincerely  
**RPS**

A handwritten signature in black ink, appearing to read 'Stuart Ricketts'.

Stuart Ricketts  
Principal – Senior Planner

cc. Mr Andy Taylor & Glenn Marshall  
Town and Country Limited  
C/- Prime Constructions Pty Ltd  
PO Box 6447  
CAIRNS QLD 4870