

Extension application under section 86 of the *Planning Act 2016*

This template may be used for giving notice to make an extension application under section 86 of the *Planning Act 2016*. If the assessment manager for the extension application has a form for the application, the application must be made using that form.

Additional pages may be attached if there is insufficient space on the template to complete any question.

Note: All terms used within this template have the meaning given under the *Planning Act 2016*, the *Planning Regulation 2017*, or the *Development Assessment Rules (DA Rules)*.

PART 1 – APPLICANT DETAILS

1) Applicant details	
Applicant name(s) <i>(individual or company full name)</i>	Hensan Pty Ltd, c/- Clegg Town Planning
Contact name <i>(only applicable for companies)</i>	Graham Clegg
Postal address <i>(P.O. Box or street address)</i>	PO Box 2144
Suburb	Toowong
State	QLD
Postcode	4066
Country	Australia
Email address <i>(non-mandatory)</i>	graham@cleggco.com.au
Contact number	(07) 3878 1371
Applicant's reference number(s) <i>(if applicable)</i>	18-00535

2) Owner's consent – Is written consent of the owner required for this extension application?	
Note: section 86(2)(b)(ii) of the <i>Planning Act 2016</i> , states owner's consent requirements.	
<input type="checkbox"/> Yes – the written consent of the owner(s) is attached to this extension application <input checked="" type="checkbox"/> No – proceed to question 3	

PART 2 – ASSESSMENT MANAGER DETAILS

3) Identify the assessment manager who will be assessing this extension application.	
Douglas Shire Council	

PART 3 –DETAILS OF APPLICATION

4) Provide details of the existing development approval subject to this extension application.			
Approval type	Reference number	Date issued	Entity that gave the development approval
<input checked="" type="checkbox"/> Development permit <input type="checkbox"/> Preliminary approval	8/38/2 MCU3B 016/06 (4167640)	6 February 2007	Douglas Shire Council

5) Further details
5.1) Provide the currency period for this development approval.
25 March 2018
5.2) Identify how long this application seeks to extend the currency period of this development approval. <i>Note: reasoning to support the proposed extension should also be provided</i>
Extension of the currency period up to and including 25 March 2021 for reasons stated in cover letter.

PART 4 – FOR OFFICE USE ONLY

Date received: Reference number(s):

The *Planning Act 2016*, the Planning Regulation 2017 and the DA Rules are administered by the Department of Infrastructure, Local Government and Planning. This template (or the assessment manager's form) and any additional materials supporting this extension application must be sent to the assessment manager.

13 February 2018

Our Reference: 18-00535-L1

Chief Executive Officer
Douglas Shire Council
PO Box 723
Mossman QLD 4873

Dear Sir/Madam

**RE: EXTENSION APPLICATION - S86 PLANNING ACT 2016
CNR PORT DOUGLAS ROAD AND CAPTAIN COOK HIGHWAY, PORT DOUGLAS
DOUGLAS SHIRE COUNCIL FILE REFERENCE NO: 8/38/2 MCU3B 016/06 (4167640)**

We refer to the approval for extension of the currency period previously granted until 25 March 2018 in respect of the above described property (copy attached).

We represent the applicant & landowner (Hensan Pty Ltd) who has advised that challenging economic circumstances have regrettably prevented them from undertaking the approval during this time, however they are still committed to bringing the project to fruition. Accordingly, a further extension to the currency period is respectfully requested.

It is requested that Council accede to a request for a further 3 year extension until 25th March 2021. On behalf of the landowner, we enclose completed "Extension Application" Template Form. Payment of the scheduled fee (\$950) will be made immediately upon receipt of tax invoice.

As the Department of Transport and Main Roads was a referral (concurrence) agency for the original application, a copy of this request has, on even date, been referred to SARA - Far North Queensland Regional Office.

Should you require any further information or clarification, please do not hesitate to contact the undersigned.

Yours faithfully

A handwritten signature in black ink, appearing to read 'G. Clegg'.

Graham Clegg



www.cleggco.com.au

Member, Planning Institute of Australia

Member, Queensland Environmental Law Association

cc SARA
Department of Local Government, Racing and Multicultural Affairs
Far North Queensland Regional Office
PO Box 2358 Cairns, Queensland 4870

Annexure A

DSC Decision Notice dated 27 May 2015

YOUR REF: 15-00342:-L1
OUR REF: MCUC 728/2015 (455979)

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

27 May 2015

Henson Pty Ltd
C/- GW Clegg & Co
PO Box 2144
TOOWONG BC QLD 4066

Attention: Mr Graham Clegg

Dear Sir

**DECISION NOTICE UNDER S 383 SUSTAINABLE PLANNING ACT 2009:
DEVELOPMENT APPLICATION FOR
PORT DOUGLAS ROAD, PORT DOUGLAS**

Reference is made to your request to extend the relevant period for the abovementioned Development Application, which was determined at the Ordinary Meeting of Council on 26 May 2015.

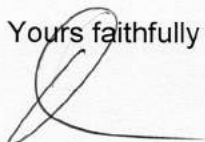
The Development Permit is now valid up to and including 25 March 2018.

Council further resolved that the applicant be advised that conditions of Negotiated Decision MCU 3B 016/06 issued on 26 September 2006 remain applicable, except where varied by changes to conditions and the additional advice statements contained in Council's Decision Notice issued on 28 October 2013.

The Notice includes extracts from the Act with respect to lodging an Appeal.

Should you have any enquiries in relation to this Decision Notice, please contact Jenny Elphinstone of Development and Environment on telephone number 07 4099 9482.

Yours faithfully



Donna Graham
Manager Development & Environment

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