

EPA Contaminated Land Concurrence Agency Response

This notice is issued by the Environmental Protection Agency pursuant of the Integrated Planning Act 1997 to advise of a decision or action.

Fraser Coast Regional Council
PO Box 1943
HERVEY BAY QLD 4655
Attn: M Ellery

CC: Ms D Freeman
C/- Angelo Oliaro Town Planning
56 Honiton Street
HERVEY BAY QLD 4655
Attn: A Oliaro

Our reference: 333257
File reference: BNE39526

Re: Application (No. MC.C08/00113) for development approval for assessable development to be carried out at 171 Bazaar Street, Maryborough (Lot 4 on RP23145)

Pursuant to the following items of Table 2 Schedule 2 of the *Integrated Planning Regulation 1998*, the Environmental Protection Agency (EPA) – Contaminated Land Unit (CLU) is a concurrence agency for the development application:

☒ Item 22, Table 2 of Schedule 2 of the *Integrated Planning Regulation 1998*

The EPA-CLU, acting as a concurrence agency under the *Integrated Planning Act 1997*, provides its response to the application detailed above as attached.

It would be appreciated if Council could provide a signed hard copy of the final development approval issued by Council (which includes the Agency's concurrence conditions).

The EPA-CLU has not provided a notification to native title parties for this application. The State's Native Title Work Procedures indicate that responsibility for assessment of native title issues for an IDAS application rest with the Assessment Manager. It is recommended that you undertake an assessment using your own guidelines to determine if a native title notification is required for this application.

Should you require any further information please do not hesitate to contact Allen Johns on 3224 5099.

Sch4p4(6) Signature

03/03/09
Date

**Delegate or Administering Authority
Environmental Protection Act 1994.**

EPA Contaminated Land Concurrence Agency Response

Concurrence agency response**Sections 3.3.16 and 3.3.18 Integrated Planning Act 1997**

Applicant:	Ms D Freeman
Council Application Number:	MC.C08/00113
EPA Permit Numbers:	IPCL01365509
Date application received by EPA:	2 FEB 2009
Relevant Laws and Policies:	<i>Environmental Protection Act 1994</i>
Jurisdiction:	Chapter 7, Part 8 <i>Environmental Protection Act 1994</i>

Development Description:

Material Change of Use

where:

- ☐ the existing use of the land is, or if the land is vacant land with no existing use the most recent use of the land was, for a notifiable activity under the *Environmental Protection Act 1994*.
- ☐ the proposed use of the land is for child care, educational, recreational, residential or similar purposes and the existing use of the land is, or if the land is vacant land with no existing use the most recent use of the land was, for an industrial activity.
- ☒ **the land is on the Environmental Management Register or Contaminated Land Register under the *Environmental Protection Act 1994*.**
- ☐ the land is wholly or partly within an area for which an Area Management Advice for industrial activity or natural mineralisation has been issued and the proposed use of the land is for child care, educational, recreational, residential or similar purposes.
- ☐ the land is wholly or partly in an area for which an Area Management Advice for unexploded ordnance has been issued.

at the following place(s):

171 Bazaar Street, Maryborough
(Lot 4 on RP231459)

Response to Development Application

The Environmental Protection Agency, acting as a concurrence agency under the *Integrated Planning Act 1997*, provides its response to the application detailed above.

EPA Contaminated Land Concurrence Agency Response

The concurrence agency response is that

- ☒ conditions must attach to any development approval

Conditions of the development approval

If during any site earthworks or excavation, offensive or noxious odours and/or evidence of gross contamination not previously detected is observed, site works are to cease in that area and action taken to immediately abate the potential environmental harm. The administering authority is to be notified in writing within two (2) business days of detection and advised of appropriate remedial action.

Any remedial action is to be developed by an appropriate qualified and experienced person in accordance with Section 381 of the EP Act.

Additional comments or advice about the application

The removal of any contaminated soil from land that is listed on the Environmental Management Register (EMR) requires prior approval from the Environmental Protection Agency (EPA) (Contaminated Land Unit) under the section 424 of the *Environmental Protection Act 1994* (EP Act).

Reasons for inclusion of development conditions or refusal

In accordance with section 3.3.18 of the *Integrated Planning Act 1997* and section 27B of the *Acts Interpretation Act 1954*, a concurrence response must include reasons for a refusal or for the inclusion of development conditions.

The Environmental Protection Agency is recognised as a concurrence agency under the *Integrated Planning Regulation 1998* for the protection of the environment by the management of contaminated land. The Environmental Protection Agency concurrence agency conditions for this proposed development that are contained within this response are required to prevent or mitigate any potential risk to human health or the environment from possible hazardous contaminants present on the site.

Additional information for applicants

This concurrence response pursuant to Chapter 7, Part 8 of the *Environmental Protection Act 1994* applies only to contaminated land issues and does not remove the need to obtain any further approval for this development which may be required by this or other legislation, State and/or Commonwealth. Applicants are advised to check with all relevant statutory authorities for such approvals as may be required.

~ End of Concurrence Agency Response ~

Bring Up Details Report

333257 - All or part of the land is on the EMR or CLR/171 Bazaar Street, MARYBOROUGH 3465/Freeman, D - 02-FEB-2009

Ref:	41919	Created Date:	03-FEB-09
Status:	Submitted	Closed Date:	
Assigned To:	BARRY, Kim	Due Date:	04-FEB-09
Email Address:	Kim.Barry@epa.qld.gov.au	Reminder Date:	
Project Director:			
Project Manager:			
CC:			
CC:			
Subject:	DA on a Contam Land Site		
Comments:	<p>An application has been received for Development approval on 2/2/09. The Application will be forwarded to the Contaminated Land Unit on the 3/02/09.</p> <p>Details</p> <p>Client - Ms D Freedman Lot on Plan - Lot 4 on RP231469 Location - 171 Bazaar Street, Maryborough</p> <p>Regards Nathan</p>		

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Project Running Report

Project Ref 333257	Project Name All or part of the land is on the EMR or CLR/171 Bazaar Street,MARYBOROUGH 3465/Freeman, D	Status Active	Project Director BARRY, Kim	Project Manager NOT, Allocated	Office Responsible ES - TO - Contaminated Land - Southern - Bne
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Assessing Officers

Name

Applications: 1

Date 02-FEB-2009	Status Assessment	Decision Level 2
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Primary Clients

Name	Address Line 1	Address Line 2	Suburb	Postcode	State
Freeman, D	C/- Angelo Oliaro Town Planning	56 Honiton Street	HERVEY BAY	4655	QLD

Primary Contact

Name	Contact Number
Fraser Coast Regional Council	1800 881 400

Activities

Name
All or part of the land is on the EMR or CLR

Locations

Name	Address Line 1	Address Line 2	Suburb	Postcode	State
171 Bazaar Street,MARYBORO UGH 3465	171 Bazaar Street		MARYBOROUGH	3465	VIC

Agency Interests/Ratings

Category	Type	Rating
Land	Land - erosion/stability	Unknown (default)

Permits: 1

Permit Ref	Permit Type	Status
IPCL01365509	Concurrence Response for a MCU involving contaminated land	Assessment

Admin. Office: Contaminated Land Unit, Southern Region

Project No: 333257

Client No: 626294 EMR ID No: 8852

Permit No: 18CL0135509

Ecoaccess Customer Service Unit

CROW No: 108891

**Development Approval (Contaminated Land) Application
Validation Checklist**

AGENCY ROLE		
☐ Assessment manager		
☒ Concurrence agency		
APPLICATION TYPE		
☒ Material change of use	☒ All or Part of the Land is on the EMR or CLR	
☐ Reconfiguration of a Lot	☐ Natural Mineralisation or Industrial Activity	
	☐ Notifiable Activity or Industrial Activity	
	☐ Preliminary Approval under S13.6 of IPA	
	☐ Unexploded Ordnance	
Lot 4 on RP231459 171 Bazaar St, Maryborough		
ADVICE AGENCY TRIGGERS	☐ Wetlands – within 100m of a wetland	☐ MCU assessable under the planning scheme
	☐ Conservation Estate – within 100m	☐ Reconfig a lot – ≥ 10 lots or any lot < 5 ha
	☐ Heritage – shares a common boundary	☐ MCU for urban purposes
		☐ Reconfig a lot – ≥ 10 lots or any lot < 5 ha
	☐ MCU assessable under the planning scheme	☐ Reconfig a lot
		☐ 3 rd Party Advice from Council
OTHER AGENCY INTERESTS	☐ Marine Parks	☐ World Heritage Area
	☐ Endangered remnant ecosystem	☒ Other
	☐ Ramsar	see crownmap
	☐ Koala area (non-statutory)	

Individual/Company /Business Name: Ms D Freeman

Contact person: Angela Ohuro Co-ordinator: Rodon Hine

Indicate by Yes ☒ or No ☒. Leave unmarked if not applicable
A ☒ in any of the checkboxes MAY indicate 'invalid' application**All Applications**Form 1 Part A/D/F/N Completed ☒Referrals Checklist Completed ☒Name & Contact Details Provided ☒Real Property Description Provided ☒Application Forms Signed and Dated ☒Owner's Consent ☒☒ Acknowledgement Notice Attached ☒☒ Date Issued 29/1/09* Note: The referral is invalid if the AN issue date was > 3 months☒ Lot/s: 4 Plan: RP231459☒ Lot/s: Plan:

Application Received: 22/2/2009

Acknowledgement Notice Due: 22/4/2009

Application Date: 22/2/2009

Info Request Due: 18/2/2009

Applicant name: Ms. D. Freeman

CROW #: 108891

APPLICATION PROCESSING

Indicate Yes ☒ or No ☐

Is the Application Valid

☒ if ☐, proceed with Notice of Invalid Application

Application entered on Ecotrack

☒

CAC Review Date: Nov/Cal/2009 if required

Decision Level

☒ 2

☐ 3

☐ 4

Record of consultation

Date	Person Contacted:		Phone No:	
	Information Requested:			
	Response:			
	Ecoaccess CSU Staff:			

Date	Person Contacted:		Phone No:	
	Information Requested:			
	Response:			
	Ecoaccess CSU Staff:			

Date	Person Contacted:		Phone No:	
	Information Requested:			
	Response:			
	Ecoaccess CSU Staff:			

ecomaps

02/02/2009

Queensland Environmental Protection Agency

Lot 4 on RP231459

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Lot 4 on RP231459

Queensland Environmental Protection Agency

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Contaminated Sites

No.	Lot No	Plan No	Registered Site ID	AMA Site ID	Current Category Code	AMA Type	AMA Name	Record Type	Register Name
s.73									
2	4	RP231459	8852		N			BP	EMR

s.73

Environmental Services Regions

No.	EPA Region
1	Wide Bay

Local Government Areas

No.	LGA Name
1	FRASER COAST REGIONAL

Local Government Areas Prior to Amalgamation

No.	LGA Name
1	MARYBOROUGH CITY

Streets

No.	Street Name	Left Number From	Left Number To	Right Number From	Right Number To	Locality
1	BAZAAR STREET	176	176	0	0	MARYBOROUGH
2	BAZAAR STREET	214	224	197	213	MARYBOROUGH
3	KENT STREET	280	310	301	327	MARYBOROUGH
4	RICHMOND STREET	0	0	0	0	MARYBOROUGH
5	HORSBURGH LANE	0	0	0	0	MARYBOROUGH
6	BAZAAR STREET	142	170	125	171	MARYBOROUGH
7	KENT STREET	312	326	331	355	MARYBOROUGH
8	RICHMOND STREET	0	0	147	151	MARYBOROUGH
9	RICHMOND STREET	116	128	101	129	MARYBOROUGH
10	KENT STREET	344	376	373	411	MARYBOROUGH

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[Next 25 Records](#)**Aboriginal Representative Bodies**

No.	Representative Body Name
1	Queensland South Native Title Services Ltd, PO Box 10832, Adelaide Street, Brisbane QLD 4000

Native Title Claim Boundaries

No.	Claim Number	Name and Number	Federal Court Number
1	QC06/004	BUTCHULLA QC06/004	QUD16/06

Erosion Prone Area Plans

No.	Local Authority	Erosion Prone Area
1	Woocoo Shire	View Erosion Prone Area Plan

Queensland Fire and Rescue Service regional office boundaries

No.	QFRS Region	Office	Street Address	Postal Address	Phone No.	Fax No.	Mobile No.
1	North Coast Region (Maryborough)	MARYBOROUGH COMMUNITY SAFETY OFFICE	98 Lennox Street, Maryborough, Qld, 4650	98 Lennox Street, Maryborough, Qld, 4650	(07) 4121 7841	(07) 4121 7768	Sch4p4(6) Mobile

Regional Harbour Master Areas

No.	Region Name
1	GLADSTONE REGION

Queensland Heritage Register Boundaries — *no adjoining boundaries*

No.	Place Name	Listing Number	Status
1	Office of Sport and Recreation	600693	State heritage place
2	Woodstock House	600694	State heritage place
3	Former Hotel Francis	600696	State heritage place
4	Royal Hotel	600700	State heritage place
5	Maryborough Heritage Centre	600711	State heritage place
6	Customs House Hotel	600715	State heritage place
7	Gataker's Buildings	600718	State heritage place
8	Shop, Wharf Street	600720	State heritage place

Queensland

No.	Feature
1	Queensland Mainland

No Features Found in the following layer(s):

