

Author: Phil Boulton
Our Ref: cns/
Your Ref:
Unit: Cape York Coordination Unit
Phone: 4039 8227



Queensland
Government

25 June 2004

Natural Resources, Mines
and Energy

The Director
North Region
Queensland Parks and Wildlife Service
PO Box 2066
CAIRNS QLD 4870

3) Tim Ellis

See over

(i) MATT NEWPORT -

SEE OVER

Dear Sir

(1) AMANDA - PLS FILE THIS COPY ON

Shelburne Bay Aggregation – Proposed Interim Tenure Arrangement

THE SHELBURNE CVS FILE
NOT SURE IF WE HAVE ON

I refer to previous correspondence regarding the proposal to create Reserves for Environmental Purposes over certain Cape York Peninsula State lands and make particular reference to the Shelburne Bay aggregation which was identified as being one of the areas which was to be treated in that way. sch4p 2/7

As you are aware, circumstances surrounding the non-renewal of the former Shelburne Pastoral Holding lease have precluded any dealings with the aggregation, but as that matter has been settled, the way is now clear to proceed with the interim tenure arrangements.

I note that in your letter of 29 January 2004 you advised that the Environmental Protection Agency was prepared to accept trusteeship for the reserves. Confirmation is sought that your agency is still willing to accept that role.

Please note that the reserve will cover the area comprising the former Shelburne Pastoral Holding and Occupation Licence No 43/73, exclusive of the area surrounding the homestead that has been offered to sch4p4(6) Personal informat as a Permit to Occupy under the *Land Act 1994*.

Plans SP137279 and SP171835 have been prepared to define the reserve and copies are enclosed for your information.

However, plan SP137279 caters for adjustment of the road that has previously been incorrectly dedicated through lot 5117 on plan CP857658 (copy also enclosed) to where it is actually located on the ground. As the boundary of the Heathlands Resource Reserve in this locality is presently defined as the watershed (shown by the broken line on page 2 of SP137279), and as it is suggested that for clarity of definition, the road should form the boundary of the Resource Reserve, there are areas that will need to be included in and excluded from the reserve.

Dept of Natural Resources &
Mines
Cape York Coordination Unit
L2 William McCormack Place
5b Sheridan St PO Box 937
Cairns Qld 4870
Telephone + 4039 8227
Facsimile + 4031 2984
Website www.dnr.qld.gov.au

If you are willing to accept that the reserve boundary should coincide with the western boundary of the road, your co-operation is sought in arranging for amendment of the Resource Reserve to accommodate dedication of the road as shown on SP137279.

It should be noted that plan SP137279 can only be used for the creation of the proposed Reserve for Environmental Purposes following the above referred to adjustment to the Resource Reserve.

Yours sincerely

MAT,

[Redacted] sch4p4(6) Personal information

Phil Boulton

Senior Land Officer

PHIL BOULT WOULD LIKE US TO ADVISE
HOW LONG APPROX. IT WILL TAKE FOR
DPWS TO PUSH THROUGH THIS ADJUSTMENT.
CAN YOU DISCUSS WITH TIM ELLIS &
GIVE PHIL BOULT A CALL TO DISCUSS.

[Redacted] sch4p4(6) Personal information

27/04

Tim

I spoke to Phil Boulton today.

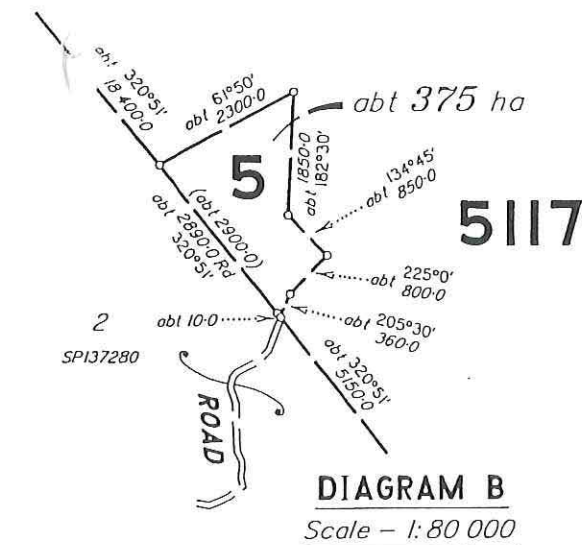
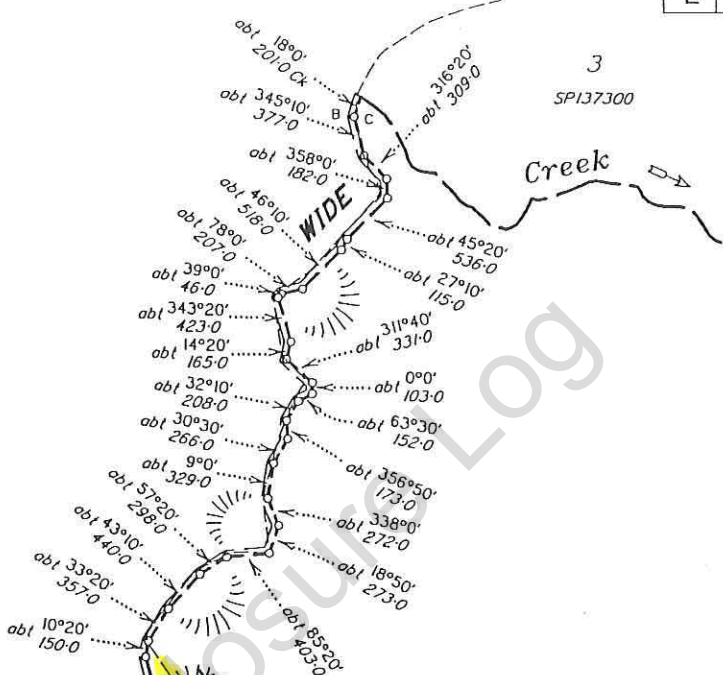
Attached Diagram "A" shows the location of the present road and Reserve boundary. If possible it would be the District preference for this action to proceed in conjunction with the By Pass excision. Two small areas adjacent to the road will require reservation. Any feed back on time would be appreciated.

[Redacted] sch4p4(6) Personal information

[Redacted] sch4p4(6) Personal information

Dept of Natural Resources &
Mines
Cape York Coordination Unit
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Website www.dnr.qld.gov.au

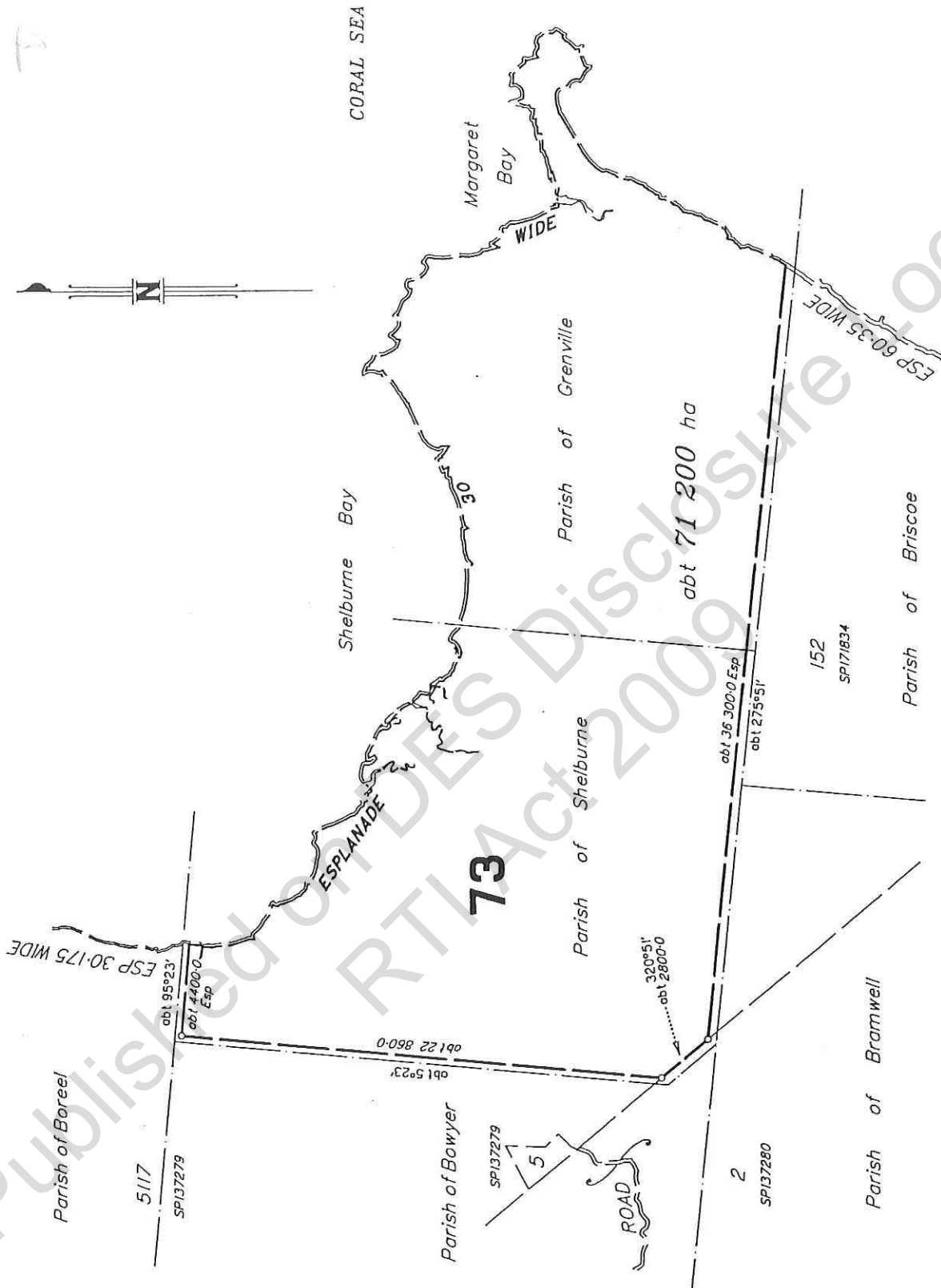
0	7.5 km	15 km	22.5 km	Scale: 1:150 000
<u>Plan of Lots 5 & 5117</u> <u>Cancelling Lot 5117 on CP857658</u> <u>and part of USL (being closed road)</u>				Format: STANDARD
				SPI37279
PARISH: BOREEL & BOWYER COUNTY: <i>Shelburne</i>				Plan Status:
Meridian: <i>AMG vide SPI20090</i>				F/N's: — 3 of 62



Road to be opened
(A-B-Ck-C-D-A)

USERS ARE ADVISED
THE INFORMATION SHOWN
HEREON MAY NOT BE
COMPLETE OR CURRENT.