- Koala Plan 2006 2016 for ECSU
- EPA Estate for ECSU
- IPA Trigger for ECSU
- VMA Essential Habitat Points
- VMA Essential Habitat
- Coastal Aerial Photos Urangan to St Lawrence 2001
- Draft SEQ Regional Plan 2009 2031 Regional Landuse Categories
- Coastal Aerial Photos Tweed to Urangan 2004

- Coastal Aerial Photos Townsville to Cooktown 2001
- Wet Tropical Coast Coastal Management District P
- Wet Tropical Coast Coastal Management District L
- Cardwell Hinchinbrook Coastal Management District P
- Cardwell Hinchinbrook Coastal Management District L
- Wet Tropical Coast AOSS Endangered Regional Ecosystems
- Cardwell Hinchinbrook AOSS Endangered Regional Ecosystems
- Endangered Remnant Regional Ecosystems Biodiversity Status
- Updates to Remnant Regional Ecosystems Biodiversity Status
- Wild River Area Boundaries
- Nature Refuges
- SEQ RCMP Coastal Management District polygon
- Forest Plantations Queensland
- World Heritage Areas
- EPA Referrable Wetlands
- Recreation Areas
- Nature Refuges and Coordinated Conservation Areas
- Wet Tropics World Heritage Area
- Coastal Permits ecotrack post October 2003
- Coastal Permits ecotrack pre October 2003
- S86 Point Permits
- S86 Line Permits
- Canal Estate Developments
- Provisional MBMP Zoning 081019 090228
- Brigalow Belt Priority Species Habitat
- Wild River Nominated Waterways Proposed
- Directory of Important Wetlands
- State Marine Parks
- Great Barrier Reef Marine Park Zones
- Coastal Aerial Photos
- Marine Park Permits
- SEQ RCMP CMD Points
- SEQ RCMP Coastal Management District line

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- SEQ RCMP Developed and Undeveloped Waterways
- Areas under Coastal Management Plans
- Coastal Management Control Districts
- Ramsar Sites
- Port Limits
- Wet Tropical Coast Coastal Management District
- Cardwell Hinchinbrook Coastal Management District
- Curtis Coast Coastal Management District
- Coastal Building Line
- Marine Plants
- Fish Habitat Areas
- Major Towns
- Other States

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**QNTIME**[QNTIME](#) > [Specific Parcel Search](#) > [Specific Parcel Report](#)**Specific Parcel Report**

Lot: 4 on Plan: RP231459

Parcel: on Segment:

DCDB:**Tenure:****Description:****FH****FREEHOLD****CISP:****ATS:****Title Reference:****18053039****Original Deed of Grant:****1. 19539004 (ALLOT 13 SEC 90)****Previous Title References:****10909092****QVAS:****Registered Owner:****SUSAN CONTINI****Address:****171-173 BAZAAR ST, MARYBOROUGH QLD 4650****Primary Land Use Code:****SHOPS - MAIN RETAIL (CENTRAL BUSINESS DISTRICT)(14)****Secondary Land Use Code:****LIGHT INDUSTRY(36)****TAS:****No TAS data found.**[View on Keymap](#)[Back to Search](#)

Logged in as howier

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ENVIRONMENTAL PROTECTION AGENCY

SEARCH RESPONSE

**ENVIRONMENTAL MANAGEMENT REGISTER (EMR)
CONTAMINATED LAND REGISTER (CLR)**

Transaction ID: 1107854 EMR Site Id: 8852 02 February
2009

This response relates to a search request received for the site:

Lot: 4 Plan: RP231459

EMR RESULT

The above site IS included on the Environmental Management Register.

Lot: 4 Plan: RP231459
Address: 171/173 BAZAAR STREET
MARYBOROUGH QLD 4650

The site has been subject to the following Notifiable Activity pursuant to section 374 of the *Environmental Protection Act 1994*.

PRINTING - commercial printing using -

- (a) type metal alloys; or
- (b) printing inks or pigments or etching solutions containing metal; or
- (c) cast lead drum plates; or
- (d) a linotype machine with a gas-fired lead melting pot attached; or
- (e) more than 500 L of halogenated and non-halogenated hydrocarbon solvents.

CLR RESULT

The above site is NOT included on the Contaminated Land Register.

ADDITIONAL ADVICE

Note: Searches maybe conducted online through the State Government Website
www.smartservice.qld.gov.au or Citec Confirm www.confirm.com.au.

If you have any queries in relation to this search please phone (07) 3227 7370.

Lindi Bowen
Registrar, Contaminated Land Unit

To execute a new search, select the "Back" button on the browser twice

EHP RTI DL Release

recd 30/1/09

RECEIVED

- 2 FEB 2009



Fraser Coast
REGIONAL COUNCIL

Fraser Coast Regional Council

77 TAVISTOCK STREET TORQUAY HERVEY BAY Q 4655

431-433 KENT STREET MARYBOROUGH Q 4650

P O Box 1943, Hervey Bay Q 4655 Phone 1800 881 400 Fax 4197 4455

Acknowledgement Notice to Applicant

Integrated Planning Act 1997

File No: MC.C08/00113 For further information Ms Naomi Dunning Phone: 41905703
Your Ref: regarding this notice,
please contact:

1. APPLICANT DETAILS

Name Angelo Oliaro Town Planning

Postal Address 56 Honiton Street, Torquay, Hervey Bay Qld 4655

2. PROPERTY DETAILS

Property Address

171 Bazaar Street, Maryborough Qld 4650

Property Description

Lot 4 RP231459

3. OWNER DETAILS

Name Susan Contini

4. DEVELOPMENT APPROVAL

What type of Approval is being sought?

Preliminary
Approval

Development
Permit

Material Change of Use - Recreation Indoor Gymnasium

No

Yes

Operational Works - Advertising Device

No

Yes

5. CODE ASSESSMENT

Will Code Assessment be required?

Yes

If Yes, the following codes are applicable to this application:

Commercial Development Code

Character Protection Code

Vehicle Parking and Access Code

Signs Code

Coast Regional Council IDAS Development Application Acknowledgement Notice
6. REFERRAL AGENCIES

Are there any Referral Agencies?

Yes

As there are referral agencies applicable to this application, it is advised that the applicant is required to give each referral agency the following:

- (a) A copy of the application; and
- (b) A copy of the acknowledgment notice; and
- (c) The fee prescribed under a regulation under the *Integrated Planning Act 1997* or another Act.

In accordance with Section 3.3.4.(1) of the *Integrated Planning Act 1997* the applicant is to give the assessment manager written notice of:

- (a) the day the applicant gave each referral agency the things mentioned above; and
- (b) if referral coordination is required - the day the applicant complied with Section 3.3.5(2) of the *Integrated Planning Act 1997*.

The following are Referral Agencies for this application:-

Name and Address of Referral Agencies?

Referral Agency	Address	Referral - Basis
Environmental Protection Agency	Ecoaccess Customer Service Unit Environmental Protection Agency PO Box 15155 CITY EAST QLD 4002	Making a Material Change of Use of premises on land on the Environmental Management Register, Schedule 8 Table 2

7. INFORMATION REQUEST

Will a further Information Request be made by the Assessment Manager?

No

8. ASSESSMENT MANAGER, PER

Name: Michael Ellery

Signature

Sch4p4(6) Signature

Date:

29/1/09

ANGELO OLIARO TOWN PLANNING

Ref: 080602-3

30 January 2009

Environmental Protection Agency
Ecoaccess Customer Service Unit
PO Box 15155
City East Qld 4002

Attention: Mr Allan Johns
Contaminated Land Unit

Dear Sir/Madam,

Re: Proposed MCU to Recreation Indoor Gymnasium at 171 Bazaar Street
Maryborough

I refer to the above development which is referred to you pursuant to S 3.3.3 of the Integrated Planning Act.

The application was lodged with Fraser Coast Regional Council in July 2008. They failed to identify that the site was on the Contaminated Sites Register and have only recently issued an Acknowledgement Notice. My client has faced a substantial delay in the processing of this application.

Please note that there will be no operational works involving excavations to the site but a refurbishment of the building which occupies the entire site. Your assistance to expedite this referral is appreciated.

Please find enclosed a copy of the application forms, acknowledgement notice, planning report for your assessment. Please find attached an updated Assessment Checklist and Form 1 Part N.

Would you kindly advise if further information or clarification is required in relation to this letter.

Yours faithfully,

Sch4p4(6) Signature

Angelo Oliaro
Principal

Form 1 Development Application

ida

Part N*Contaminated land*

Nature of the application and contamination

1. What is the nature of the application and the nature of the contamination on the premises? (Tick applicable box/es)

Nature of the application	Nature of the contamination
☒ Material change of use	☐ (i) All or part of the premises is on the Environmental Management Register
☐ Reconfiguring a lot	☒ (ii) All or part of the premises is on the Contaminated Land Register
	☐ (iii) All or part of the premises is currently used for, or if there is no existing use, was last used for -
	☐ (a) a notifiable activity
	☐ (b) an industrial activity and the proposed use is for a child care centre, educational, recreational or residential purpose (including a caretaker residence on industrial land)
	☐ (iv) In an area for which an 'area management advice' has been given for natural mineralisation or industrial activity and the proposed use is for a child care centre, educational, recreational or residential purpose (including a caretaker residence on industrial land)
	☐ (v) In an area for which an 'area management advice' has been given for unexploded ordnance

Mandatory information

2. Confirm the following mandatory information accompanies this application.

	Confirmation of lodgement	Method of lodgement
(i) Plans showing where any notifiable activities, hazardous contaminant or potentially contaminated activity has occurred on the premises	☒ Confirmed	mail
(ii) If the application involves a material change of use from an industrial use to a more sensitive use (e.g. child care, educational, recreational or residential purpose, including a caretaker residence on industrial land), a detailed site history outlining previous potentially contaminated uses on the premises	☒ Confirmed ☐ Not applicable	mail

OFFICE USE ONLY

Date Received

Reference Numbers

Advice for completing Part N

General advice

- Part A must also be completed for all IDAS development applications.
- The applicant is responsible for answering all questions fully and correctly, unless following a response there is a statement to go directly to another question.
- For further information about completing this form go to -
 - [IDAS Guide 5 \(Contaminated land matters\)](#)
 - [EPA contaminated land website](#).

Form 1 Development Application

idas

IDAS

Assessment Checklist

IDAS Development Application Form 1 is the approved form for all development applications under the *Integrated Planning Act 1997* (IPA). Form 1 is made up of various Parts.

Part A (Common details) of Form 1 must be completed for all applications. The relevance of other Parts of Form 1 depends on the nature of the application.

Form 1 also includes this IDAS Assessment Checklist, which is used to assist in determining State assessment and referral requirements, and the Parts of Form 1 relevant to the application.

Section 1 and all other relevant sections of the IDAS Assessment Checklist, as identified in the Table below, must be completed for all development applications except those proposed on land in an urban development area, or for building work requiring assessment against the *Building Act 1975* only.

For more information about development applications on land in an urban development area, refer to www.ula.qld.gov.au.

For more advice about building applications refer to Part B of the IDAS Application Form.

Answering the following questions will assist you in determining which sections of the checklist must be completed for your application. If unsure, phone or visit your local government or log onto the DIP website www.dip.qld.gov.au for help

For all IDAS development applications (except those for building work requiring assessment against the <i>Building Act 1975</i> only) - complete Section 1 of this checklist		
Does the application seek approval to materially change use of the premises? <i>If yes - complete Section 2 of this checklist</i>	☒ Yes	☐ No
Does the application seek approval to reconfigure a lot? <i>If yes - complete Section 3 of this checklist and Part F of IDAS Application Form 1. Assessment is by the local government.</i>	☐ Yes	☒ No
Does the application seek approval to carry out operational work? <i>If yes - complete Section 4 of this checklist</i>	☒ Yes	☐ No
Does the application seek approval to carry out building work requiring assessment against the <i>Fisheries Act 1994</i> ? <i>If yes - complete Section 5 of this checklist</i>	☐ Yes	☒ No
Have you received a referral agency response under section 3.3.2 of the IPA, in relation to this development application? <i>If yes - complete Section 6 of this checklist</i>	☐ Yes	☒ No
Does the application seek approval to carry out building work requiring assessment against a local government planning scheme? <i>If yes - complete Part E of IDAS Application Form 1. Assessment is by the local government.</i>	☐ Yes	☒ No
Does the application seek approval to carry out building work requiring assessment against the <i>Building Act 1975</i> ? <i>If yes - go to Appendix 1 of this checklist for advice on building referrals. Complete Part B of IDAS Application Form 1. Assessment is by a building certifier</i>	☐ Yes	☒ No

SECTION 1 Section 1 must be completed for all applications that require completion of the IDAS Assessment Checklist

HERITAGE

1.1A Is any part of the proposal intended to be carried out on a Queensland Heritage place under the *Queensland Heritage Act 1992*?

☒ No - Go to 1.1B ☐ Yes

IPA, schedule 6, part 1, table 5, item 2; IP Regulations, schedule 2, table 1, item 11, table 2, item 13; IPA, section 1.3.5 (Definitions - Heritage (used in development)).

- 1.1B Does the proposal involve development, other than development mentioned in the *Integrated Planning Act 1997* Schedule 9 (development that is exempt from assessment against a planning scheme), that is intended to be carried out on a place entered in a Local Heritage Register under Part 11 of the *Queensland Heritage Act 1992*?