DIAGRAM A
Scale - 1: 50 000



Lot 73 excludes all land below high water mark

I, Leslie Clyde Fehlhaber, hereby certify that I have made this plan pursuant to Section 25 of the Surveyors Regulation 1992 and that the plan is accurate and compiled from plans OL343, DPI37279, SPI37280 and SPI61907, 1:100 000 Topographic maps Shelburne Bay, Cape Grenville and Temple Bay in the Department of Natural Resources, Mines and Energy

Licensed Surveyor

25.3.2004
Date

18-155

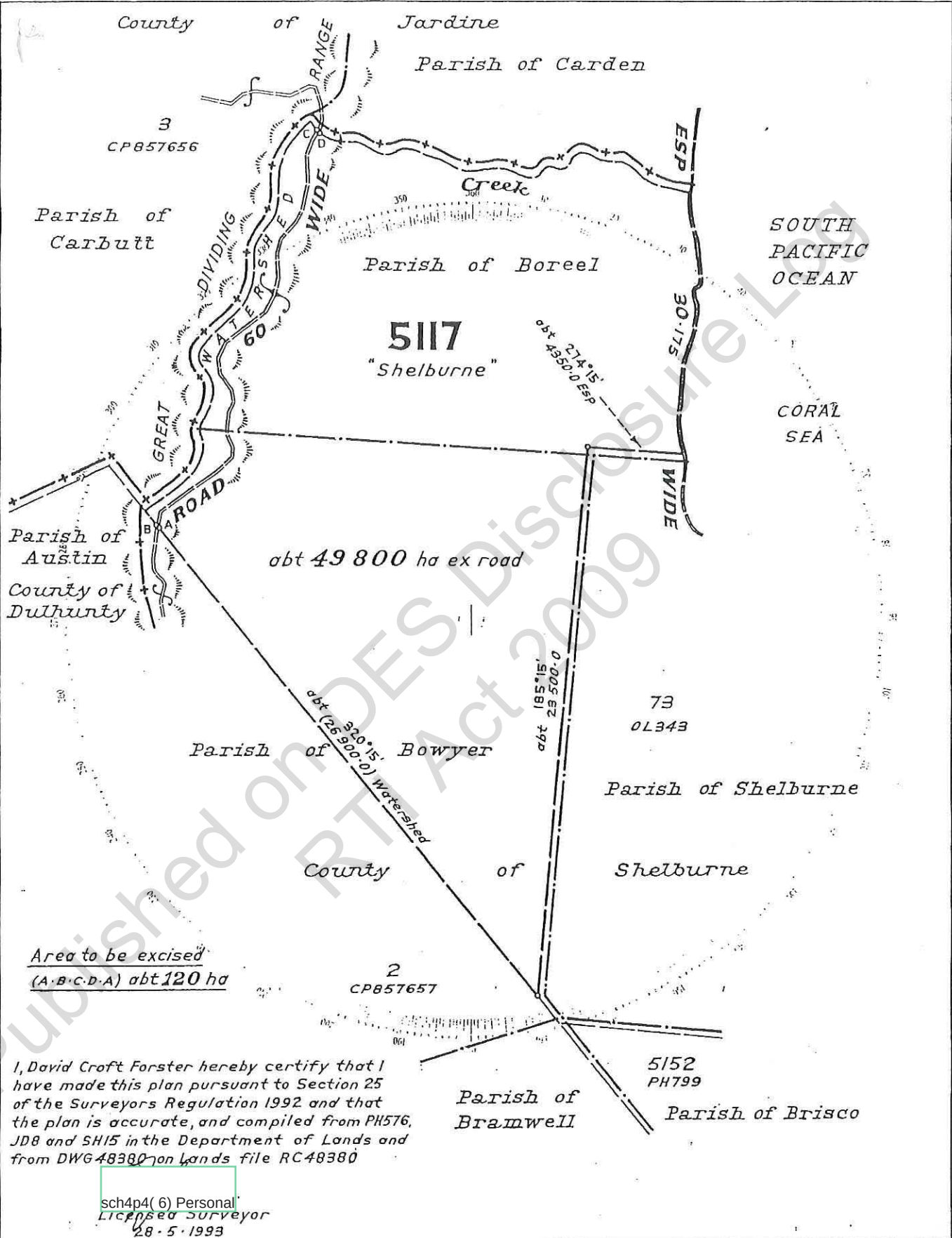
Plan of Lot 73		Scale: 1:200 000
Cancelling Lot 73 on OL343		Format: STANDARD
PARISH: SHELburne & GRENVILLE COUNTY: Shelburne		SP171835
Meridian: AMG vide SPI37280	F/N's: -	Plan Status:
5 of 62		

WARNING — PLAN MAY BE ROLLED — A FOLDED OR MUTILATED PLAN WILL NOT BE ACCEPTED

857658

PLAN MUST BE DRAWN WITHIN BLACK LINES

857658



Memorandum



Queensland Government

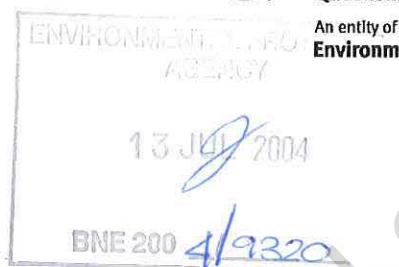
Queensland Parks and Wildlife Service

An entity of the
Environmental Protection Agency

Enquiries
Telephone
Your reference
Our reference

Matt Newport
(07) 4091 8118
Heathlands Resource Reserve

01/07/2004



To: Principal Acquisition Officer Tim Ellis, Biodiversity Branch, Tenure Actions Group

From: Resource Management Officer Cape York and Dry Tropics

Subject: Proposed Revocation for Road Opening Through Heathlands Resource Reserve

Recommendation:

It is recommended that action commence to revoke an area of about 260 hectares from the Heathlands Resource Reserve for the purpose of a dedicated road opening shown as lot A on the attached map.

Background:

Attached recommendation 28 May 2004 addressed to the District Manager Cape York and Dry Tropics, which has been endorsed by the Regional Director provides the background to this issue.

Attachments:

- District Manager and Director Northern Region endorsement. (Memo 28 May 2004)
- Letter from NRM&E 2 June 2004 requesting the QPWS views and requirements.
- The QPWS response of support to the Council application for the road opening.
- Copy of District letter to Cape York Land Council.
- Map

Native Title:

It is my understanding that formal notification for native title is the responsibility of with the proponent in this case either the Council or NRM&E, however the District will advise the Cape York Land Council of the proposal as a matter of courtesy.

Regulatory Impact Statement:

It is considered a regulatory impact statement is not required as there would not be appreciable costs imposed on the community.

It should be noted that the road is already constructed and providing access to the Communities north of the Jardine River.

Please contact me if you require further information.



sch4p4(6) Personal informati

WM Newport
Resource Management Officer
QPWS Cape York and Dry Tropics

Published on DES Disclosure Log
RTI Act 2009

Enquiry
Telephone
Your ref
Our ref

28/05/2004

To:

District Manager Cape York and Dry Tropics

From:

Resource Management Officer Cape York and Dry Tropics

Subject:

Proposed Road Opening – Bypass road traversing Heathlands Resource Reserve

Recommendation:

It is recommended that the approval of the Regional Director be sought to commence revocation action of an area of Heathlands Resource Reserve (lot 3 on Plan JD8) for the purpose of a dedicated road opening, shown as lot A on the attached map.

The total area for revocation is approximately 260 ha that will provide a 60 metre road linking the road from Bramwell to the existing Bamaga road

Background:

This proposal has remained unresolved since at least August 2000 and refers to a recent email request for advice from NRM&E Senior Surveyor. A copy of a letter dated 1 August 2000 from the former Department of Natural Resources to Cook Shire Council appears to be the last correspondence on file wherein it is noted the EPA requested road issues with in the Cook Shire be raised on a park by park basis.

I have been advised that the by pass road was linked up by Telsta in 1984 following the old Camalco track in some parts. Cook Shire Council are believed to have done some maintenance work on the by pass road.

To enable this action to proceed the area proposed to be opened as road needs be excluded from the Resource Reserve.

Native Title:

I have requested the advice of the Manager Parks Services in regard to native title responsibilities. It is my understanding that the revocation action will have no impact on Native Title.

Regulatory Impact Statement:

It is considered a regulatory impact statement is not required as there would not be appreciable costs imposed on the community.

CNS 1060

CNS 200 4/ 6491

It should be noted that the road is already constructed, providing access to Cape York.

Attachments:

- DNR letter 1 August 2000.
- Maps

sch4p4(6) Personal informati

WM Newport

Resource Management Officer

QPWS Cape York and Dry Tropics

F COOK SHIRE COUNCIL

PHONE NO. : 0740895588

Aug. 09 2002 11:40AM P21

H71.5
5

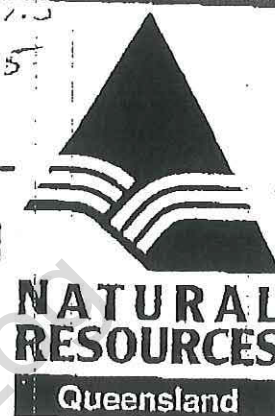
1 August 2000

Chief Executive Officer
Cook Shire Council
PO Box 3
COOKTOWN Q 4871

Attention: Michael Edmonds

Dear Sir

sch4p4(6) 2/8	
COOK SHIRE COUNCIL	
CORRES No:	
DATE RECEIVED:	2 AUG 2000
LOP:	
FILE No:	
ACTION:	Surv
MEETING:	
DETAILS:	



Bramwell to Bamaga Road and access to Captain Billy Landing within Heathlands Resources Reserve, being Lot 3 on JD8, parish of Carden.

Reference is made to Council's request for dedication of the Bramwell to Bamaga Road and advise that the sections within Shelburne PH and Richardson PH have been dedicated.

The sections within the Heathlands Resources Reserve, being Lot 3 on JD8, as indicated on the attached copies of drawings CNS00/047 and CNS97/445, do not have the support of the Environmental Protection Agency (EPA). The EPA has advised that this matter should be raised as part of the proposed program to consider road issues in the Cook Shire on a priority park-by-park basis.

Please raise this matter again with this Department when agreement to the proposed road openings within Heathlands Resources Reserve has been gained from the EPA. Should you have any further enquiries, please contact me on the number below.