☒ No - Go to Q1.2 ☐ Yes - (Complete Form 1, Part C.) This application requires assessment by the relevant local government against the IDAS Code in the *Queensland Heritage Regulation 2003*. If the development involves building work and the local government is not the Assessment Manager for the application, the local government has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 5, item 2A; schedule 9, tables 1, 2, 3, 4 & 5; IP Regulation, schedule 2, table 1, item 11A; IPA, section 1.3.5 (Definitions for terms used in development); Queensland Heritage Regulation 2003, schedule 2 (IDAS Code).

REMOVING QUARRY MATERIAL; WILD RIVER AREA

- 1.2 Does the proposal involve removing quarry material from a watercourse or lake as defined under the *Water Act 2000*?

☒ No - Go to Q1.3 ☐ Yes

IPA, schedule 8, part 1, table 5, item 1; IP Regulation, schedule 2, table 2, item 11; IP Regulation, schedule 1, table 5, item 2 (wild river area); Water Act 2000, section 966C; Wild Rivers Act 2005, section 43A

ENVIRONMENTALLY RELEVANT ACTIVITY; WILD RIVER AREA

- 1.3 Does the proposal involve an environmentally relevant activity (ERA), other than a mining activity or a petroleum activity?

☒ No - Go to Q1.4 ☐ Yes

IPA, schedule 8, part 1, table 2, item 1; IPA, schedule 8, part 1, table 5, items 3 and 4; IP Regulation, schedule 2, table 2, items 1 and 2; Environmental Protection Act 1994, section 73AA (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code.

WITHIN THE LIMITS OF A PORT

- 1.4 Is any part of the premises within the limits of a port under the *Transport Infrastructure Act 1994*?

☒ No - Go to Q1.5
☐ Yes

IP Regulation, schedule 2, table 2, items 15 and 16

DECLARED FISH HABITAT AREA

- 1.5 Does any part of the premises adjoin a declared fish habitat area under the *Fisheries Act 1994*?

☒ No - Go to Q1.6
☐ Yes - If answers to questions in other sections of this checklist indicate that the proposed development is **assessable under IPA, schedule 8**, this application requires assessment by the Department of Primary Industries and Fisheries (DPI&F). If DPI&F is not the Assessment Manager for the application, the agency has jurisdiction as Advice Agency.

IP Regulation, schedule 2, table 2, item 26

COMMUNITY INFRASTRUCTURE

- 1.6 Is any part of the premises designated for community infrastructure?

☒ No - Go to Q1.7
☐ Yes

IP Regulation, schedule 2, table 3, item 7

WASTE WATER MANAGEMENT

- 1.7 Does the proposal involve the establishment or expansion of a waste water disposal system?

☒ No - End of Section 1 ☐ Yes

IP Regulation, schedule 2, table 3, item 5

SECTION 2 - Section 2 must be completed when the application seeks approval to materially change the use of premises.

PLANNING SCHEME

- 2.1 Is the proposed use assessable under the planning scheme?

☐ No - Go to Q2.2 ☒ Yes - Complete Form 1, Part D and answer Q2.1.1 - 2.1.13 below

If yes, does the application request that the proposal be assessed against a superseded planning scheme?

☒ No ☐ Yes - (Complete Form 1 Attachment 1)

STATE-CONTROLLED ROAD

2.1.1 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

☐ Yes ☒ No

If no, is the proposed use listed in schedule 5 of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No ☐ Yes - This application must be referred to the Department of Main Roads (DMR) as Concurrence Agency.

IP Regulation, schedule 2, table 3, items 1(a) and 3

ACID SULFATE SOILS

2.1.2 Is the use proposed in a local government area listed²¹ in State Planning Policy 2/02: *Planning and Managing Development Involving Acid Sulfate Soils*?

☒ No - Go to Q2.1.3 ☐ Yes

²¹ Aurukun, Bowen, Brisbane, Broadsound, Bundaberg, Burdekin, Burke, Burnett, Caboolture, Cairns, Calliope, Caloundra, Cardwell, Carpentaria, Cook, Cooloola, Douglas, Fitzroy, Gladstone, Gold Coast, Hervey Bay, Hinchinbrook, Isis, Johnstone, Livingstone, Logan, Mackay, Maroochy, Maryborough, Mirium Vale, Mornington, Noosa, Pine Rivers, Redcliffe, Redland, Rockhampton, Sarina, Thuringowa, Tiara, Torres, Townsville, Whitsunday

IP Regulation, schedule 2, table 3, item 4; State Planning Policy 2/02: Planning and Managing Development Involving Acid Sulfate Soils, section 3.6

COASTAL MANAGEMENT DISTRICT

2.1.3 Does the proposed use involve the following?

- | | | |
|--|--|------------------------------|
| (i) Carrying out operational work, completely or partly in a coastal management district | ☒ No | ☐ Yes |
| (ii) Carrying out building work, completely or partly in a coastal management district, that is the construction of new premises with a gross floor area (GFA) of at least 1,000m ² | ☒ No | ☐ Yes |
| (iii) Carrying out building work, completely or partly in a coastal management district, that is the enlargement of the GFA of existing premises by more than 1,000m ² | ☒ No | ☐ Yes |

If yes to any one of (i) - (iii) above - This application must be referred to the Environmental Protection Agency (EPA) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 6

VEGETATION CLEARING

2.1.4 Do the premises include a lot containing the following?

- | | | |
|---|--|------------------------------|
| (i) A category 1, 2 or 3 area shown on a Property Map of Assessable Vegetation (PMAV) | ☒ No | ☐ Yes |
| (ii) If there is no PMAV for a lot, remnant vegetation | ☒ No | ☐ Yes |

IP Regulation, schedule 2, table 3, item 11

CONTAMINATED LAND - UNEXPLODED ORDNANCE

2.1.5 Is any part of the premises in an area for which an area management advice has been given for unexploded ordnance?

☒ No - Go to Q2.1.6 ☐ Yes - (Complete Form 1, Part N) This application must be referred to the Administering Authority as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 12

PUBLIC PASSENGER TRANSPORT

2.1.6 Is the proposed use of premises listed in schedule 13C of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No - Go to Q2.1.7 ☐ Yes - This application must be referred to Queensland Transport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 14

RAILWAY SAFETY AND EFFICIENCY

2.1.7 Is the proposed use of premises listed in schedule 13D of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No - Go to Q2.1.8 ☐ Yes - This application must be referred to Queensland Transport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 15

KOALA CONSERVATION

2.1.8 Is any part of the premises in a koala conservation area or koala sustainability area?

☒ No - Go to Q2.1.9 ☐ Yes

IP Regulation, schedule 2, table 3, item 18

EASEMENTS AND SUBSTATIONS**2.1.9 Is the use associated with reconfiguring a lot?**

☐ Yes - Go to Q2.1.10 ☒ No - Answer both (a) and (b) below

(a) Will any part of any structure or work that is the natural and ordinary consequence of the use, be located in an easement?

☒ No - Go to (b) ☐ Yes - Answer both (i) and (ii) below

(b) Is any part of the premises situated within 100m of a substation site under the *Electricity Act 1994*?

☒ No ☐ Yes - This application must be referred to the entity responsible for the substation as Advice Agency.

IP Regulation, schedule 2, table 3, item 8 (electricity easement); IP Regulation, schedule 2, table 3, item 16 (pipeline easement); IP Regulation, schedule 2, table 3, item 9 (substation)

RESIDENTIAL, COMMERCIAL OR INDUSTRIAL DEVELOPMENT IN A WILD RIVER AREA**2.1.10 Is any part of the premises in a wild river area declared under the *Wild Rivers Act 2005*?**

☒ No - Go to Q2.1.11 ☐ Yes

IP Regulation, schedule 1, part 2, table 5, item 1(a). Wild Rivers code (Note: the code does not currently contain applicable provisions for residential, industrial or commercial development inside a designated urban area)

WETLAND**2.1.11 Is the proposal only for the construction or use of a single residence on a lot and any reasonably associated building or structure?**

☐ Yes - Go to Q2.1.12 ☒ No

If no, do the premises include a lot situated in, or within 100m of, a wetland shown on the 'Map of referable wetlands'?

☒ No ☐ Yes - This application must be referred to the Environmental Protection Agency (EPA) as Advice Agency.

IP Regulation, schedule 2, table 3, item 20

HERITAGE**2.1.12 Do the premises include a lot sharing a common boundary with a Queensland Heritage place under the *Queensland Heritage Act 1992*?**

☒ No - Go to Q2.1.13 ☐ Yes - This application must be referred to the Environmental Protection Agency (EPA) as Advice Agency.

IP Regulation, schedule 2, table 3, item 22

CERTAIN PRELIMINARY APPROVALS**2.1.13 Is preliminary approval sought for the application under the IPA, section 3.1.6?**

☒ No - Go to Q2.2 ☐ Yes - (Complete Form 1, Attachment 2) This application must be referred to the Department of Infrastructure and Planning (DIP) as Advice Agency.

IP Regulation, schedule 2, table 3, item 23

BROTHEL**2.2 Is the proposed use a brothel as defined under the *Prostitution Act 1999*?**

☒ No - Go to Q2.3 ☐ Yes

IPA, schedule 8, part 1, table 2, item 2; Prostitution Act 1999, section 64

STRATEGIC PORT LAND**2.3 Is any part of the use proposed on Strategic Port Land under the *Transport Infrastructure Act 1994*?**

☒ No - Go to Q2.4 ☐ Yes

IPA, schedule 8, part 1, table 2, item 3; IP Regulation, schedule 2, table 2, item 6

MAJOR HAZARD FACILITY**2.4 Is the proposed use a major hazard facility or possible major hazard facility under the *Dangerous Goods Safety Management Act 2001*?**

☒ No - Go to Q2.5 ☐ Yes - (Complete Form 1, Part L) This application requires assessment by the Department of Emergency Services (DES). If DES is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 2, item 4; IP Regulation, schedule 2, table 2, item 7

CONTAMINATED LAND - REGISTERED LAND

2.5 Is any part of the land forming the premises on the Environmental Management Register or Contaminated Land Register under the *Environmental Protection Act 1994*?

☐ No - Go to Q2.6 ☒ Yes

If yes, does one or more of the following apply?

(i) A suitability statement has been given and a site management plan has been approved for the proposed use of the land, and the proposed use involves only the following -

- the fit-out of a building on the land; or
- minor site excavation, including for example, post holes for open-sided non-habitable structures

☒ No ☐ Yes

(ii) There is currently a notifiable activity on the land and the activity is continuing

☒ No ☐ Yes

(iii) The proposed use is industrial and only involves minor site excavation (e.g. post holes for open-sided non-habitable structures)

☒ No ☐ Yes

(iv) The land is used for a mining activity or petroleum activity

☒ No ☐ Yes

If no to all (i) - (iv) above - (Complete Form 1, Part N) This application requires assessment by the Environmental Protection Agency (EPA). If EPA is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 2, item 5; IP Regulation, schedule 2, table 2, item 22

CONTAMINATED LAND - NOTIFIABLE ACTIVITY

2.6 Is any part of the land forming the premises currently used for a notifiable activity, or if there is no existing use was it last used for a notifiable activity?

☐ No - Go to Q2.7 ☒ Yes

If yes, does one or more of the following apply?

(i) A suitability statement, removing the land from the environmental management register, has been given under the *Environmental Protection Act 1994* for the existing use, or if there is no existing use, the last use, and the following both apply -

- no new notifiable activity has occurred on the land since the suitability statement was issued;
- the land is not otherwise contaminated by a hazardous contaminant

☒ No ☐ Yes

(ii) A suitability statement has been given and a site management plan has been approved for the proposed use of the land, and the proposed use involves only the following -

- the fit-out of a building on the land; or
- minor site excavation, including for example, post holes for open-sided non-habitable structures

☒ No ☐ Yes

(iii) The land is used for a mining activity or petroleum activity

☒ No ☐ Yes

If no to all (i) - (iii) above - (Complete Form 1, Part N) This application requires assessment by the Environmental protection Agency (EPA). If EPA is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 2, item 6; IP Regulation, schedule 2, table 2, item 22

CONTAMINATED LAND - INDUSTRIAL ACTIVITY

2.7 Is any part of the premises currently used for an industrial activity (other than for a mining activity or petroleum activity), or if there is no existing use was it last used for an industrial activity (other than for a mining activity or petroleum activity)?

☐ No - Go to Q2.8 ☒ Yes

If yes, is the proposed use for child care, educational, recreational or residential purposes (including a caretaker residence on industrial land)?

☐ No ☒ Yes - (Complete Form 1, Part N) This application requires assessment by the Environmental Protection Agency (EPA). If EPA is not the Assessment Manager for the application, it has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 2, item 6; IP Regulation, schedule 2, table 2, item 22

CONTAMINATED LAND - AREA MANAGEMENT ADVICE (NATURAL MINERALISATION OR INDUSTRIAL ACTIVITY)

2.8 Is any part of the premises in an area for which an area management advice has been given for natural mineralisation or industrial activity (other than for a mining activity or petroleum activity)?

☒ No - Go to Q2.9

☐ Yes

IPA, schedule 8, part 1, table 2, item 7; IP Regulation, schedule 2, table 2, item 27

AQUACULTURE; WILD RIVER AREA2.9 Is the proposed use for aquaculture as defined under the *Fisheries Act 1994*?☒ No - Go to Q2.10 ☐ Yes

IPA, schedule 8, part 1, table 2, item 8; IPA, schedule 8, part 2, table 2, item 1 (self-assessable aquaculture); IP Regulation, schedule 2, table 2, item 27; Fisheries Act 1994, section 76DA (wild river area); Wild Rivers Act 2005, section 43A

AGRICULTURAL AND ANIMAL HUSBANDRY ACTIVITIES IN A WILD RIVER AREA2.10 Is any part of the premises in a wild river area declared under the *Wild Rivers Act 2005*?☒ No - Go to Q2.11 ☐ Yes

IPA, schedule 8, part 1, table 2, item 11; IP Regulation, schedule 2, table 2, item 36; Wild Rivers Act 2005, sections 42, 43A

SEQ REGIONAL PLAN

2.11A Is any part of the premises within the South East Queensland (SEQ) Regional Plan area?

☒ No - Go to Q2.11B ☐ Yes

SEQ Regional Plan 2005-2026, Amendment 1, Regulatory Provisions, division 2; IP Regulation, schedule 2, table 3, item 13; IPA, section 2.5A 12 (3)

STATE PLANNING REGULATORY PROVISIONS (REGIONAL PLANS)^{2.2}

2.11B Is any part of the premises within a designated region under Schedule 1 of the draft regulatory provisions?

☒ No - Go to Q2.12 ☐ Yes^{2.2} State Planning Regulatory Provisions (Regional Plans) are the draft regulatory provisions

State Planning Regulatory Provisions (Regional Plans), division 2; IP Regulation, schedule 2, table 3, item 13; IP Regulation, schedule 3A

CONSERVATION ESTATE

2.12 Is the proposal for urban purposes, as defined under the IPA?

☐ No - Go to Q2.13 ☒ Yes

If yes, is the use proposed on a lot situated in, or within 100m of, any of the following?

(i) A protected area, forest reserve, critical habitat or area of major interest under the *Nature Conservation Act 1992*☒ No ☐ Yes(ii) A State forest or timber reserve under the *Forestry Act 1959*☒ No ☐ Yes(iii) A marine park under the *Marine Parks Act 2004*☒ No ☐ Yes(iv) A recreation area under the *Recreation Area Management Act 1988*☒ No ☐ Yes

(v) A world heritage area listed under the World Heritage Convention

☒ No ☐ Yes(vi) Brisbane forest park under the *Brisbane Forest Park Act 1977*☒ No ☐ Yes

If yes to any one of (i) - (vi) above - This application must be referred to the chief executive under the relevant Act mentioned as Advice Agency.

IP Regulation, schedule 2, table 2, item 40

REMOVAL, DESTRUCTION OR DAMAGE OF A MARINE PLANT2.13 Does the proposed use involve the removal, destruction or damage of marine plants under the *Fisheries Act 1994*?☒ No - End of Section 2 ☐ Yes

IPA, section 3.2.2A; IPA, schedule 8, part 1, table 4, item 8 (assessable development); IPA, schedule 8, part 2, table 4, item 4 (self-assessable development); Fisheries Regulation 1995 s173A (self-assessable activities); IP Regulation, schedule 2, table 2, item 29; IP Regulation, schedule 1, part 3, table 4, item 8; Fisheries Act 1994, section 76DB (wild river area); Wild Rivers Act 2005, section 43A.

SECTION 4 - Section 4 must be completed when the application seeks approval to carry out operational work.**PLANNING SCHEME**

4.1 Is any of the proposed operational work assessable under a planning scheme?

☐ No - Go to Q4.2☒ Yes - (Complete Form 1, Part E) Answer Qs 4.1.1 - 4.1.7 below.

STATE-CONTROLLED ROAD

4.1.1 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

- ☒ No
☐ Yes

If no, is the proposed operational work for filling or excavating listed in *Integrated Planning Regulation 1998*, schedule 5 and does it exceed the threshold?

- ☒ No - Go to Q4.1.2
☐ Yes - This application must be referred to the Department of Main Roads (DMR) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 3; IP Regulation, schedule 2, table 3, item 1(b)

ACID SULFATE SOILS

4.1.2 Is any of the operational work proposed in a local government area listed^{4.1} in *State Planning Policy 2/02: Planning and Managing Development Involving Acid Sulfate Soils*

- ☐ No - Go to Q4.1.3 ☒ Yes

^{4.1} Aurukun, Bowen, Brisbane, Broadsound, Bundaberg, Burdekin, Burke, Burnett, Caboolture, Cairns, Calliope, Caloundra, Cardwell, Carpentaria, Cook, Cooloola, Douglas, Fitzroy, Gladstone, Gold Coast, Hervey Bay, Hinchinbrook, Isis, Johnstone, Livingstone, Logan, Mackay, Maroochy, Maryborough, Mirium Vale, Mornington, Noosa, Pine Rivers, Redcliffe, Redland, Rockhampton, Sarina, Thuringowa, Tiara, Torres, Townsville, Whitsunday

If yes, is the natural ground level of any point where work is being carried out less than 20m AHD?

- ☒ No
☐ Yes

IP Regulation, schedule 2, table 3, item 4; State Planning Policy 2/02: Planning and Managing Development Involving Acid Sulfate Soils, section 3.6

EASEMENTS AND SUBSTATIONS

4.1.3 Is any of the proposed operational work for filling or excavation?

- ☒ No - Go to Q4.1.4
☐ Yes

IP Regulation, schedule 2, table 3 item 10(a); IP Regulation, schedule 2, table 3, item 10(b)

4.1.4 Is any part of the premises subject to an easement in favour of the holder of Pipeline Licence Number 1 issued under the *Petroleum Act 1923* for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act?

- ☒ No - Go to Q4.1.5 ☐ Yes

IP Regulation, schedule 2, table 3, item 17

PUBLIC PASSENGER TRANSPORT

4.1.5 Is any of the proposed operational work listed in schedule 13C of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

- ☒ No - Go to Q4.1.6 ☐ Yes - This application must be referred to QueenslandTransport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 14

RAILWAY SAFETY AND EFFICIENCY

4.1.6 Is any of the proposed operational work listed in schedule 13D of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

- ☒ No - Go to Q4.1.7 ☐ Yes - This application must be referred to QueenslandTransport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 15

KOALA CONSERVATION

4.1.7 Is any part of the premises in a koala conservation area or koala sustainability area?

- ☒ No - Go to Q4.2 ☐ Yes

IP Regulation, schedule 2, table 3, item 19

WILD RIVER AREA - Although legislation provides for assessment of operational works for residential, commercial and industrial development for the purposes of the *Wild Rivers Act 2005*, currently no declarations for any of the wild river areas apply the Wild Rivers code to that type of development.

ASSOCIATED WITH RECONFIGURING A LOT; RESIDENTIAL, COMMERCIAL OR INDUSTRIAL DEVELOPMENT IN A WILD RIVER AREA

4.2 Is any of the proposed operational work associated with reconfiguring a lot and the reconfiguration is also assessable?

☒ No - Go to Q4.3 ☐ Yes

IPA, schedule 8, part 1, table 4, item 2; IP Regulation, schedule 1, part 2, table 5, item 1(c)

Wild Rivers code (Note: the code does not currently contain applicable provisions for residential, industrial or commercial development inside a designated urban area)

VEGETATION CLEARING; KOALA CONSERVATION; WILD RIVER AREA

4.3 Is any of the proposed operational work for the clearing of native vegetation to which the *Vegetation Management Act 1999* applies?

☒ No - Go to Q4.4 ☐ Yes

IPA, schedule 8, part 1, table 4, items 1A-1G; IP Regulation, schedule 2, table 2, item 5 (vegetation clearing); IP Regulation, schedule 2, table 2, item 34 (koala conservation); IP Regulation, schedule 1, part 3, table 4, item (vegetation clearing/wild river area); Vegetation Management Act 1999, section 22A (vegetation clearing/wild river area); Wild Rivers Act 2005, sections 31F and 43A

TAKING OR INTERFERING WITH WATER; WILD RIVER AREA

4.4 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with water from a watercourse, lake or spring (other than using a water truck to pump water; and other than under the *Water Act 2000*, section 20(2), (3) or (5)), or from a dam constructed on a watercourse or lake?

☒ No - Go to Q4.5 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, items 3(a); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, items 3 and 3A; Water Act 2000, section 956A (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code

4.5 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with artesian water (other than using a water truck to pump water)?

☒ No - Go to Q4.6 ☐ Yes - (Complete Form 1, Part K.) This application requires assessment by the Department of Natural Resources and Water (NRW). If NRW is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 4, item 3(b); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Wild Rivers code (Note: the code does not currently contain applicable provisions for taking or interfering with artesian water)

4.6 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking overland flow water (other than using a water truck to pump water)?

☒ No - Go to Q4.7 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, item 3(c)(i); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Water Act 2000, section 956A (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code

4.7 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with subartesian water (other than using a water truck to pump water)?

☒ No - Go to Q4.8 ☐ Yes

IPA, schedule 8, part 1, table 4, item 3(c)(ii); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Water Act 2000, section 956A (wild river area) (Note: no current Wild River declaration identifies taking or interfering with subartesian water as assessable); Wild Rivers code (Note: the code does not currently contain applicable provisions for sub artesian water)

4.8 Does any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for interfering with overland flow water (other than using a water truck to pump water)?

☒ No - Go to Q4.9 ☐ Yes - Answer both (a) and (b) below

IPA, schedule 8, part 1, table 4, items 3(c)(i) and 3(i); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3A; Water Act 2000, section 956B (wild river area); relevant wild river declaration; Wild Rivers Code

4.9 Is the proposed operational work for the following?

- (i) For the construction of a referable dam as defined under the *Water Act 2000* ☒ No ☐ Yes
- (ii) To increase the storage capacity of a referable dam by more than 10% ☒ No ☐ Yes

If yes to either or both (i) or (ii) above - (Complete Form 1, Part K.) This application requires assessment by the Department of Natural Resources and Water (NRW). If NRW is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 4, item 4; IP Regulation, schedule 2, table 2, item 10

TIDAL WORK; WILD RIVER AREA

4.10 Is any of the proposed operational work tidal work, other than excluded work defined under the IPA?

- ☒ No - Go to Q4.11 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, item 5; IP Regulation, schedule 2, table 2, items 12, 14 and 17; IP Regulation, schedule 1, part 3, table 4, items 4A and 5; Coastal Protection and Management Act 1995, section 104A (wild river area)

COASTAL MANAGEMENT DISTRICT; WILD RIVER AREA

4.11 Is any of the operational work proposed to be carried out within a coastal management district?

- ☒ No - Go to Q4.12 ☐ Yes

IPA, schedule 8, part 1, table 4, item 5; IP Regulation, schedule 2, table 2, items 12 and 14; IP Regulation, schedule 1, part 3, table 4, items 4A and 5; Coastal Protection and Management Act 1995, section 104A (wild river area); Wild Rivers Act 2005, section 43A

WATERWAY BARRIER WORKS; WILD RIVER AREA

4.12 Is any of the proposed operational work for constructing or raising waterway barrier works under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.13 ☐ Yes

IPA, schedule 8, part 1, table 4, item 6; IPA, schedule 8, part 2, table 4, item 2; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 28; IP Regulation, schedule 1, part 3, table 4, item 6; Fisheries Act 1994, section 163 (wild river area); Wild Rivers Act 2005, section 43A

DECLARED FISH HABITAT AREA; WILD RIVER AREA

4.13 Is any of the operational work proposed to be carried out completely or partly within a declared fish habitat area under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.14
☐ Yes

IPA, schedule 8, part 1, table 4, item 7; IPA, schedule 8, part 2, table 4, item 3; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 28; IP Regulation, schedule 1, part 3, table 4, item 7; Wild Rivers Act 2005, sections 43A; Fisheries Act, section 163C (wild river area)

REMOVAL, DESTRUCTION OR DAMAGE OF A MARINE PLANT; WILD RIVER AREA

4.14 Is any of the proposed operational work removing, destroying or damaging marine plants under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.15 ☐ Yes

IPA, schedule 8, part 1, table 4, item 8; IPA, schedule 8, part 2, table 4, item 4; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 28; IP Regulation, schedule 1, part 3, table 4, item 8; Fisheries Act 1994, section 763D (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code

WILD RIVER AREA

4.15 Is any of the operational work proposed to be carried out in a wild river area declared under the *Wild River Act 2005*?

- ☒ No - Go to Q4.16 ☐ Yes

IPA, schedule 8, part 1, table 4, item 10; IP Regulation, schedule 2, table 2, item 37; Wild Rivers Act 2005, sections 42, 43A

STATE-CONTROLLED ROAD

4.16 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

- ☒ No - End of section 4 ☐ Yes

IP Regulation, schedule 2, table 2, item 3

Disclaimer:

While the Department of Infrastructure and Planning (DIP) believes that this information contained on this form and provided as part of this process will be of assistance to you, it is provided on the basis that you will not rely on the information without first making your own enquiries regarding the interpretation and application of the applicable legislation to your circumstances.

To the full extent permitted by law DIP expressly disclaims all liability (including but not limited to liability for negligence) for errors or omissions of any kind or for any loss (including direct and indirect losses), damage or other consequence which may arise from your reliance on this process and the information contained on this form.

ANGELO OLIARO TOWN PLANNING

Ref: 080602-1

9 July 2008

The Assessment Manager
Fraser Coast Regional Council
77 Tavistock Street
Hervey Bay Qld 4655

Dear Sir,

Re: Proposed Material change of use to Recreation Indoor - Gymnasium and
Operational Works - Advertising device

I refer to the above development.

Please find enclosed an application fee of \$1760.00 and three copies of the town
planning report containing the proposed development.

The application fee was provided by officers of the Maryborough Branch who
advised that there is no fee associated with the Operational Works as part of a
material change of use application.