Yours sincerely

sch4p4(6) Personal in

Cheryl Irwin
Senior Land Officer (Coordination)
ATSI Land Acts Branch
State Land Asset Management

DEPARTMENT OF NATURAL RESOURCES



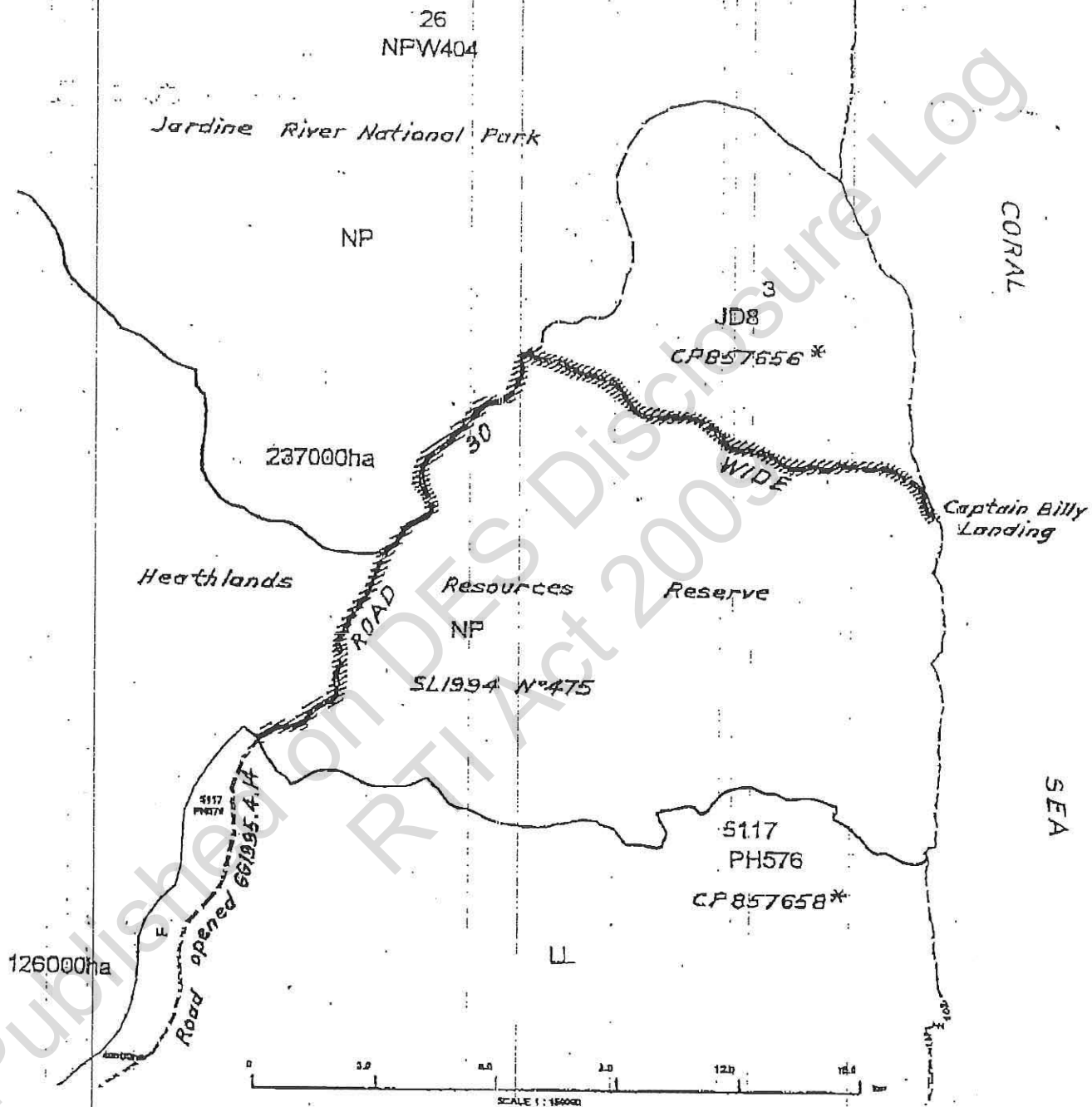
Enquiries to: Cheryl Irwin • Your Ref: 046.02 03 04 • Our Ref: CNS/005737 CNS/020031
Cairns Corporate Tower • 15 Lake Street • CAIRNS • 4870
PO Box 937 • CAIRNS • 4870
Telephone: (07) 4039 8569 • Facsimile: (07) 4051 0851 • Freecall: 1800 067 615 • Email: cheryl.irwin@dnr.qld.gov.au

FROM : COOK SHIRE COUNCIL

PHONE NO. : 0740695588

Aug. 09 2002 11:41AM P22

Part 5(1)



PLAN OF ROAD TO BE OPENED

Locality HEATHLANDS
 Parish of CARDEN
 County of JARDINE
 L.A.D. of TORRES
 Local Authority COOK SC
 Plan Ref. JD8 & CP857656

Region NORTH
 District FAR NORTH
 Map Ref. SC54-15 & 16
 Drawn KR
 Reference CNS44330 20031
 Date 11/12/1997
 Scale 1:150 000



18-155

Compiled from Shelburne Bay 1:100 000 Topographical Map

PLAN DWG CNS97/445

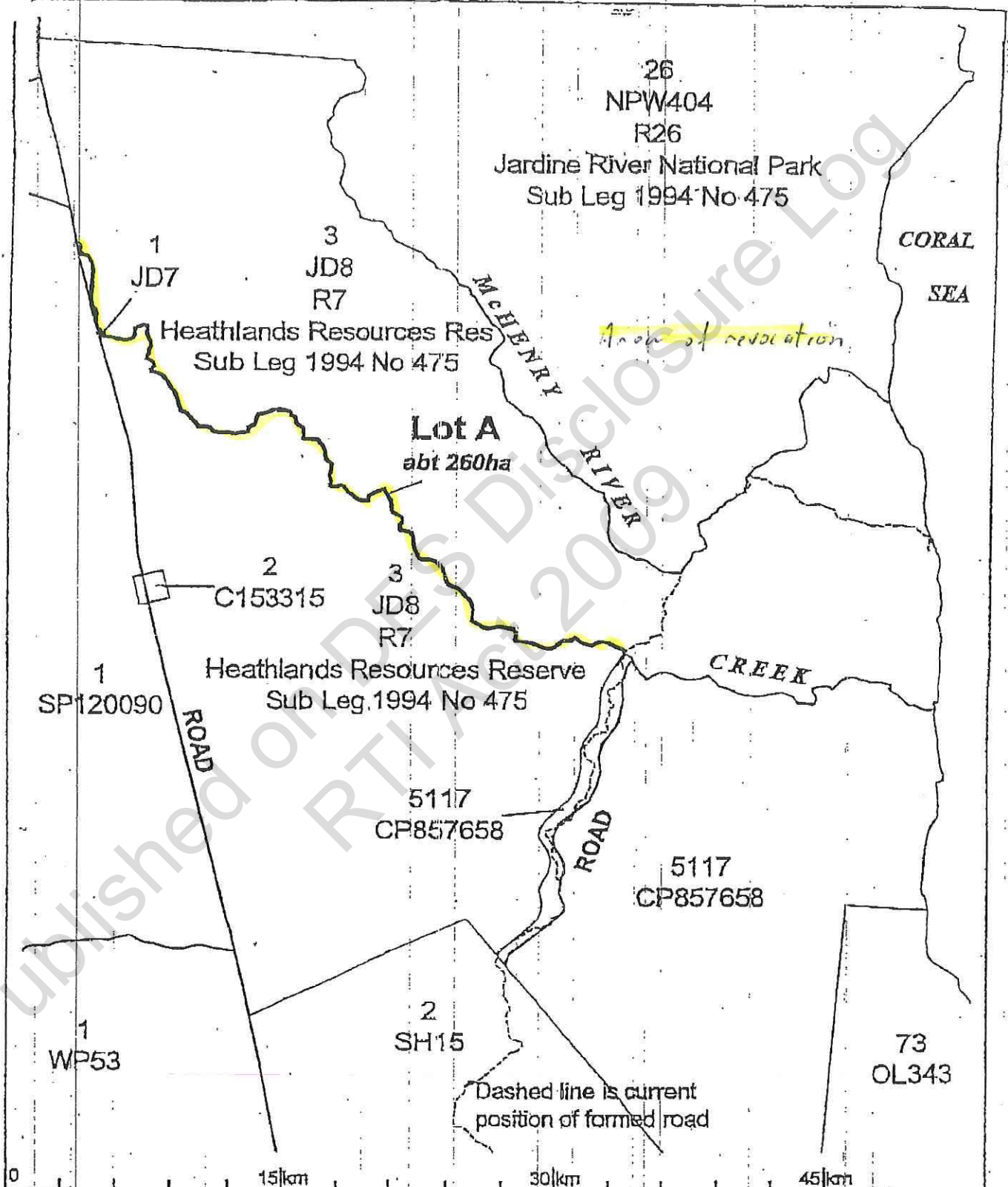
Rel

COM : COOK SHIRE COUNCIL

PHONE NO. : 0740695588

Aug. 09 2002 11:41AM P23

HTT 3 (2)



PLAN OF LOT A covering part of Lot 3 on JD8
To be road (60m wide)

SCALE
1:300000



PARISH OF CAYLEY, CARNAC, CARBUTT
COUNTY OF JARDINE

REGION NORTH
LOCAL AUTH OF COOK

CNS00/047

Map SC54-15&16 Jardine Special Compiled from CP857656, Landsat Imagery & Auslig 100K

FILE REFERENCE CNS/005737

Prepared by John O'Grady

Date 10/2/2000



Queensland
Government

Your Ref: ATH 868
Our Ref: CNS/005737

2 June 2004

Natural Resources, Mines
and Energy

Environmental Protection Agency
PO Box 834
Atherton Qld 4883

c.c.

Dist. Manager

cyf/DT

*mark we responded to this
last week*

Attention: M Newport

Dear Sir

vi/l/or
sch4p4(6) Pe

**RE: BAMAGA BY-PASS ROAD WITHIN HEATHLANDS RESOURCE RESERVE
LOT 3 ON JD8, PARISH OF CARDEN**

This Department is in receipt of a letter from The Cook Shire Council dated 19 September 2003. Council advise they have had discussions with your Agency regarding their desire to continue with their request for the opening of the By-pass road through Heathlands Resource Reserve.

The Department of Natural Resources, Mines and Energy does not have the ability to dedicate the gazettal of the road area until revocation of the area from the reserve. It would be appreciated if you could advise the current status in relation to Council's application to open the area described as Lot A on CNS00/047 (copy attached) and advise your agencies requirements and or views regarding this matter.