I look forward to receiving a decision notice in due course.

Should you require to discuss any issues in this letter then please do not hesitate
to contact me.

Yours faithfully,

Sch4p4(6) Signature

Angelo Oliaro
Principal

Form 1 Development Application

idas

Part A

Common details

NOTE: Answer all questions unless directed to go to a particular question. Refer to the end of the form for advice on how to complete this form.

Applicant details (The Applicant is the person responsible for making the application and need not be the owner of the land. The Applicant is responsible for ensuring the information provided on the IDAS Application Form is correct. This information is relied upon by the Assessment Manager and any referral agencies when assessing and deciding this application. By lodging this application, the Applicant incurs the obligations and responsibilities prescribed by the IPA. Any development permit or preliminary approval that may be issued as a consequence of this application will be issued to the Applicant.)

Company/organisation name (if applicable) Ms D Freeman

Individual applicant/Contact person (If there is more than one applicant, provide additional applicant details on an attachment to this form)

Title	Mr	First name	Angelo	Last name	Oliaro
Postal address	ANGELO OLIARO TOWN PLANNING 56 Honiton Street Hervey Bay Qld 4655				
Contact telephone number	41256887		Mobile phone number	Sch4p4(6) Mobile	
Facsimile number	41249887		e-mail address	aoliaro@bigpond.net.au	

Details of the premises (i.e. the land on which the development is proposed - refer to the advice at the end of the form)

1. Identify the premises by completing Table A, or Table B and/or Table C (ensure adequate information is given to identify the premises)

Table A If the application is for a mobile and temporary Environmentally Relevant Activity (ERA), complete Table A only. Then go to Q2.

	Name of each local government area in which the mobile and temporary ERA is proposed to operate
1	

OR

Table B Street address for the premises (tick applicable box/es below and insert property description in the table. Identify each lot in a separate row.)

- (i) ☐ Street address / lot on plan for the premises (Appropriate for most applications including building applications); OR
- (ii) ☒ Street address /lot on plan for the land adjoining or adjacent to the premises (Appropriate for development in water e.g. jetty, pontoon etc) (Note: Lot on plan details may be obtained from title documents, a 'Rate' notice, or from the local government.)

	Street Address				Lot on plan description		Local government area (e.g. Logan, Cairns)
	Unit No.	Street No.	Street Name and official suburb/locality name	Post Code	Lot No.	Plan type and Plan Number	
1		171	Bazaar Street Maryborough QLD	4650	4	RP 231459	Fraser Coast Regional Council

AND / OR

Table C Coordinates and/or a map of the premises (Appropriate for development in remote areas, over part of a lot, in water (e.g. channel dredging in Moreton Bay) etc.)

	Coordinates (Note: place each set of coordinates in a separate row)				Zone Reference	Datum	Local government area (If applicable)
	Easting	Northing	Latitude	Longitude			
1						☐ DGDA94 ☐ WGS84 ☐ Other -	

2. Identify if any of the following apply to the premises by completing Tables D, E, or F. (Note: In most instances, the premises will not involve any of the following characteristics, however some applications may involve one or more of these characteristics - complete only if applicable)

Table D Complete if the premises are adjacent to or associated with a water body, watercourse or aquifer (e.g. river, creek, lake, canal)

	Name of water body, watercourse or aquifer (if known)
1	

Table E Complete if the premises are on Strategic Port Land under the *Transport Infrastructure Act 1994*

	Lot on plan description for strategic port land	Port Authority for the lot
1		

Table F Complete if the premises are in tidal water

	Name of local government for the tidal area (if applicable)	Name of port authority for the tidal area (if applicable)
1		

3. Indicate the total area of the premises on which the development is proposed: (Note: The total area may include land both above and below water)

Total area of premises	
393.00	☒ m ² ☐ hectares (Tick applicable unit)

Existing use of the premises

4. Current use/s of the premises: (e.g. vacant land, house, townhouses, apartment building, shop, service station, school, sugar cane farming etc.)

1	Vacant - former printers workshop and retailers
---	---

5. Are there any existing easements on the premises? (e.g. for vehicular access, electricity, overland flow, water etc.)?

☒ No ☐ Yes - Ensure the type, location and dimensions of each easement are included in plans, submitted with the application

Proposal details

6. Brief description of the proposal (e.g. 6 unit apartment building, 30 lot residential subdivision, a bore, aquaculture)

Material change of use to Recreation Indoor - Gymnasium and Operational Works - Advertising Device

7. Does the proposal include new buildings or operational work (including any services) on the premises?

☐ No ☒ Yes - Ensure the nature, location and dimensions of the proposed works are included in plans, submitted with the application

Resource entitlement (if applicable) - further information is provided in the advice section at the end of the form

8. Does the application involve taking or interfering with a State resource and therefore require a resource entitlement? (e.g. the application involves State land (leased and freehold), declared Fish Habitat areas, taking quarry material, taking or interfering with water under the Water Act 2000, etc.)

☒ No - Go to Q9 ☐ Yes - Complete Table G - provide details for each evidence required on a separate row, if applicable. Evidence of resource allocation or entitlement must be submitted with the application. You do not need to answer Q9 - go to the next section.

Owner's consent (if applicable) - further information is provided in the advice section at the end of the form

9. Complete Table H for applications involving a material change of use; reconfiguration of a lot; work on land below high-water mark and not within a canal as defined under the *Coastal Protection and Management Act 1995*; or work on rail corridor land defined under the *Transport Infrastructure Act 1994* - provide details for each owner on a separate row, or on an attachment to this form if applicable

Table H	Premises Owner's name/s and postal address	Details of the premises owned (street address or lot on plan description)	Owner's signature*	Date consent was obtained
1	Susan Contini sch4p4(6) Personal information	Lot 4 on RP 231459 located at 171 - 173 Bazaar Street Maryborough	SEE ATTACHED LETTER	03/07/2008

* Owner's signature cannot be provided on the form if you intend to submit the application electronically. Owner's consent must be provided to the assessment manager on an attachment containing appropriate written documentation of the owner's consent. If the owner is a company, s127 of the *Corporations Act 2001* (Cwealth) details how a company may sign as owner. Templates for the provision of owner's consent are available on the IPA website.

Attachments and supporting information (Complete Table 1 - Use a separate row for each type of attachment or information, including information required under this Part) Please ensure all documentation submitted with this form, including other Parts of Form 1, or owner's consent, etc, are securely attached to this Part of the Form.

Table 1	Description of attachment or information (e.g. Part C of Form 1, owner's consent, evidence of resource allocation/entitlement, plans, drawings, reports)	Title (if applicable) (e.g. General Authority James Street Traffic Report)	Date	Method of delivery to assessment manager
1	Part D of Form 1		09-Jul-2008	over the counter
2	Part E of Form 1		09-Jul-2008	over the counter
3	Town Planning Report		09-Jul-2008	over the counter

Portable Long Service Leave (PLSL) levy (Applicable for certain building and construction work valued over \$80,000 only)

10. The Portable Long Service Leave Levy (PLSL) is not applicable to this application if any of the following apply: (Tick box if applicable)

- ☐ the application seeks a preliminary approval only;
- ☐ the application is not for building and construction work under the *Building and Construction Industry (Portable Long Service Leave) Act 1991*, section 3AA (e.g. the application is only for a change of use, or for the following types of work carried out solely for farming purposes: land clearing, site preparation, earthworks, fences, fodder harvesting, clearing of encroaching vegetation, clearing of regrowth, thinning vegetation or controlling weeds or pests);
- ☐ all costs, that relate to the work both directly and indirectly, are less than \$80,000, inclusive of GST; or
- ☐ the work is being carried out under an owner-builder permit issued under the *Queensland Building Services Authority Act 1991* - Complete and submit a QLeave Notification and Payment Form (no payment required if owner-builder permit number stated). The receipted form must be sighted by the assessment manager before a development permit can be given.

11. Is payment of a PLSL levy applicable to this application? (Refer to Q10 and the Advice below for more information)?

- ☐ No - End of Part A
- ☐ Yes - Answer Q12 below

OFFICE USE ONLY (For use by the Assessment Manager / Private Certifier) (Optional)

Fee (\$)	Date received	Receiving officer's name	Reference numbers

NOTIFICATION OF ENGAGEMENT OF PRIVATE CERTIFIER

To: Council. I have been engaged as the private certifier for the building work referred to in this application.

Date of engagement	Name	BSA Certification number	Building classification/s

QLEAVE NOTIFICATION AND PAYMENT (for completion by assessment manager or private certifier if applicable)

	Description of the work	QLeave Project Number	Amount paid (\$)	Date paid	Date receipted form sighted by assessment manager	Name of officer who sighted the form
1						

Privacy Statement

The information collected on Form 1 will be used by the Department of Infrastructure and Planning (DIP) in accordance with the processing and assessment of your Application. Your personal details will not be disclosed for a purpose outside of the IDAS process, except where required by legislation (including the Freedom of Information Act 1992) or as required by Parliament. This information may be stored in a DIP database. The information collected will be retained as required by the Public Records Act 2002.

Advice for completing Part A

General advice

- Part A of IDAS Development Application Form 1 must be completed and accompany all development applications. The applicant is responsible for answering all questions fully and correctly, unless following a response there is a statement to go directly to another question. The Assessment Manager may refuse to receive an application that is not properly made.
- The IDAS Assessment Checklist must also be completed for all development applications, other than those requiring assessment against the *Building Act 1975* only, i.e. those applications requiring the completion of Parts A and B only.

Applicant details

- If the applicant is a company or organisation, a contact person must be nominated. The applicant's signature is not required to be provided under the IPA.

Details of the premises

- The term 'premises' is defined by the IPA, schedule 10 to mean a building or other structure, and land (whether or not a building or other structure is situated on the land). The term 'land' is also defined to include the estate in, on, over or under the land.
- Details of the land are not required if the application involves a mobile and temporary Environmentally Relevant Activity only. Instead complete Table A.
- The premises may be identified in a number of ways --
 - Street address and lot on plan are most common and will apply to most applications.
 - Coordinates may provide the best means of accurately identifying the location of development proposed in waters, or on a relatively small development site distant from property boundaries on a large lot. Sufficient coordinates need to be provided to identify the boundary of the premises the subject of the application. Eastings and northings using GDA94 datum is preferred, but longitude and latitude and other (specified) datum such as Zone Reference or GS84 may be provided.
- The definition of 'water body' and 'watercourse' can vary from Act to Act.
- StrategicPortLand is within a local government area but a local government's planning scheme does not apply on StrategicPortLand. StrategicPortLand is declared under the *Transport Infrastructure Act 1994*. For further information go to IDAS Guide 11 (Development on strategic port land) and the Queensland Transport (Ports) website.
- 'Tidal water' is defined in the *Coastal Protection and Management Act 1995* (Schedule) and 'tidal area' for a local government and for strategic port land is defined in the IPA (schedule 10). Generally, the area below 'high-water mark' (defined by the *Coastal Act* in relation to high water mark at spring tides) establishes the boundary of a tidal area. Land below high water mark is not within a local government's area unless provided for under the *Local Government Act 1993*. Unless otherwise provided for by legislation, a local government has no jurisdiction below high water mark. A tidal area for strategic port land is within the jurisdiction of the relevant port authority, while the Environmental Protection Agency generally has jurisdiction for a local government tidal area. However, the IPA gives local governments jurisdiction for assessing and deciding applications for prescribed tidal works within the local government tidal area, and the planning scheme may be applied to that assessment (to the extent provided for in the code for prescribed tidal work).

Resource entitlement

- Section 3.2.1(5) of the IPA requires evidence of resource entitlement be given for applications if they involve taking or interfering with a prescribed State resource. Schedule 10 of the *Integrated Planning Regulation 1998* (IPR) prescribes the State resources, including State-owned land, where evidence is required to be given, and the evidence required to support the application. Link to [Integrated Planning Regulation](#). Section 3.2.1(10)(a)(ii) states an application cannot be taken to be properly made without the required evidence.
- For applications involving the taking or interfering with water under the *Water Act*, the development application may be made at the same time as the request for resource entitlement, and the Department of Natural Resources and Water will accept the application as properly made.
- For State-controlled roads, a resource entitlement is not required for an activity that is exempt ancillary works or encroachment (identified by gazette notice under the *Transport Infrastructure Act 1994*, section 50), or if the activity requires referral to the Department of Main Roads.
- Evidence may be required from more than one Department responsible for a State-owned resource, e.g. from the Environmental Protection Agency for quarry material below high water mark, and the Department of Natural Resources and Water in relation to the State-owned land above high water mark.

Owner's consent

- Section 3.2.1(3) of the IPA prescribes that an application must contain, or be supported by, the written consent of the land owner/s, if the application involves: a material change of use; reconfiguration of a lot; work on land below high-water mark and not within a canal as defined under the *Coastal Protection and Management Act 1995*; or work on rail corridor land defined under the *Transport Infrastructure Act 1994*.
- Evidence of this consent may need to be provided before the application will be accepted as properly made by the Assessment Manager, during the processes of the application or in the event of an appeal about the outcome of the application.
- 'Owner' for the purpose of a lodging an IDAS development application means the person at the time of lodging the application, entitled to receive the rent for the land (or would be entitled to receive the rent for it if it were let to a tenant at a rent).
- Templates are available from the [IPA website](#) for the provision of owner's consent as an attachment to this form. However other documentation may be used for providing owner's consent provided it is clear the documentation relates to the development application for the premises.
- Owner's consent, if required, must be provided even if the applicant is the owner. Owner's consent is not required for a mobile and temporary ERA.