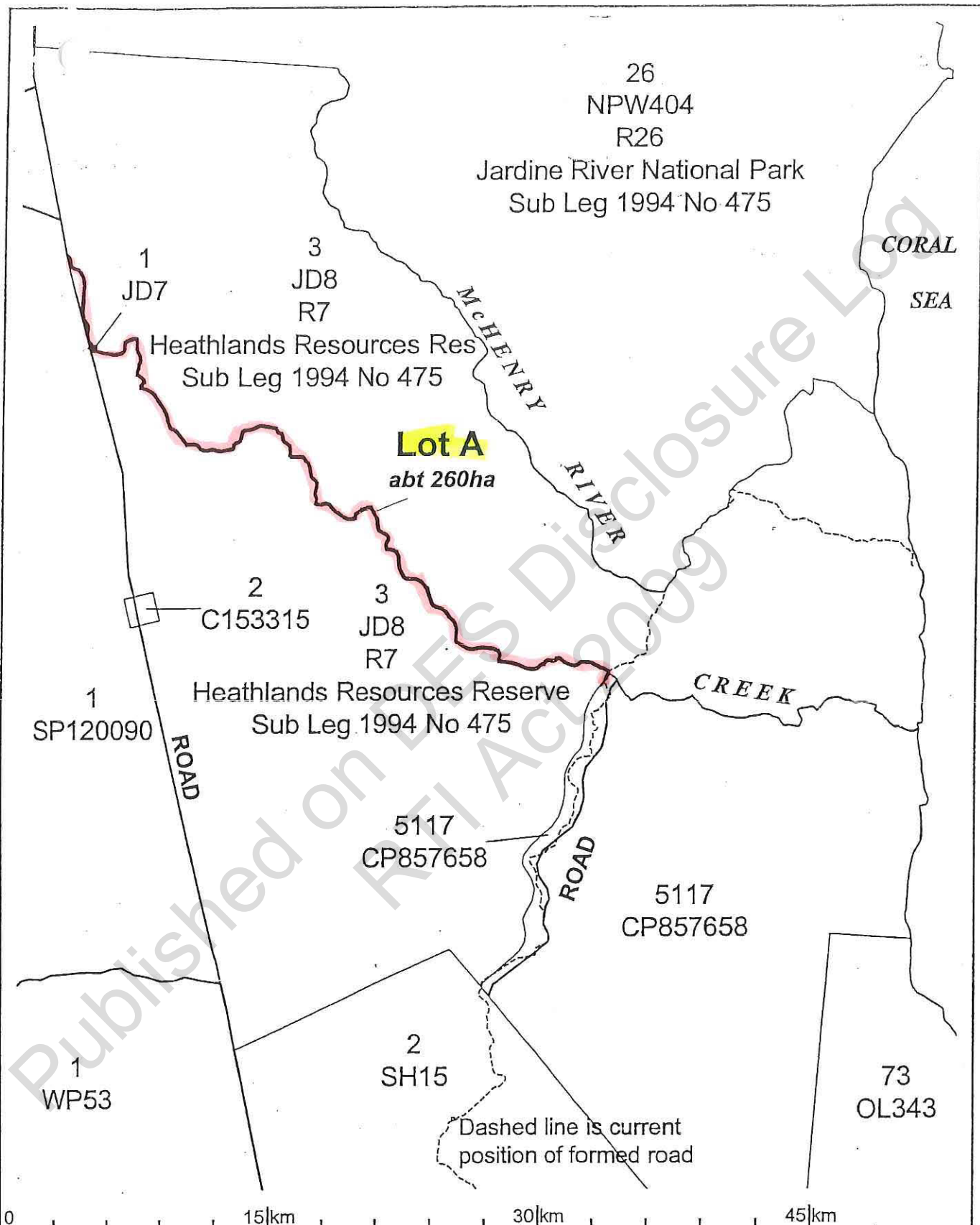
Please quote reference number CNS/005737 in any future correspondence.

Yours sincerely

sch4p4(6) Personal info

Deidree Findlay
Land Officer
Cape York Co-Ordination Unit
For L Croton
A/Regional Manager
Natural Resource Management and Use
North Region

Att.



PLAN OF LOT A covering part of Lot 3 on JD8
To be road (60m wide)

SCALE
1:300000



PARISH OF CAYLEY, CARNAC, CARBUTT
COUNTY OF JARDINE

REGION NORTH
LOCAL AUTH OF COOK

CNS00/047

Map SC54-15&16 Jardine Special Compiled from CP857656, Landsat Imagery & Auslig 100K

FILE REFERENCE CNS/005737

Prepared by John O'Grady

Date 10/2/2000

**Queensland
Government**

Enquires Matt Newport
Telephone (07) 4091 8118
Your reference
Our reference CNS1060

Environmental Protection Agency

Incorporating the
Queensland Parks and Wildlife Service

29 June 2004

Cape York Land Council
PO Box 2496
CAIRNS QLD 4870

Dear Sir or Madam:

The Queensland Parks and Wildlife Service (QPWS) has been requested to provide its views in regard to the dedication of a road, known as the by-pass road, that passes through the Heathlands Resource Reserve. For this to occur an area of about 260 hectares will need to be revoked from the park.

This proposal has been a long-standing issue of which traditional owners have no doubt been aware.

The QPWS has provided initial support to the proponent, the Cook Shire Council, for the opening of a 60 metre dedicated road on the present alignment, shown as lot A on the attached map. This will complete the link from Bramwell to the Bamaga road. In supporting this action the QPWS will consider all values of the area, including environmental and cultural.

Please note this is not a formal notification, however this Agency wishes to continue to work positively with the traditional owners to ensure their views are considered.

If you would like to discuss this matter in more detail please feel free to contact Mr Matt Newport on (07) 4091 8118 at any time.

sch4p4(6) Personal information
Mark Peacock
District Manager
Cape York / Dry Tropics

Page 1 of 1

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83 Main Street Atherton QLD 4883
PO Box 975 Atherton Queensland 4883
Australia
Telephone (07) 4091 1844
Facsimile (07) 4091 3281
Website www.env.qld.gov.au
ABN 87 221 158 786

Enquires M Newport
Telephone (07) 4091 8118
Your reference
Our reference CNS1060

Environmental Protection Agency

Incorporating the
Queensland Parks and Wildlife Service

25 June 2004

Natural Resources Mines & Energy
PO Box 937
CAIRNS QLD 4870

Attention: Senior Surveyor Les Fehlhaber

Dear Les

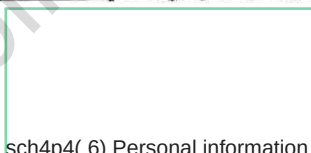
I refer to your electronic mail dated 26 March 2004 regarding Cape York – Reserves for Environmental Purposes.

The Queensland Parks and Wildlife Service support the opening of the by pass road passing through the Heathlands Resource Reserve (lot 3 on Plan JD8) for the purpose of providing a dedicated road, shown as lot A on the attached map that will complete the link from Bramwell to the Bamaga road.

As you will be aware the first action is to commence revocation of a 60-metre strip following the existing road alignment. Accordingly a request to commence revocation has been lodged with our Central Office.

Thankyou for your assistance in this matter.

If you require any further information please contact Matt Newport on (07) 4091 8118 or matt.newport@epa.qld.gov.au.


sch4p4(6) Personal information
Mark Peacock

District Manager
Cape York / Dry Tropics

POSTED
28.6.04

Matt Newport

From: Fehlh Haber Les [Les.Fehlh Haber@nrm.qld.gov.au]
Sent: Friday, 26 March 2004 11:40 AM
To: Foley Rowan; Boul t Phil; Cranitch Mark; Clive Cook (E-mail); Buzz Symonds (E-mail); Martin Deidree
Subject: RE: Cape York - Reserves for Environmental Purposes



DP137300;0_1_~_ DP137279;0_1_~_
0000000000000~_0000000000000_~_

Attached is a preliminary copy of the plan prepared for amendment of the Heathlands Reserve to align the south eastern boundary with the main bypass road formation that generally follows the watershed of the Great Dividing Range. This road was incorrectly described on CP857658 when resumed from Shelbourne Holding. The road will be closed using CP857658 and opened as shown positioned correctly on SP137279. SP137279 will be amended to reflect the final tenure arrangements of Shelbourne.

In preparing the new plan of Heathlands Reserve it would be prudent to complete the outstanding road matters through this Reserve. The Main bypass Road traverses this Reserve and is used by many of the travellers through the area. It would make sense that this road opening be completed on this plan to complete the continuous road network through the area.

Please advise if provision is to be made for the dedication of the remainder of the main road through the Heathlands Resource Reserve.

Les Fehlh Haber
Senior Surveyor
Survey Infrastructure Projects
Dept of Natural Resources, Mines and Energy
les.fehlh Haber@nrm.qld.gov.au
PH 40398226
Fax 40398447

<<DP137300;0_1_~_~_000000000000_2.tif>>
<<DP137279;0_1_~_~_000000000000_2.tif>>

> -----Original Message-----

> From: Foley Rowan
> Sent: Monday, 22 March 2004 11:56 AM
> To: Boul t Phil; Cranitch Mark; Fehlh Haber Les; Clive Cook (E-mail); Buzz Symonds (E-mail); Martin Deidree
> Subject: Cape York - Reserves for Environmental Purposes
> Importance: High

> >
> To ensure we all have an understanding of the game plan for creating Reserves for Environmental Purposes with EPA as Trustee for Bromley, Boynton, McIlwraith Range and Melsonby I suggest we undertake this work as a package as follows:

> >
> > 15th March - 16th April

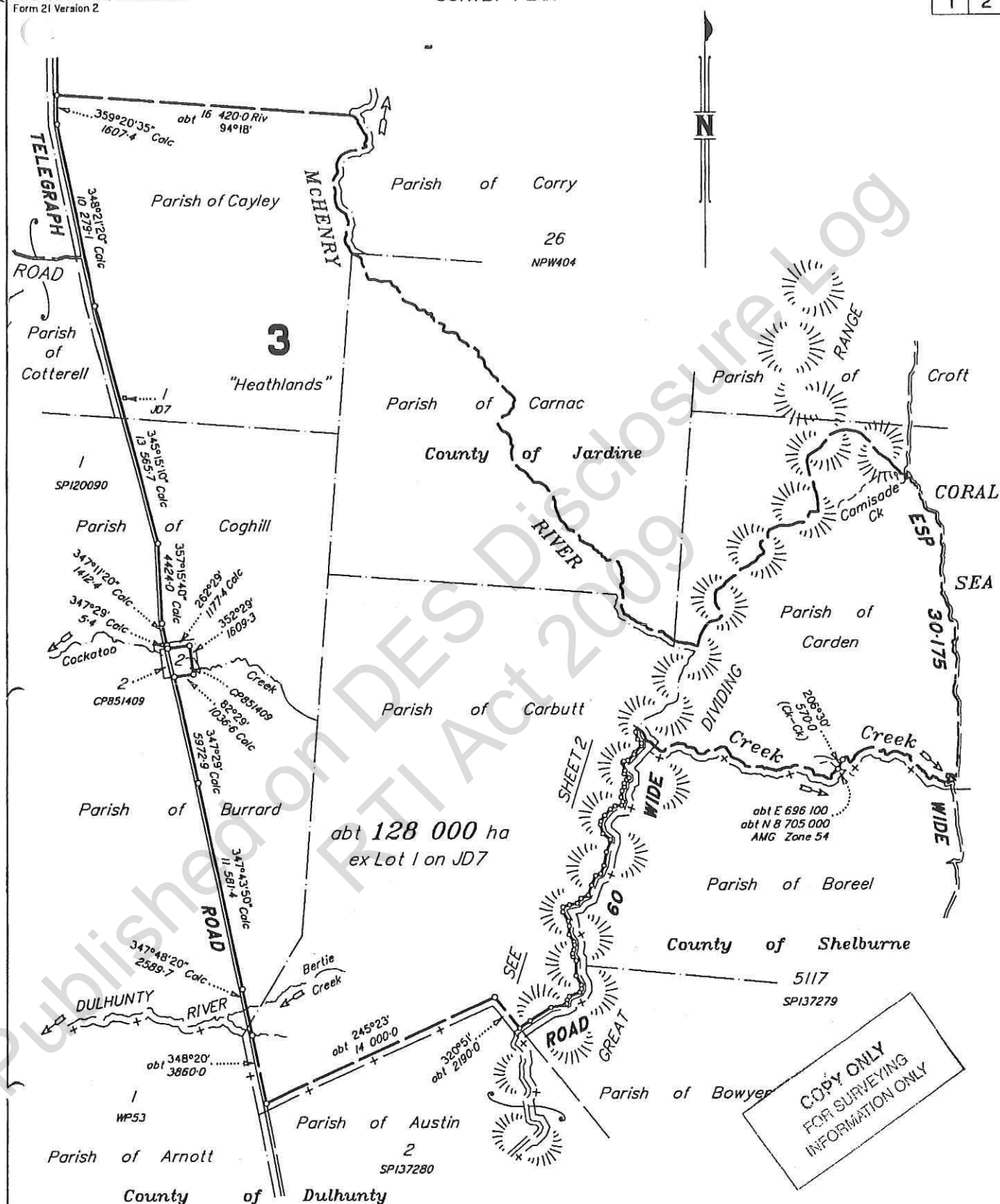
> > - All survey plans are completed for Reserve gazettal purposes. The only hold up at the moment is the Bromley plan (Les is working on it),
> > - NRM&E write to CYLC informing them of out intention to create Reserves for Environmental Purposes with EPA as Trustees,
> > - Management arrangements with EPA is finalised through exchange of letters,