Portable Long Service Leave (PLSL) Levy

- The Building and Construction Industry Portable Long Service Leave Scheme provides long service leave entitlements to workers in the building and construction industry who would be unlikely to accrue enough service with one employer to qualify for long service leave. To fund the scheme, a Portable Long Service Leave Levy (PLSL levy) is collected on certain building and construction work carried out in Queensland.
- The PLSL levy amount and other prescribed percentages and rates for calculating the levy are stated in the *Building and Construction Industry (Portable Long Service Leave) Regulation 2002*. Included in the amount collected by QLeave is the Workplace Health and Safety Fee and the Building and Construction Industry Training Levy.
- The *Building and Construction Industry (Portable Long Service Leave) Act 1991* (PLSL Act) defines the building and construction work subject to the PLSL levy and includes renovating, relocating, constructing, altering, demolishing, maintaining or repairing buildings, pools, roads, jetties, pipelines, fences or earthworks, and works for subdividing, irrigating or draining land.
- The PLSL levy need not be paid when the application is made, but the PLSL Act requires the levy to be paid before a development permit may be issued.
- The Assessment Manager must sign an approved form issued by QLeave advising of the status of the payment of the PLSL levy. Building and Construction Industry Notification and Payment Forms are available from any Queensland post office or agency, on request from QLeave, or can be completed on the QLeave website at www.qleave.qld.gov.au. For further information contact QLeave (Tel: 1800 803 481 Web: www.qleave.qld.gov.au)

EHP RTI DL Release

Fax

41249887

3 June 2008

The Assessment Manager
Fraser Coast Regional Council
77 Tavistock Street
Hervey Bay Qld 4655

Dear Sir,

Re: Proposed material change of use to Material change of use to Recreation
Indoor- Gymnasium and Operational Works – Advertising device at Lot 4 on RP
231459 located at 171-173 Bazaar Street Maryborough

I refer to the above proposed development.

I am the owner of the subject land and hereby authorise Angelo Oliaro of Angelo
Oliaro Town Planning to lodge this development application at Council.

Yours faithfully

Sch4p4(6) Signature

Susan Contini

sch4p4(6) Personal information

Form 1 Development Application

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Part E**Building &/or operational works assessable
against a planning scheme****Nature of the works****1. Nature of work that requires assessment against a planning scheme:**☐ Building work - Complete Table A☒ Operational work - Complete Table B**Table B****(i) What is the nature of the operational work?**☐ Roadworks☐ Stormwater☐ Water infrastructure☐ Sewerage infrastructure☐ Landscaping☐ Earthworks☐ Drainage Works☒ Signage☐ Clearing vegetation under the planning scheme☐ Other - Specify below**(ii) What type of approval is being sought? (NOTE: If you have indicated multiple operational works in question (i) above and your answers to this question would be different for different operational work, it may be more appropriate to provide these details in an attachment to this form)**☒ Development Permit☐ Preliminary approval☐ Both (Specify below)**(iii) Is the operational work necessary to facilitate the creation of new lots (i.e. subdivision)?**☒ No☐ Yes - Specify the number of lots being created**(iv) Are there any current approvals associated with this application? (e.g. Development Permit or Preliminary Approval for MCU or reconfiguring a lot)**☒ No☐ Yes - Complete Table B(a)**2. What is the dollar value of this operational work? (i.e. the total value including GST, materials and labour)**

\$ 0.00 / UNKNOWN

Mandatory Information**3. Confirm that the following mandatory information accompanies this application**

	Confirmation of lodgement	Method of lodgement
Plans, and specifications if applicable, showing the nature and location of the proposed works (including the extent of any cut and fill)	☒ Confirmed	over the counter

OFFICE USE ONLY

Date Received

Reference Numbers

Advice for completing Part E**General advice**

- Part A must also be completed for all IDAS development applications.
- The applicant is responsible for answering all questions fully and correctly, unless following a response there is a statement to go directly to another question.

Q1 A development permit authorises development to occur, while a preliminary approval is a step in the approval process and does not authorise development to occur

Form 1 Development Application

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Part D**Material change of use assessable against a planning scheme****Planning scheme identification**

1. How is the premises identified / zoned in the applicable planning scheme? (NOTE: if the premises involves multiple zones clearly identify the relevant zone for each lot) - provide details for each lot on a separate row

	Lot description (i.e. street address or lot on plan details)	Applicable zone / precinct / area	Applicable overlays
1	171 Bazaar Street Maryborough	Local Area 2 - City Centre, Commercial	Nil

Nature of the proposed material change of use (MCU)

2. How is the proposed use/s defined in the applicable planning scheme?

	General explanation of the proposed use (i.e. in your own words)	Planning scheme definition (include each definition in a new row or on attached documentation if applicable)	No. of dwelling / tenancy units (if applicable)	Days & hours of operation (if applicable)	No. of employees (if applicable)
1	Gymnasium	Recreation Indoor - Gymnasium	0	Mon - Friday 6 am to 8 pm	1

3. What type of approval is being sought?

☒ Development Permit ☐ Preliminary Approval ☐ Both (Provide details below)

4. Are there any current approvals associated with this application for the change of use of the premises? (e.g. a Preliminary Approval for the use)

☒ No ☐ Yes - Provide details for each associated approval on a separate row

5. Does the proposed use involve:

- (i) the reuse of existing buildings on the premises ☐ No ☒ Yes - Complete Table A
- (ii) new building work on the premises ☒ No ☐ Yes - Complete Table B
- (iii) the reuse of other existing operational works on the premises ☒ No ☐ Yes - Complete Table C
- (iv) new operational work on the premises ☐ No ☒ Yes - Complete Table D

Table A	Existing floor area	682.5 m ²
	Existing site cover	100%
	Existing maximum number of storeys	2
	Existing maximum height above natural ground level	Abt 6 metres

Table D	Proposed number of on-site car parking bays	N/A
	Proposed area of landscaping	N/A
	Proposed type of vehicle cross-over (for other than residential uses)	N/A
	Proposed maximum vehicular servicing arrangement (for other than residential uses)	Others
	Proposed building of a retaining wall (tick applicable box and refer to Advice)	☒ No ☐ Yes

Mandatory Information

6. Confirm that the following mandatory information accompanies this application:

	Confirmation of lodgement	Method of lodgement
For all applications		
(i) Plans showing the nature and location of the proposed use on the premises and a statement about the intensity and scale of the proposed use (e.g. number of employees, days and hours of operation, number of visitors, number of seats, capacity of storage area)	☒ Confirmed	over the counter
When the application involves reuse of existing buildings		
(ii) Plans showing the size and location of the buildings to be reused	☒ Confirmed ☐ Not applicable	over the counter
When the application involves new building work		
(iii) Plans showing the size and location of the proposed new building work	☐ Confirmed ☒ Not applicable	
When the application involves reuse of other existing works		
(iv) Plans showing the nature and location of the works to be reused	☐ Confirmed ☒ Not applicable	
When the application involves new operational work		
(v) Plans showing the nature and location of the proposed new operational works	☒ Confirmed ☐ Not applicable	over the counter

OFFICE USE ONLY

Date received

Reference numbers

Advice for completing Part D

General advice	
•	Part A must also be completed for all IDAS development applications.
•	The applicant is responsible for answering all questions fully and correctly, unless following a response there is a statement to go directly to another question.
•	When paying fees to the Environmental Protection Agency by electronic funds transfer (EFT) for coastal development applications, use the process from the information sheet <i>Electronically paying fees to the Environmental Protection Agency (EPA)</i> and securely attach the form <i>Electronic Funds Transfer (EFT) payment notification</i> to this application.
Q3	A development permit authorises development to occur. A preliminary approval is a step in the approval process and does not authorise development to occur - a subsequent application for a development permit must be sought.
Table D	If the MCU application involves operational work that is the building of a retaining wall on the premises, the application is taken also to be for the operational work if approval for the operational work has not been applied for in this application or in a separate application.

Form 1 Development Application

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IDAS

Assessment Checklist

IDAS Development Application Form 1 is the approved form for all development applications under the *Integrated Planning Act 1997* (IPA). Form 1 is made up of various Parts.

Part A (Common details) of Form 1 must be completed for all applications. The relevance of other Parts of Form 1 depends on the nature of the application.

Form 1 also includes this IDAS Assessment Checklist, which is used to assist in determining State assessment and referral requirements, and the Parts of Form 1 relevant to the application.

Section 1 and all other relevant sections of the IDAS Assessment Checklist, as identified in the Table below, must be completed for all development applications except those proposed on land in an urban development area, or for building work requiring assessment against the *Building Act 1975* only.

For more information about development applications on land in an urban development area, refer to www.uda.qld.gov.au.

For more advice about building applications refer to Part B of the IDAS Application Form.

Answering the following questions will assist you in determining which sections of the checklist must be completed for your application. If unsure, phone or visit your local government or log onto the DIP website www.dip.qld.gov.au for help

For all IDAS development applications (except those for building work requiring assessment against the <i>Building Act 1975</i> only) - complete Section 1 of this checklist		
Does the application seek approval to materially change use of the premises? <i>If yes - complete Section 2 of this checklist</i>	☒ Yes	☐ No
Does the application seek approval to reconfigure a lot? <i>If yes - complete Section 3 of this checklist and Part F of IDAS Application Form 1. Assessment is by the local government.</i>	☐ Yes	☒ No
Does the application seek approval to carry out operational work? <i>If yes - complete Section 4 of this checklist</i>	☒ Yes	☐ No
Does the application seek approval to carry out building work requiring assessment against the <i>Fisheries Act 1994</i> ? <i>If yes - complete Section 5 of this checklist</i>	☐ Yes	☒ No
Have you received a referral agency response under section 3.3.2 of the IPA, in relation to this development application? <i>If yes - complete Section 6 of this checklist</i>	☐ Yes	☒ No
Does the application seek approval to carry out building work requiring assessment against a local government planning scheme? <i>If yes - complete Part E of IDAS Application Form 1. Assessment is by the local government.</i>	☐ Yes	☒ No
Does the application seek approval to carry out building work requiring assessment against the <i>Building Act 1975</i> ? <i>If yes - go to Appendix 1 of this checklist for advice on building referrals. Complete Part B of IDAS Application Form 1. Assessment is by a building certifier</i>	☐ Yes	☒ No

SECTION 1

Section 1 must be completed for all applications that require completion of the IDAS Assessment Checklist.

HERITAGE

1.1A Is any part of the proposal intended to be carried out on a Queensland Heritage place under the *Queensland Heritage Act 1992*?

☒ No - Go to 1.1B ☐ Yes

IPA, schedule 8, part 1, table 5, item 2, IP Regulation, schedule 2, table 1, item 11, table 2, item 18, IPA, section 1.3.5 (Definitions for terms used in development).

- 1.1B Does the proposal involve development, other than development mentioned in the *Integrated Planning Act 1997* Schedule 9 (development that is exempt from assessment against a planning scheme), that is intended to be carried out on a place entered in a Local Heritage Register under Part 11 of the *Queensland Heritage Act 1992*?

☒ No - Go to Q1.2 ☐ Yes - (Complete Form 1, Part C.) This application requires assessment by the relevant local government against the IDAS Code in the *Queensland Heritage Regulation 2003*. If the development involves building work and the local government is not the Assessment Manager for the application, the local government has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 5, item 2A, schedule 9, tables 1, 2, 3, 4 & 5; IP Regulation, schedule 2, table 1, item 11A; IPA, section 1.3.5 (Definitions for terms used in development); Queensland Heritage Regulation 2003, schedule 2 (IDAS Code).

REMOVING QUARRY MATERIAL; WILD RIVER AREA

- 1.2 Does the proposal involve removing quarry material from a watercourse or lake as defined under the *Water Act 2000*?

☒ No - Go to Q1.3 ☐ Yes

IPA, schedule 8, part 1, table 5, item 1; IP Regulation, schedule 2, table 2, item 11; IP Regulation, schedule 1, table 5, item 2 (wild river area); Water Act 2000, section 966C; Wild Rivers Act 2005, section 43A

ENVIRONMENTALLY RELEVANT ACTIVITY; WILD RIVER AREA

- 1.3 Does the proposal involve an environmentally relevant activity (ERA), other than a mining activity or a petroleum activity?

☒ No - Go to Q1.4 ☐ Yes

IPA, schedule 8, part 1, table 2, item 1; IPA, schedule 8, part 1, table 5, items 3 and 4; IP Regulation, schedule 2, table 2, items 1 and 23; Environmental Protection Act 1994, section 73AA (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code.

WITHIN THE LIMITS OF A PORT

- 1.4 Is any part of the premises within the limits of a port under the *Transport Infrastructure Act 1994*?

☒ No - Go to Q1.5
☐ Yes

IP Regulation, schedule 2, table 2, items 15 and 16

DECLARED FISH HABITAT AREA

- 1.5 Does any part of the premises adjoin a declared fish habitat area under the *Fisheries Act 1994*?

☒ No - Go to Q1.6
☐ Yes - If answers to questions in other sections of this checklist indicate that the proposed development is assessable under IPA, schedule 8, this application requires assessment by the Department of Primary Industries and Fisheries (DPI&F). If DPI&F is not the Assessment Manager for the application, the agency has jurisdiction as Advice Agency.

IP Regulation, schedule 2, table 2, item 26

COMMUNITY INFRASTRUCTURE

- 1.6 Is any part of the premises designated for community infrastructure?