> >
> > 16th April - 7th May

> > - Administrative processes are completed for gazettal purposes,
> > - Working Group (NRM&E/ EPA) for Reserves holds first meeting to discuss operational matters,

>
 > 10th May
 > - EPA is Trustee for Reserves for Environmental Purposes.
 >
 >
 > Bromley - described as lot 5152 on PH799 - plan not suitable for
 reservation action - new plan needed;
 > Boynton - described as lot 6 on SH7 - plan suitable for reservation
 action;
 > Melsonby - described as lot 1 on BS284 - plan suitable for
 reservation
 action;
 > McIlwraith Range - described as lot 16 on SP121904 - plan suitable
 for
 reservation action.
 >
 > Mark, what are your thoughts on doing a Brief for Information only for the
 Minister to keep him informed of these developments? And do you plan to
 raise these Reserve matters in your next Regional Directors meeting or would
 you prefer I raise it with CYSOG members? cheers Rowan
 >
 > Rowan Foley
 > Manager
 > Cape York Co-ordination Unit
 > Dept of Natural Resources, Mines & Energy
 >
 > Phone 07 4039 8895
 > Fax 07 4031 2984
 > Mobile [Sch4p4\(6\) Personal ir](#)
 >

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 inform the sender as quickly as possible and delete this message
 and any copies of this message from your computer and/or your
 computer system network.



I, Leslie Clyde Fehlhaber, hereby certify that I have made this plan pursuant to Section 25 of the Surveyors Regulation 1992 and that the plan is accurate and compiled from JDB, SPI20090, SPI37279, SPI37280 and sketch dated 19-1-1887 on file CNS/010403 in the Department of Natural Resources and Shelburne Bay and Orford Bay 1:100 000 Topographical Maps

sch4p4(6) Persona
Registered Surveyor
(Licensed)

..2:3:2001..
Date

Plan of Lot 3

Cancelling Lot 3 on JD8

PARISH: **AS SHOWN**

COUNTY: *Jardine*

Meridion: *AMG vide SP120090*

F/N's: —

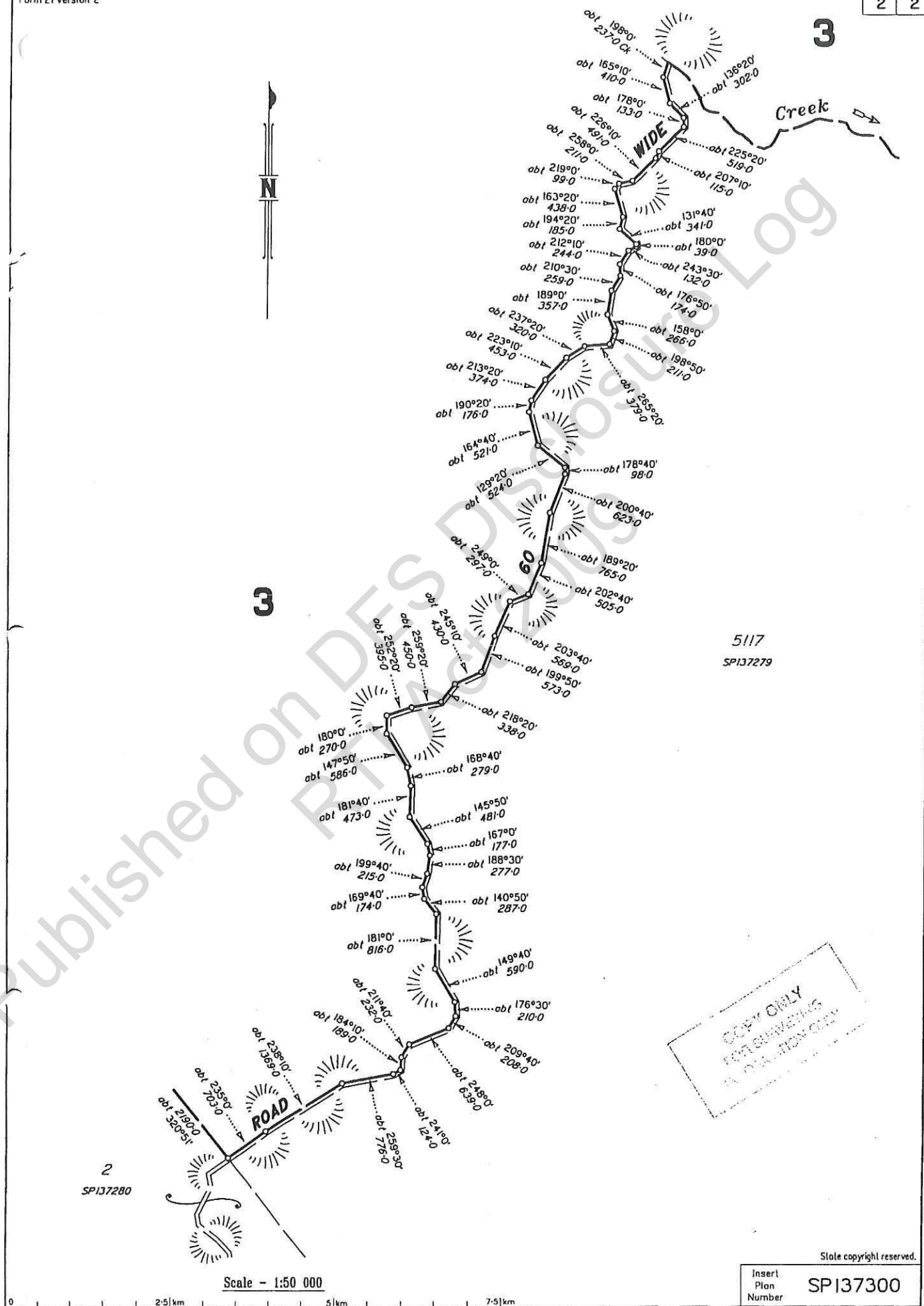
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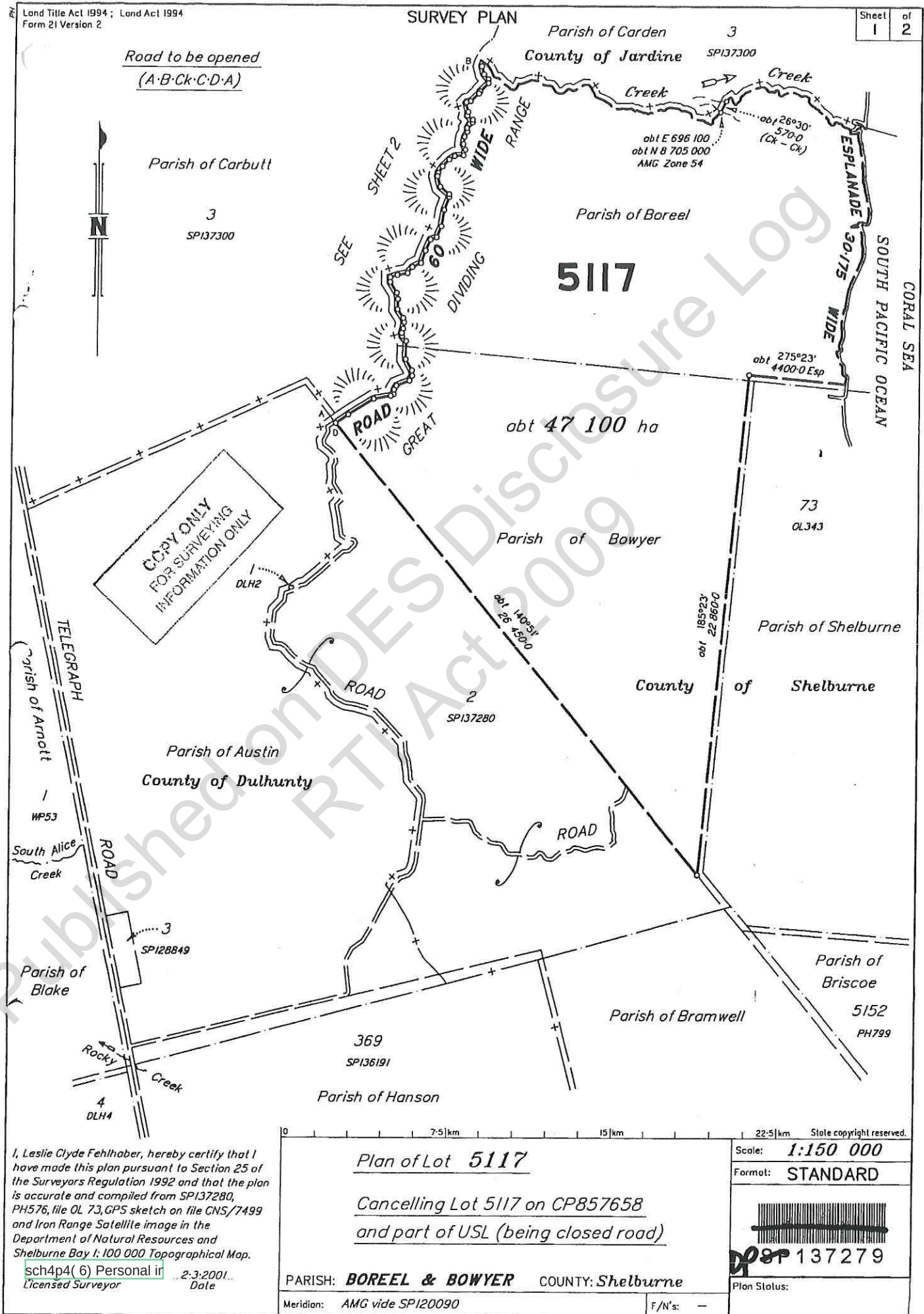
Format: STANDARD