☒ No - Go to Q1.7
☐ Yes

IP Regulation, schedule 2, table 3, item 7

WASTE WATER MANAGEMENT

- 1.7 Does the proposal involve the establishment or expansion of a waste water disposal system?

☒ No - End of Section 1 ☐ Yes

IP Regulation, schedule 2, table 3, item 5

SECTION 2 - Section 2 must be completed when the application seeks approval to materially change the use of premises.

PLANNING SCHEME

- 2.1 Is the proposed use assessable under the planning scheme?

☐ No - Go to Q2.2 ☒ Yes - Complete Form 1, Part D and answer Q2.1.1 - 2.1.13 below

If yes, does the application request that the proposal be assessed against a superseded planning scheme?

☒ No ☐ Yes - (Complete Form 1 Attachment 1)

STATE-CONTROLLED ROAD

2.1.1 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

☐ Yes ☒ No

If no, is the proposed use listed in schedule 5 of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No ☐ Yes - This application must be referred to the Department of Main Roads (DMR) as Concurrence Agency.

IP Regulation, schedule 2, table 3, items 1(a) and 3

ACID SULFATE SOILS

2.1.2 Is the use proposed in a local government area listed²¹ in State Planning Policy 2/02: *Planning and Managing Development Involving Acid Sulfate Soils*?

☒ No - Go to Q2.1.3 ☐ Yes

²¹ Aurukun, Bowen, Brisbane, Broadsound, Bundaberg, Burdekin, Burke, Burnett, Caboolture, Cairns, Calliope, Caloundra, Cardwell, Carpentaria, Cook, Cooloola, Douglas, Fitzroy, Gladstone, Gold Coast, Hervey Bay, Hinchinbrook, Isis, Johnstone, Livingstone, Logan, Mackay, Maroochy, Maryborough, Mirium Vale, Mornington, Noosa, Pine Rivers, Redcliffe, Redland, Rockhampton, Sarina, Thuringowa, Tiara, Torres, Townsville, Whitsunday

IP Regulation, schedule 2, table 3, item 4; State Planning Policy 2/02: Planning and Managing Development Involving Acid Sulfate Soils, section 3.6

COASTAL MANAGEMENT DISTRICT

2.1.3 Does the proposed use involve the following?

- | | | |
|--|--|------------------------------|
| (i) Carrying out operational work, completely or partly in a coastal management district | ☒ No | ☐ Yes |
| (ii) Carrying out building work, completely or partly in a coastal management district, that is the construction of new premises with a gross floor area (GFA) of at least 1,000m ² | ☒ No | ☐ Yes |
| (iii) Carrying out building work, completely or partly in a coastal management district, that is the enlargement of the GFA of existing premises by more than 1,000m ² | ☒ No | ☐ Yes |

If yes to any one of (i) - (iii) above - This application must be referred to the Environmental Protection Agency (EPA) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 6

VEGETATION CLEARING

2.1.4 Do the premises include a lot containing the following?

- | | | |
|---|--|------------------------------|
| (i) A category 1, 2 or 3 area shown on a Property Map of Assessable Vegetation (PMAV) | ☒ No | ☐ Yes |
| (ii) If there is no PMAV for a lot, remnant vegetation | ☒ No | ☐ Yes |

IP Regulation, schedule 2, table 3, item 11

CONTAMINATED LAND - UNEXPLODED ORDNANCE

2.1.5 Is any part of the premises in an area for which an area management advice has been given for unexploded ordnance?

☒ No - Go to Q2.1.6 ☐ Yes - (Complete Form 1, Part N) This application must be referred to the Administering Authority as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 12

PUBLIC PASSENGER TRANSPORT

2.1.6 Is the proposed use of premises listed in schedule 13C of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No - Go to Q2.1.7 ☐ Yes - This application must be referred to Queensland Transport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 14

RAILWAY SAFETY AND EFFICIENCY

2.1.7 Is the proposed use of premises listed in schedule 13D of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?

☒ No - Go to Q2.1.8 ☐ Yes - This application must be referred to Queensland Transport (QT) as Concurrence Agency.

IP Regulation, schedule 2, table 3, item 15

KOALA CONSERVATION

2.1.8 Is any part of the premises in a koala conservation area or koala sustainability area?

☒ No - Go to Q2.1.9 ☐ Yes

IP Regulation, schedule 2, table 3, item 18

EASEMENTS AND SUBSTATIONS

2.1.9 Is the use associated with reconfiguring a lot?

☒ Yes - Go to Q2.1.10 ☐ No - Answer both (a) and (b) below*IP Regulation, schedule 2, table 3, item 8 (electricity easement), IP Regulation, schedule 2, table 3, item 16 (pipeline easement), IP Regulation, schedule 2, table 3, item 9 (substation)***RESIDENTIAL, COMMERCIAL OR INDUSTRIAL DEVELOPMENT IN A WILD RIVER AREA**2.1.10 Is any part of the premises in a wild river area declared under the *Wild Rivers Act 2005*?☒ No - Go to Q2.1.11 ☐ Yes*IP Regulation, schedule 1, part 2, table 5, item 1(a); Wild Rivers code (Note: the code does not currently contain applicable provisions for residential, industrial or commercial development inside a designated urban area)***WETLAND**

2.1.11 Is the proposal only for the construction or use of a single residence on a lot and any reasonably associated building or structure?

☐ Yes - Go to Q2.1.12 ☒ No

If no, do the premises include a lot situated in, or within 100m of, a wetland shown on the 'Map of referable wetlands'?

☒ No ☐ Yes - This application must be referred to the Environmental Protection Agency (EPA) as Advice Agency.*IP Regulation, schedule 2, table 3, item 20***HERITAGE**2.1.12 Do the premises include a lot sharing a common boundary with a Queensland Heritage place under the *Queensland Heritage Act 1992*?☒ No - Go to Q2.1.13 ☐ Yes - This application must be referred to the Environmental Protection Agency (EPA) as Advice Agency.*IP Regulation, schedule 2, table 3, item 22***CERTAIN PRELIMINARY APPROVALS**

2.1.13 Is preliminary approval sought for the application under the IPA, section 3.1.6?

☒ No - Go to Q2.2 ☐ Yes - (Complete Form 1, Attachment 2) This application must be referred to the Department of Infrastructure and Planning (DIP) as Advice Agency.*IP Regulation, schedule 2, table 3, item 23***BROTHEL**2.2 Is the proposed use a brothel as defined under the *Prostitution Act 1999*?☒ No - Go to Q2.3 ☐ Yes*IPA, schedule 8, part 1, table 2, item 2; Prostitution Act 1999, section 64***STRATEGIC PORT LAND**2.3 Is any part of the use proposed on Strategic Port Land under the *Transport Infrastructure Act 1994*?☒ No - Go to Q2.4 ☐ Yes*IPA, schedule 8, part 1, table 2, item 3; IP Regulation, schedule 2, table 2, item 6***MAJOR HAZARD FACILITY**2.4 Is the proposed use a major hazard facility or possible major hazard facility under the *Dangerous Goods Safety Management Act 2001*?☒ No - Go to Q2.5 ☐ Yes - (Complete Form 1, Part L) This application requires assessment by the Department of Emergency Services (DES). If DES is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.*IPA, schedule 8, part 1, table 2, item 4; IP Regulation, schedule 2, table 2, item 7***CONTAMINATED LAND - REGISTERED LAND**2.5 Is any part of the land forming the premises on the Environmental Management Register or Contaminated Land Register under the *Environmental Protection Act 1994*?☒ No - Go to Q2.6 ☐ Yes*IPA, schedule 8, part 1, table 2, item 5; IP Regulation, schedule 2, table 2, item 22*

CONTAMINATED LAND - NOTIFIABLE ACTIVITY

- 2.6 Is any part of the land forming the premises currently used for a notifiable activity, or if there is no existing use was it last used for a notifiable activity?

☒ No - Go to Q27 ☐ Yes

IPA, schedule 8, part 1, table 2 item 6; IP Regulation, schedule 2, table 2, item 22

CONTAMINATED LAND - INDUSTRIAL ACTIVITY

- 2.7 Is any part of the premises currently used for an industrial activity (other than for a mining activity or petroleum activity), or if there is no existing use was it last used for an industrial activity (other than for a mining activity or petroleum activity)?

☒ No - Go to Q28 ☐ Yes

IPA, schedule 8, part 1, table 2, item 6; IP Regulation, schedule 2, table 2, item 22

CONTAMINATED LAND - AREA MANAGEMENT ADVICE (NATURAL MINERALISATION OR INDUSTRIAL ACTIVITY)

- 2.8 Is any part of the premises in an area for which an area management advice has been given for natural mineralisation or industrial activity (other than for a mining activity or petroleum activity)?

☒ No - Go to Q29

☐ Yes

IPA, schedule 8, part 1, table 2, item 7; IP Regulation, schedule 2, table 2, item 22

AQUACULTURE, WILD RIVER AREA

- 2.9 Is the proposed use for aquaculture as defined under the Fisheries Act 1994?

☒ No - Go to Q210 ☐ Yes

IPA, schedule 8, part 1, table 2, item 8; IPA, schedule 8, part 2, table 2, item 1 (self-assessable aquaculture); IP Regulation, schedule 2, table 2, item 27
Fisheries Act 1994, section 76DA (wild river area); Wild Rivers Act 2005, section 43A

AGRICULTURAL AND ANIMAL HUSBANDRY ACTIVITIES IN A WILD RIVER AREA

- 2.10 Is any part of the premises in a wild river area declared under the Wild Rivers Act 2005?

☒ No - Go to Q211 ☐ Yes

IPA, schedule 8, part 1, table 2, item 11; IP Regulation, schedule 2, table 2, item 36; Wild Rivers Act 2005, sections 42, 43A

SEQ REGIONAL PLAN

- 2.11A Is any part of the premises within the South East Queensland (SEQ) Regional Plan area?

☒ No - Go to Q211B ☐ Yes

SEQ Regional Plan 2005-2026, Amendment 1, Regulatory Provisions, division 2; IP Regulation, schedule 2, table 3, item 13; IPA, section 2.5A 12 (3)

STATE PLANNING REGULATORY PROVISIONS (REGIONAL PLANS)²²

- 2.11B Is any part of the premises within a designated region under Schedule 1 of the draft regulatory provisions?

☒ No - Go to Q212 ☐ Yes

²² State Planning Regulatory Provisions (Regional Plans) are the draft regulatory provisions

State Planning Regulatory Provisions (Regional Plans), division 2; IP Regulation, schedule 2, table 3, item 13; IP Regulation, schedule 3A

CONSERVATION ESTATE

- 2.12 Is the proposal for urban purposes, as defined under the IPA?

☒ No - Go to Q213 ☐ Yes

IP Regulation, schedule 2, table 2, item 40

REMOVAL, DESTRUCTION OR DAMAGE OF A MARINE PLANT

- 2.13 Does the proposed use involve the removal, destruction or damage of marine plants under the Fisheries Act 1994?

☒ No - End of Section 2 ☐ Yes

IPA, section 3.2.2A; IPA, schedule 8, part 1, table 4, item 6 (assessable development); IPA, schedule 8, part 2, table 4, item 4 (self-assessable development); Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 29; IP Regulation, schedule 1, part 3, table 4, item 8; Fisheries Act 1994, section 76DB (wild river area); Wild Rivers Act 2005, section 43A

SECTION 4 - Section 4 must be completed when the application seeks approval to carry out operational work.

PLANNING SCHEME

4.1 Is any of the proposed operational work assessable under a planning scheme?

☐ No - Go to Q4.2☒ Yes - (Complete Form 1, Part E) Answer Qs 4.1.1 - 4.1.7 below**STATE-CONTROLLED ROAD**

4.1.1 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

☒ No☐ YesIf no, is the proposed operational work for filling or excavating listed in *Integrated Planning Regulation 1998*, schedule 5 and does it exceed the threshold?☒ No - Go to Q4.1.2☐ Yes - This application must be referred to the Department of Main Roads (DMR) as Concurrence Agency.*IP Regulation, schedule 2, table 3, item 3; IP Regulation, schedule 2, table 3, item 1(b)***ACID SULFATE SOILS**4.1.2 Is any of the operational work proposed in a local government area listed^{4.1} in *State Planning Policy 2/02: Planning and Managing Development Involving Acid Sulfate Soils*☒ No - Go to Q4.1.3☐ Yes

4.1 Aurukun, Bowen, Brisbane, Broadsound, Bundaberg, Burdekin, Burke, Burnett, Caboolture, Cairns, Calliope, Caloundra, Cardwell, Carpentaria, Cook, Cooloola, Douglas, Fitzroy, Gladstone, Gold Coast, Hervey Bay, Hinchinbrook, Isis, Johnstone, Livingstone, Logan, Mackay, Maroochy, Maryborough, Miriam Vale, Mornington, Noosa, Pine Rivers, Redcliffe, Redland, Rockhampton, Sarina, Thuringowa, Tiaro, Torres, Townsville, Whitsunday

*IP Regulation, schedule 2, table 3, item 4; State Planning Policy 2/02: Planning and Managing Development involving Acid Sulfate Soils, section 3.6***EASEMENTS AND SUBSTATIONS**

4.1.3 Is any of the proposed operational work for filling or excavation?

☒ No - Go to Q4.1.4☐ Yes*IP Regulation, schedule 2, table 3 item 10(a); IP Regulation, schedule 2, table 3, item 10(b)*4.1.4 Is any part of the premises subject to an easement in favour of the holder of Pipeline Licence Number 1 issued under the *Petroleum Act 1923* for the construction or operation of the Moonie to Brisbane strategic pipeline under that Act?☒ No - Go to Q4.1.5 ☐ Yes*IP Regulation, schedule 2, table 3, item 17***PUBLIC PASSENGER TRANSPORT**4.1.5 Is any of the proposed operational work listed in schedule 13C of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?☒ No - Go to Q4.1.6☐ Yes - This application must be referred to QueenslandTransport (QT) as Concurrence Agency.*IP Regulation, schedule 2, table 3, item 14***RAILWAY SAFETY AND EFFICIENCY**4.1.6 Is any of the proposed operational work listed in schedule 13D of the *Integrated Planning Regulation 1998* and does it exceed the specified threshold?☒ No - Go to Q4.1.7☐ Yes - This application must be referred to QueenslandTransport (QT) as Concurrence Agency.*IP Regulation, schedule 2, table 3, item 15***KOALA CONSERVATION**

4.1.7 Is any part of the premises in a koala conservation area or koala sustainability area?

☒ No - Go to Q4.2☐ Yes*IP Regulation, schedule 2, table 3, item 19*

WILD RIVER AREA - Although legislation provides for assessment of operational works for residential, commercial and industrial development for the purposes of the *Wild Rivers Act 2005*, currently no declarations for any of the wild river areas apply the Wild Rivers code to that type of development.

ASSOCIATED WITH RECONFIGURING A LOT; RESIDENTIAL, COMMERCIAL OR INDUSTRIAL DEVELOPMENT IN A WILD RIVER AREA

- 4.2 Is any of the proposed operational work associated with reconfiguring a lot and the reconfiguration is also assessable?

☒ No - Go to Q4.3 ☐ Yes

IPA, schedule 8, part 1, table 4, item 2; IP Regulation, schedule 1, part 2, table 5, item 1(c)

Wild Rivers code (Note: the code does not currently contain applicable provisions for residential, industrial or commercial development inside a designated urban area)

VEGETATION CLEARING; KOALA CONSERVATION; WILD RIVER AREA

- 4.3 Is any of the proposed operational work for the clearing of native vegetation to which the *Vegetation Management Act 1999* applies?

☒ No - Go to Q4.4 ☐ Yes

IPA, schedule 8, part 1, table 4, items 1A-1G; IP Regulation, schedule 2, table 2, item 5 (vegetation clearing); IP Regulation, schedule 2, table 2, item 34 (koala conservation); IP Regulation, schedule 1, part 3, table 4, item (vegetation clearing/wild river area); Vegetation Management Act 1999, section 22A (vegetation clearing/wild river area); Wild Rivers Act 2005, sections 31F and 43A

TAKING OR INTERFERING WITH WATER; WILD RIVER AREA

- 4.4 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with water from a **watercourse, lake or spring** (other than using a water truck to pump water; and other than under the *Water Act 2000*, section 20(2), (3) or (5)), or from a **dam constructed on a watercourse or lake**?

☒ No - Go to Q4.5 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, items 3(a); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, items 3 and 3A; Water Act 2000, section 966A (wild river area); Wild Rivers Act 2005, section 43A, relevant wild river declaration; Wild Rivers Code

- 4.5 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with **artesian water** (other than using a water truck to pump water)?

☒ No - Go to Q4.6 ☐ Yes - (Complete Form 1, Part K₁) This application requires assessment by the Department of Natural Resources and Water (NRW). If NRW is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency

IPA, schedule 8, part 1, table 4, item 3(b); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Wild Rivers code (Note: the code does not currently contain applicable provisions for taking or interfering with artesian water)

- 4.6 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for **taking overland flow water** (other than using a water truck to pump water)?

☒ No - Go to Q4.7 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, item 3(c)(i); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Water Act 2000, section 966A (wild river area); Wild Rivers Act 2005, section 43A, relevant wild river declaration; Wild Rivers Code

- 4.7 Is any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for taking or interfering with **subartesian water** (other than using a water truck to pump water)?

☒ No - Go to Q4.8 ☐ Yes

IPA, schedule 8, part 1, table 4, item 3(c)(ii); IP Regulation, schedule 2, table 2, item 8; IP Regulation, schedule 1, part 3, table 4, item 3; Water Act 2000, section 966A (wild river area) (Note: no current Wild River declaration identifies taking or interfering with subartesian water as assessable); Wild Rivers code (Note: the code does not currently contain applicable provisions for sub artesian water)

- 4.8 Does any of the proposed operational work for any thing constructed or installed that allows, under the *Water Act 2000*, for **interfering with overland flow water** (other than using a water truck to pump water)?

☒ No - Go to Q4.9 ☐ Yes - Answer both (a) and (b) below

IPA, schedule 8, part 1, table 4, items 3(c)(j) and 3(d); IP Regulation, schedule 2, table 2, item 9; IP Regulation, schedule 1, part 3, table 4, item 3A; Water Act 2000, section 966B (wild river area); relevant wild river declaration; Wild Rivers Code

4.9 Is the proposed operational work for the following?

- (i) For the construction of a **referable dam** as defined under the *Water Act 2000* ☒ No ☐ Yes
- (ii) To increase the storage capacity of a referable dam by more than 10% ☒ No ☐ Yes

If yes to either or both (i) or (ii) above - (Complete Form 1, Part K.) This application requires assessment by the Department of Natural Resources and Water (NRW). If NRW is not the Assessment Manager for the application, the agency has jurisdiction as Concurrence Agency.

IPA, schedule 8, part 1, table 4, item 4; IP Regulation, schedule 2, table 2, item 10

TIDAL WORK; WILD RIVER AREA

4.10 Is any of the proposed operational work tidal work, other than excluded work defined under the IPA?

- ☒ No - Go to Q4.11 ☐ Yes - Answer (a) and (b) below

IPA, schedule 8, part 1, table 4, item 5; IP Regulation, schedule 2, table 2, items 12, 14 and 17; IP Regulation, schedule 1, part 3, table 4, items 4A and 5; Coastal Protection and Management Act 1995, section 104A (wild river area)

COASTAL MANAGEMENT DISTRICT; WILD RIVER AREA

4.11 Is any of the operational work proposed to be carried out within a coastal management district?

- ☒ No - Go to Q4.12 ☐ Yes

IPA, schedule 8, part 1, table 4, item 5; IP Regulation, schedule 2, table 2, items 12 and 14; IP Regulation, schedule 1, part 3, table 4, items 4A and 5; Coastal Protection and Management Act 1995, section 104A (wild river area); Wild Rivers Act 2005, section 43A

WATERWAY BARRIER WORKS; WILD RIVER AREA4.12 Is any of the proposed operational work for constructing or raising waterway barrier works under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.13 ☐ Yes

IPA, schedule 8, part 1, table 4, item 6; IPA, schedule 8, part 2, table 4, item 2; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 28; IP Regulation, schedule 1, part 3, table 4, item 6; Fisheries Act 1994, section 76D (wild river area); Wild Rivers Act 2005, section 43A

DECLARED FISH HABITAT AREA; WILD RIVER AREA4.13 Is any of the operational work proposed to be carried out completely or partly within a declared fish habitat area under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.14
☐ Yes

IPA, schedule 8, part 1, table 4, item 7; IPA, schedule 8, part 2, table 4, item 3; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 25; IP Regulation, schedule 1, part 3, table 4, item 7; Wild Rivers Act 2005, sections 43A; Fisheries Act, section 76DC (wild river area)

REMOVAL, DESTRUCTION OR DAMAGE OF A MARINE PLANT; WILD RIVER AREA4.14 Is any of the proposed operational work removing, destroying or damaging marine plants under the *Fisheries Act 1994*?

- ☒ No - Go to Q4.15 ☐ Yes

IPA, schedule 8, part 1, table 4, item 8; IPA, schedule 8, part 2, table 4, item 4; Fisheries Regulation 1995 s113A (self-assessable codes); IP Regulation, schedule 2, table 2, item 29; IP Regulation, schedule 1, part 3, table 4, item 8; Fisheries Act 1994, section 76DB (wild river area); Wild Rivers Act 2005, section 43A; relevant wild river declaration; Wild Rivers Code

WILD RIVER AREA4.15 Is any of the operational work proposed to be carried out in a wild river area declared under the *Wild River Act 2005*?

- ☒ No - Go to Q4.16 ☐ Yes

IPA, schedule 8, part 1, table 4, item 10; IP Regulation, schedule 2, table 2, item 37; Wild Rivers Act 2005, sections 42, 43A

STATE-CONTROLLED ROAD

4.16 Is any part of the premises located in part of a future State-controlled road, or within 100m of a State-controlled road?

- ☒ No - End of section 4 ☐ Yes

IP Regulation, schedule 2, table 2, item 3

Disclaimer:

While the Department of Infrastructure and Planning (DIP) believes that this information contained on this form and provided as part of this process will be of assistance to you, it is provided on the basis that you will not rely on the information without first making your own enquiries regarding the interpretation and application of the applicable legislation to your circumstances.

To the full extent permitted by law DIP expressly disclaims all liability (including but not limited to liability for negligence) for errors or omissions of any kind or for any loss (including direct and indirect losses), damage or other consequence which may arise from your reliance on this process and the information contained on this form.



MARYBOROUGH CITY COUNCIL

Administration Centre 431-433 Kent Street, Maryborough, Queensland. P.O. Box 110, Maryborough 4650
Telephone (07) 4123 8888. Fax (07) 4123 1470

Address all correspondence to the Chief Executive Officer

CONTAMINATED
LAND SECTION

02 SEP 1999

Contact: Mr Peter O'May

Telephone: (07) 41238874

Our Ref: PJO:DLN

Your Ref: -

Date: 27 August 1999

99/13716

Marcelo Pongoni
Environmental Protection Agency
PO Box 155
BRISBANE ALBERT STREET QLD 4002



Dear Sir

Re: Alstons Printing - 173 Bazaar Street, Maryborough
(Lot 4 RP231459)

I refer to your correspondence of 27 July 1999 (Ref No. 900962) in relation to the above matter.

There are currently no activities undertaken on site that fall within the definition of printing as defined in The Environmental Protection Act 1994.

It should however be noted that this business has been in operation since 1887, subsequently it would be reasonable to expect some processes and inks used in previous years would fall within the scope of the definition.

Consequently, consideration should be given to retaining the above premises in the Environmental Management Register.

Should you require any further information, please contact Council's Environmental Health Officer, Mr Peter O'May.

Yours faithfully,

Sch4p4(6) Signature

N. E. GORRIE
CHIEF EXECUTIVE OFFICER

Noted in
comments

Sch4p4(6) Signature

3/9/99

Environmental Protection Agency

Environmental Operations Division

CONTAMINATED LAND UNIT

Sender: Marcelo Pangoni
Facsimile no: (07) 3227 7677
Telephone no: (07) 3224 8168
Address: 11th floor, 160 Ann Street, Brisbane, QLD
Postal Address: PO Box 155
BRISBANE ALBERT STREET QLD 4002

Receiver: Jeff Bacchi
Business/Section: Maryborough City Council
Facsimile no: (07) 4123 1470
Date: 26/07/99
Number of pages: 03 (including cover sheet)

Dear Jeff

I am currently checking the information we have on the Environmental Management Register and Contaminated Land Register.

Please find attached some queries regarding sites in Maryborough City Council. It would be appreciated if you could answer these as soon as possible.

Thank you for your assistance.

Sch4p4(6) Signature

Marcelo Pangoni
Contaminated Land Unit

O Box 155 Brisbane Albert Street, Brisbane, QLD 4002

Enquiries to Marcelo Pangoni
Telephone (07) 3224 8168
Your reference
Our reference 900962

27 July, 1999

The Chief Executive Officer
Maryborough City Council
PO Box 110
MARYBOROUGH Q 4650

Attention: Jeff Bacchi

Dear Jeff

Re: Review of sites listed on the Environmental Management Register for printing activities

I refer to previous correspondence dated 17 September 1998 which advised of a review of sites listed on the Environmental Management Register (EMR) for the notifiable activities of 'printers'.

This Section's records, including previous paperwork provided by Council, have been reviewed, and in some instances it has not been possible to make a determination about whether the sites should remain on the EMR. A schedule of these sites is attached to this letter.

In each instance, information is sought concerning whether the site falls within the definition of 'printing' in Schedule 3 of the *Environmental Protection Act 1994*:

31. Printing - commercial printing using

- (a) type metal alloys; or
- (b) printing inks or pigments or etching solutions containing metal; or
- (c) cast lead drum plates; or
- (d) a linotype machine with a gas-fired lead melting pot attached; or
- (e) more than 500 L of halogenated and non-halogenated hydrocarbon solvents.

If another notifiable activity has occurred on a particular site, please also provide these details. If you have any queries concerning this letter, please do not hesitate to contact Marcelo Pangoni on the above number.

Yours sincerely

Sch4p4(6) Signature

Acting Registrar
Contaminated Land Unit

SCHEDULE

NOTIFABLE ACTIVITY - PRINTING

MARYBOROUGH CITY CIUNCIL

SITE NAME/ADRESS	LOT	PLAN	1- What kind of process is used or was used in the past? E.g. lithography,flexography, dry offset, screen printing, laser printers, photocopy, etc. 2- If fuel storage exists, what kinf of fuel storage? Type of storage and quantity stored? e.g. aboverground or underground
ALSTON PRINTERS 171/173 BAZAAR STREET	4	RP231459	