NO SP 137300

Plan Status:







Road to be opened
(A-B-Ck-C-D-A)

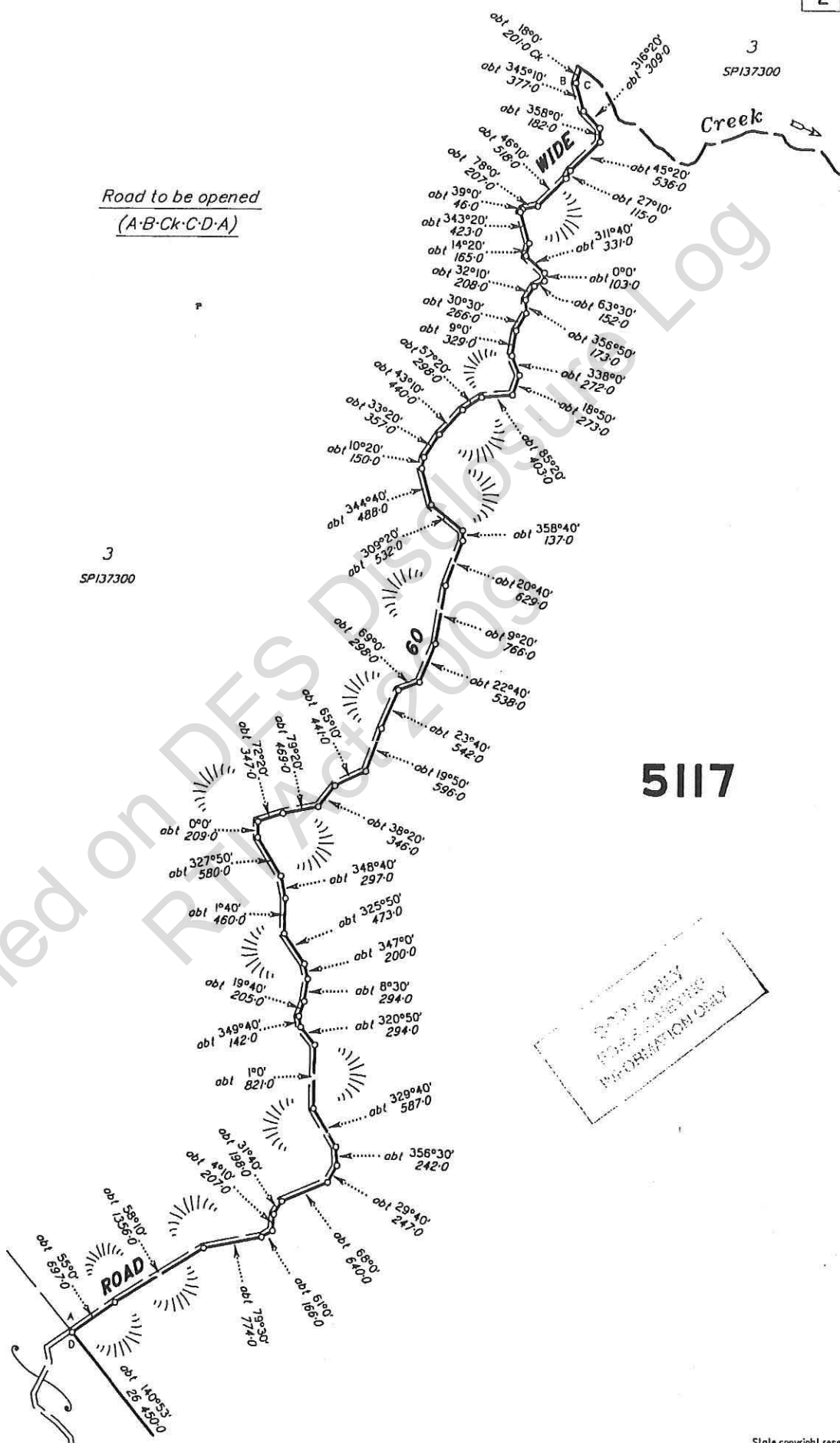
3
SPI37300

5117

2
SPI37280

Scale - 1:50 000

0 2.5 km 5 km 7.5 km



State copyright reserved.

Insert
Plan
Number SPI37279

Patricia Butler

From: Anthony Symonds
Sent: Friday, 16 July 2004 4:09 PM
To: Tim Ellis (E-mail)
Subject: Heathlands
Tim

Have discussed Heathlands bypass road issue with Mark Peacock and we concur that there is no other issues that need to be pursued with CSC in that area as part of our agreement to revoke the road opening.

Have also discussed Lakefield and Mark has indicated he has CSC agreement to most of the road closures proposed for Lakefield. We will put together a consolidated proposal to coincide with the revocation for the Marina Plains area.

Buzz

Buzz Symonds
A/Director
Cape York Unit
Environmental Protection Agency
Ground Floor, 5B Sheridan Street
P.O. Box 2066
CAIRNS 4870

Tel: (07) 40466769 Mob: [sch4p4\(6\) Person](#) Fax: (07) 40466768
E-mail: buzz.symonds@epa.qld.gov.au

RECEIVED

06 AUG 2004

B/04/00590

**ENVIRONMENTAL PROTECTION AGENCY
GENERAL BRIEFING NOTE NOT REQUESTED**

Noted/ Approved/ Not Approved	
Minister	<i>John Michael</i>
Date	<i>18/08/2004</i>

TO THE HONOURABLE THE MINISTER
SUBJECT Proposed revocation from Heathlands Resources Reserve

RECOMMENDATION

It is recommended that the Minister **approve** in principle the revocation of about 260 ha from Heathlands Resources Reserve to enable the existing track to be dedicated as a public road. The area proposed to be excised is highlighted pink on the attached plan.

Minister's comments

sch 5-b-04

BACKGROUND

Heathlands Resources Reserve is situated on Cape York Peninsula and is managed by this Agency in conjunction with the Jardine River National Park. Cook Shire Council and this Agency have been working in collaboration to formalise the many existing tracks on Cape York Peninsula so they can be opened as public roads.

KEY ISSUES

This action will formalise the existing track becoming a public road which will place the maintenance responsibility firmly with Cook Shire Council and remove the contingent liability which this Agency faces while the track is on the Resources Reserve tenure. As it is an existing track, no offset package is proposed in this particular instance. However, the ongoing project with Cook Shire Council will result in unconstructed roads within other protected areas on Cape York Peninsula being closed and added to the adjoining National Parks, which will result in an overall net gain for conservation as the outcome of the road rationalisation project.

Approval signature: *sch4p4(6) Personal informa*

Approved by: Olwyn Crimp, Executive Director

Division/Region: Planning

Date:

Telephone: 322 77798

Correspondence No: *BNE 2004/10418*

f:\tenure actions group\admin\manager\tim wp\briefing\revocation_heathlands rr.doc

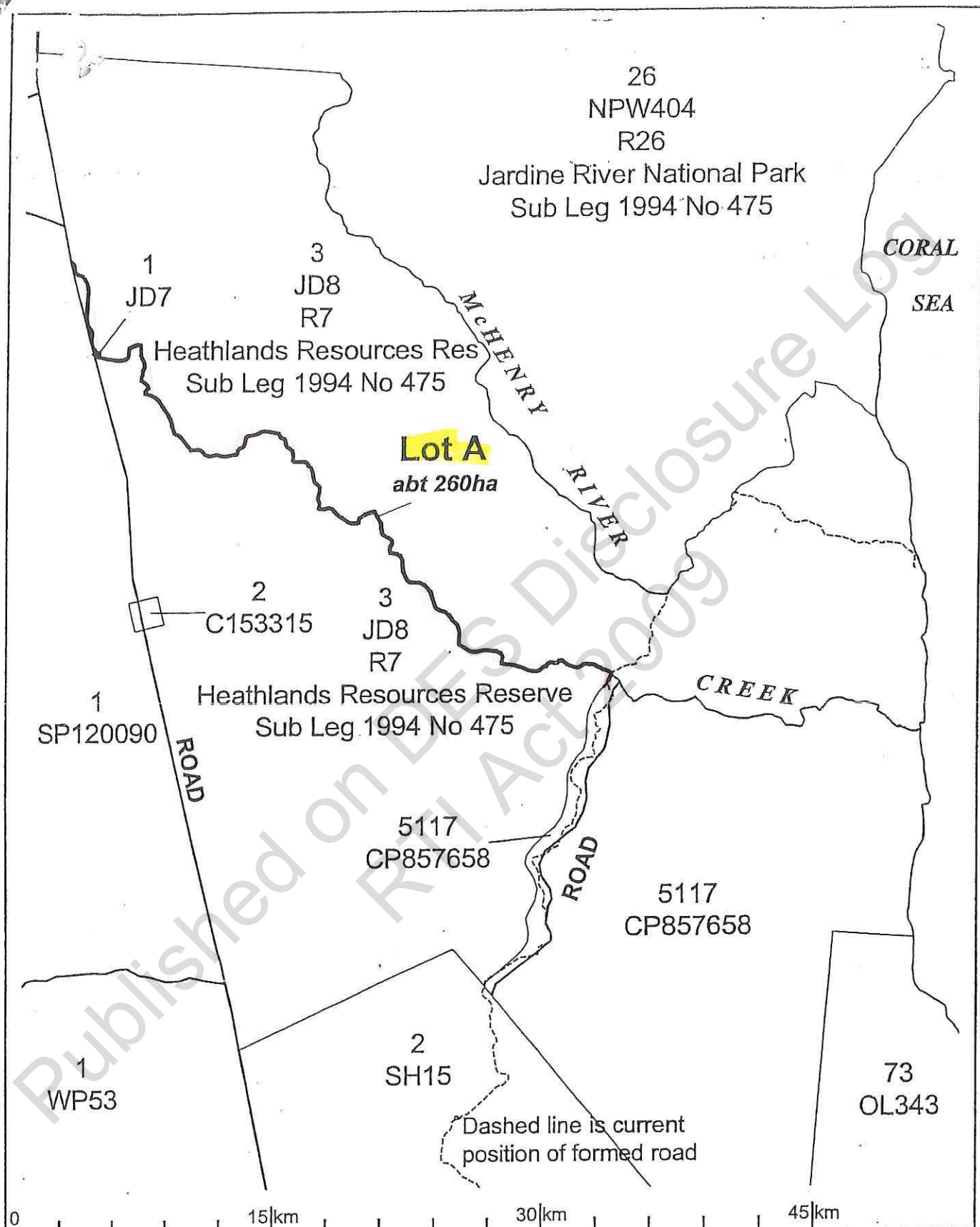
Briefing Officer: Tim Ellis *sch4 29/7/04*

Position: Manager, Tenure Actions Group

Telephone: 322 76198

File No: BNE21100-1

Track No:



PLAN OF LOT A covering part of Lot 3 on JD8

To be road (60m wide)

SCALE
1:300000



PARISH OF CAYLEY, CARNAC, CARBUTT
COUNTY OF JARDINE

REGION NORTH
LOCAL AUTH OF COOK

CNS00/047

Map SC54-15&16 Jardine Special Compiled from CP857656, Landsat Imagery & Auslig 100K

FILE REFERENCE CNS/005737

Prepared by John O'Grady

Date 10/2/2000

Memorandum



Queensland Government

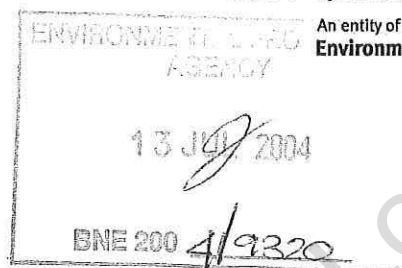
Queensland Parks and Wildlife Service

An entity of the
Environmental Protection Agency

Enquiries
Telephone
Your reference
Our reference

Matt Newport
(07) 4091 8118
Heathlands Resource Reserve

01/07/2004



To: Principal Acquisition Officer Tim Ellis, Biodiversity Branch, Tenure Actions Group

From: Resource Management Officer Cape York and Dry Tropics

Subject: Proposed Revocation for Road Opening Through Heathlands Resource Reserve

Recommendation:

It is recommended that action commence to revoke an area of about 260 hectares from the Heathlands Resource Reserve for the purpose of a dedicated road opening shown as lot A on the attached map.

Background:

Attached recommendation 28 May 2004 addressed to the District Manager Cape York and Dry Tropics, which has been endorsed by the Regional Director provides the background to this issue.

Attachments:

- District Manager and Director Northern Region endorsement. (Memo 28 May 2004)
- Letter from NRM&E 2 June 2004 requesting the QPWS views and requirements.
- The QPWS response of support to the Council application for the road opening.
- Copy of District letter to Cape York Land Council.
- Map

Native Title:

It is my understanding that formal notification for native title is the responsibility of with the proponent in this case either the Council or NRM&E, however the District will advise the Cape York Land Council of the proposal as a matter of courtesy.

Regulatory Impact Statement:

It is considered a regulatory impact statement is not required as there would not be appreciable costs imposed on the community.

It should be noted that the road is already constructed and providing access to the Communities north of the Jardine River.

Please contact me if you require further information.



sch4p4(6) Personal information

WM Newport

Resource Management Officer

QPWS Cape York and Dry Tropics

Published on DES Disclosure Log
RTI Act 2009

Peter Starkey

From: Peter Starkey [peter.starkey@epa.qld.gov.au]
Sent: Thursday, 9 September 2004 3:24 PM
To: matt.newport@epa.qld.gov.au
Subject: Heathlands Road Actions

Matt,

As discussed, Minister Mickel gave his approval-in-principle for the road revocation action described in Drawing CNS00/047 to proceed on 18 August 2004.

I have reviewed the information on file about the road actions pertaining to both Heathlands Resources Reserve and the adjoining Lot 5117 on CP857658.

I understand that NRM generally demand that a road action be described on either an RA plan (Road Action) or an AP (Administration Plan). I think I may have seen a "drawing" accepted once as the description for an action but in my dealings with them, an AP plan is usually the minimum requirement.

I have also looked at the draft survey plans SP137300 and SP137279. It would be tidier if SP137300, which describes Heathlands RR with the new south-eastern road boundary with Lot 5117, was amended to include this new road opening. However, as it probably hasn't been surveyed, I would expect that they would prefer either an RA or AP plan to show this road. NRM will have to decide what their requirements are, but I think responsibility for drawing either an RA, AP or a revised survey plan for Heathlands probably rests with them.

Given that we have already tabled three revocation proposals so far this year, I think it is unlikely we will table any more until sometime next year.

Regards

Peter Starkey
Senior Project Officer
Planning Integration & Biodiversity Branch
Planning Division
Environmental Protection Agency

Ph: (07) 3227 6257
Fax: (07) 3227 7237
E-mail: peter.starkey@epa.qld.gov.au

Visit us online at www.epa.qld.gov.au

Memorandum



2

Queensland Government
Queensland Parks and Wildlife Service
 An entity of the
Environmental Protection Agency

Enquiries
 Telephone
 Your reference
 Our reference

Matt Newport
 (07) 4091 8118

Heathlands Resource Reserve

21/01/2005

To: Principal Acquisition Officer Tim Ellis, Biodiversity Branch, Tenure Actions Group

From: Resource Management Officer Cape York and Dry Tropics

Subject: Proposed Revocation for Road Opening Through Heathlands Resource Reserve

Recommendation:

It is recommended that action commence to revoke 2 small areas from the Heathlands Resource Reserve for the purpose of a dedicated road opening shown as shown on plan SP137279. The revocation area will facilitate a 60 metre road reserve with the remaining area being declared USL for further dealing under the Land Act.

The proposed revocation is required for adjustment of the road that was previously dedicated through lot 5117 on plan CP857658 to where it is actually located on the ground. The new alignment will utilise the road as the boundary between the Resource Reserve (lot 3 on plan JD8) and Shelburne (lot 5117 on plan CP857658). There are two small areas of the Heathlands resource Reserve that require revocation.

The new alignment will result in an additional area of Shelburne being available for inclusion in the Resource Reserve.

It is further recommended that this additional area be included in the Resource Reserve (lot 3 on plan JD8). This will result in a net gain to Heathlands Resource Reserve.

It is requested that this action occur concurrently with the proposed revocation of approximately 260 ha of the northern section of the "by pass" road for road purposes.

Background:

This proposal is in addition to the current proposal to revoke an area of approximately 260 ha of the Resource Reserve for the northern section of the "by pass" Road.

The realignment of the boundary between the Resource Reserve (lot 3 on plan JD8) and Shelburne (lot 5117 on plan CP857658) is required before Shelburne (lot 5117 on Plan CP857658) can be transferred to a reserve for Environmental Purposes as proposed.

Native Title:

I have requested the advice of the Manager Parks Services in regard to native title responsibilities. It is my understanding that the revocation action will have no impact on Native Title.

Regulatory Impact Statement:

It is considered a regulatory impact statement is not required as there would not be appreciable costs imposed on the community.

It should be noted that the road is already constructed and providing access to the Communities north of the Jardine River.

Costs:

This action has been requested by NR&M and will be to the benefit of that agency and the Cook Shire Council. Costs to this Agency should be minimal or nil.

It should be noted that the road is already constructed and maintained by the Cook Shire Council, providing access to Cape York.

Attachments:

- District Manager and Director Northern Region endorsement. (Memo 17 November 2004)
- Letter from NRM&E 25 June 2004.
- Copy of District letter to Cape York Land Council.
- Copy of plan SP 137279 (4 pages)

Please contact me if you require further information.

sch4p4(6) Personal informati

WM Newport

Resource Management Officer
QPWS Cape York and Dry Tropics

Memorandum



Queensland Government
Queensland Parks and Wildlife Service
An entity of the
Environmental Protection Agency

Enquiries
Telephone
Your reference
Our reference

Matt Newport
(07) 4091 8118

Heathlands Resource Reserve

sch4p4(6) Pe

Approved to proceed
7/1/05
(1) CLIVE - FOR YOUR APPROVAL TO PROCEED.

17/11/2004

ENDORSED

sch4

6/1/05

(3) MATT NEWPORT

To: District Manager Cape York and Dry Tropics
From: Resource Management Officer Cape York and Dry Tropics
Subject: Proposed Road Opening – Bypass road southern section forming boundary between Heathlands Resource Reserve and Shelburne.

Recommendation:

It is recommended that the approval of the Regional Director be sought to commence revocation action of 2 small areas of Heathlands Resource Reserve (lot 3 on plan JD8) for the purpose of a dedicated road, as shown on plan SP 137279 attached.

The proposed revocation is required for adjustment of the road that was previously dedicated through lot 5117 on plan CP857658 to where it is actually located on the ground. The new alignment will utilise the road as the boundary between the Resource Reserve (lot 3 on plan JD8 and Shelburne (lot 5117 on plan CP857658). There are two small areas of the Heathlands resource Reserve that require revocation.

The new alignment will result in an additional area of Shelburne being available for inclusion in the Resource Reserve.

It is further recommended that this additional area be included in the Resource Reserve (lot 3 on plan JD8). This will result in a net gain to Heathlands Resource Reserve.

Background:

This proposal is in addition to the current proposal to revoke an area of approximately 260 ha of the Resource Reserve for the northern section of the By Pass Road. This revocation has been approved in principle by the Minister.

The realignment of the boundary between the Resource Reserve (lot 3 on plan JD8 and Shelburne (lot 5117 on plan CP857658) is required before Shelburne (lot 5117 on Plan CP857658) can be transferred to a reserve for Environmental Purposes as proposed.

Native Title:

I have requested the advice of the Manager Parks Services in regard to native title responsibilities. It is my understanding that the revocation action will have no impact on Native Title.

Regulatory Impact Statement:

It is considered a regulatory impact statement is not required as there would not be appreciable costs imposed on the community.

Costs:

This action has been requested by NR&M and will be to the benefit of that agency and the Cook Shire Council. Costs to this Agency should be minimal or nil.

It should be noted that the road is already constructed and maintained by the Cook Shire Council, providing access to Cape York.

Attachments:

- NR&M letter 25 June 2004.
- Copy of plan SP 137279 (4 pages).

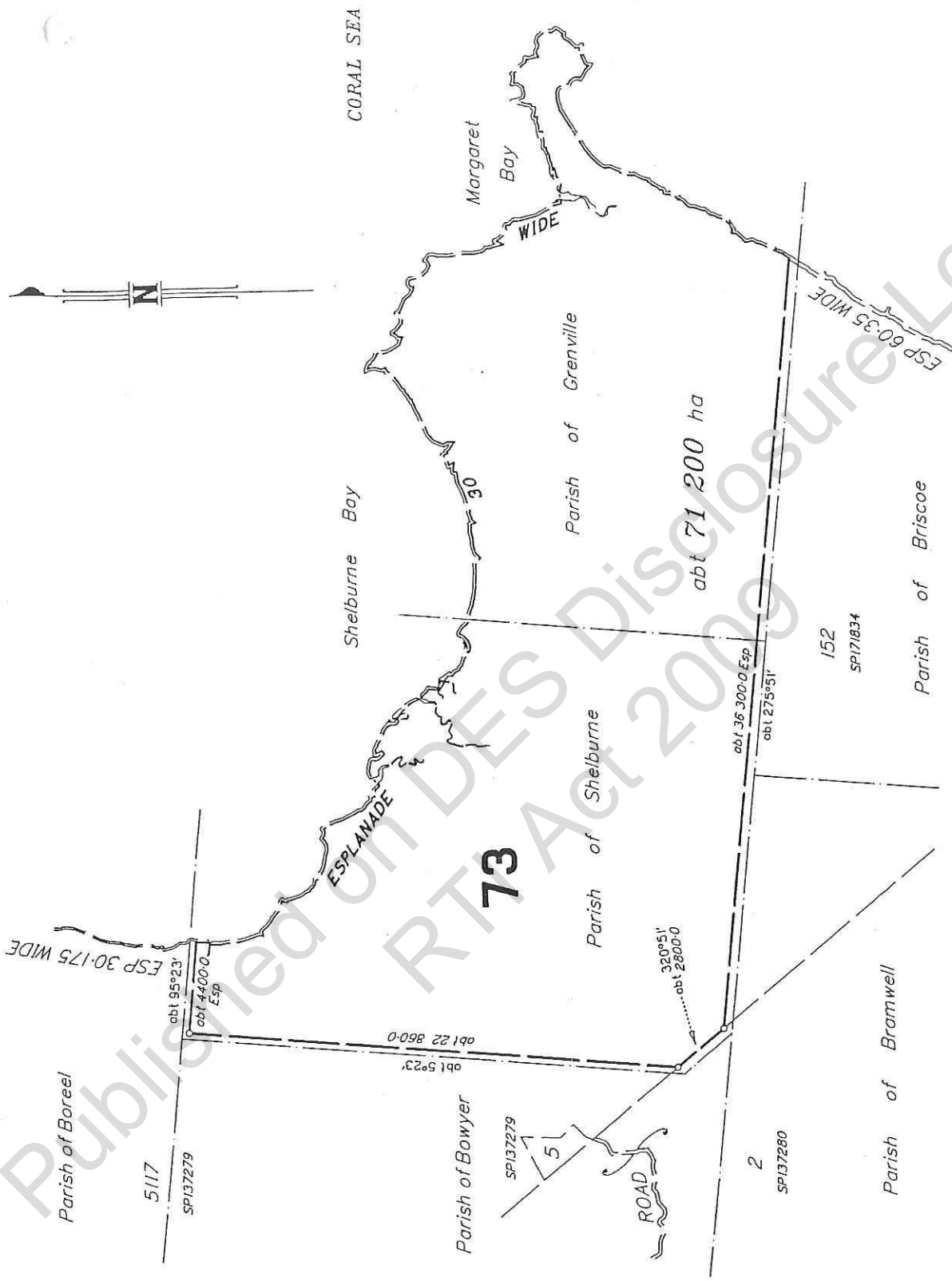
sch4p4(6) Personal information

WM Newport

Resource Management Officer

QPWS Cape York and Dry Tropics

Released



Lot 73 excludes all land
below high water mark

I, Leslie Clyde Fehlhaber, hereby certify that I have made this plan pursuant to Section 25 of the Surveyors Regulation 1992 and that the plan is accurate and compiled from plans OL343, DPI37279, SPI37280 and SPI61907, 1:100 000 Topographic maps Shelburne Bay, Cape Grenville and Temple Bay in the Department of Natural Resources, Mines and Energy

0 10 km 20 km 30 km State copyright reserved.	
Plan of Lot 73	
Cancelling Lot 73 on OL343	
PARISH: SHELBURNE & GRENVILLE COUNTY: Shelburne	
Meridian: AMG vide SPI37280	File A
F/N's: -	Plan Status: 38 of 62
Scale: 1:200 000	
Format: STANDARD	
SPI71835	

Licensed Surveyor 18-155 Date 25.3.2004

WARNING — PLAN MAY BE ROLLED — A FOLDED OR MUTILATED PLAN WILL NOT BE ACCEPTED

857658

PLAN MUST BE DRAWN WITHIN BLACK LINES

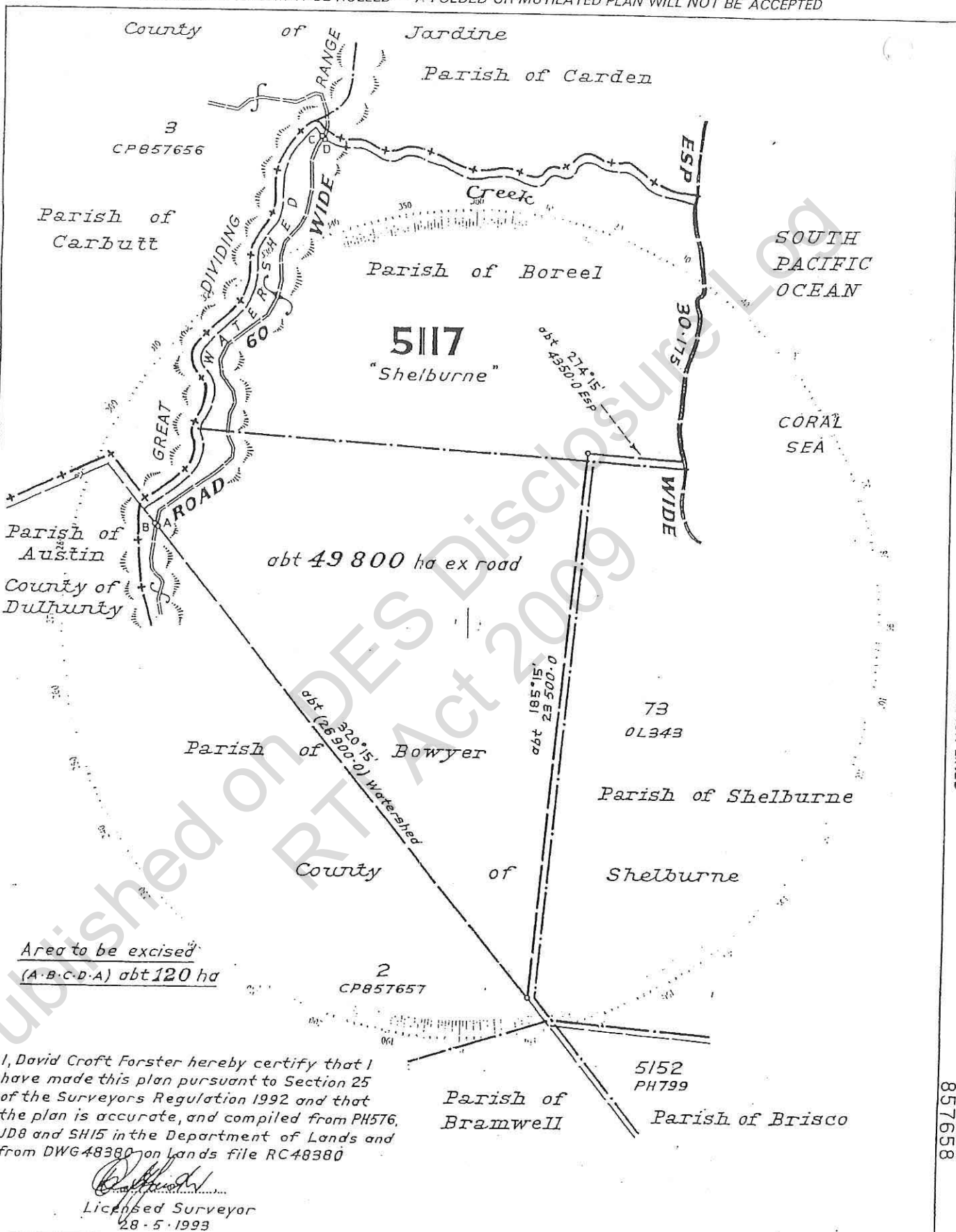
857658

001000

PLAN MUST BE DRAWN WITHIN BLACK LINES

857658

CISP



I, David Croft Forster hereby certify that I have made this plan pursuant to Section 25 of the Surveyors Regulation 1992 and that the plan is accurate, and compiled from PH576, JD8 and SH15 in the Department of Lands and from DWG48380 on Land's file RC48380

David Croft Forster
Licensed Surveyor
28-5-1993

herby certify that the Company have surveyed the land contained in this plan (either personally or by for whose work the Company accept responsibility), that the plan is accurate, that the said survey was performed in accordance with the Surveyors Act and the Surveyors Regulations and that the said survey was completed on

Licensed Surveyor/
Director
Director
Date

PLAN OF Lot 5117

Cancelling Lot 5117 on PH576

ORIGINAL Lot 5117 on PH576

MERIDIAN
AMG vide
SH15

MAP REF
SC54-15 & 16

SCALE
1:150 000

FILE REF
RC 48380
CNS 5737

SURVEY RECORDS DEPOSITED
ENDORSED
14/11/94
28/7/94

REGISTERING DIST
Brisbane

PARISH BOWYER & BOREEL
COUNTY Shelburne
LOCALITY Shelburne
LOCAL AUTHORITY Cook SC
LAND AGENTS/MINING DISTRICT Torres

MINING FIELD
CROWN PLAN 857658

0 1 2 3 4 5 6 7 8 9 10 cm CROWN COPYRIGHT RESERVED

THE INSTITUTION OF SURVEYORS AUSTRALIA (INCORPORATED) AND DIVISION BY AUTHORITY LICENCE NUMBER 07

Author: Phil Boulton
Our Ref: cns/
Your Ref:
Unit: Cape York Coordination Unit
Phone: 4039 8227



Queensland
Government

25 June 2004

Natural Resources, Mines
and Energy

The Director
North Region
Queensland Parks and Wildlife Service
PO Box 2066
CAIRNS QLD 4870

(i) MATT NEWPORT -
SEE OVER

Dear Sir

(1) AMANDA - PLS FILE THIS COPY ON
THE SHELBURNE CWS FILE
NOT SURE IF WE HAVE ONE

Shelburne Bay Aggregation – Proposed Interim Tenure Arrangement

I refer to previous correspondence regarding the proposal to create Reserves for Environmental Purposes over certain Cape York Peninsula State lands and make particular reference to the Shelburne Bay aggregation which was identified as being one of the areas which was to be treated in that way.

sch4p
47

As you are aware, circumstances surrounding the non-renewal of the former Shelburne Pastoral Holding lease have precluded any dealings with the aggregation, but as that matter has been settled, the way is now clear to proceed with the interim tenure arrangements.

I note that in your letter of 29 January 2004 you advised that the Environmental Protection Agency was prepared to accept trusteeship for the reserves. Confirmation is sought that your agency is still willing to accept that role.

Please note that the reserve will cover the area comprising the former Shelburne Pastoral Holding and Occupation Licence No 43/73, exclusive of the area surrounding the homestead that has been offered to Dallas Oswald Nixon as a Permit to Occupy under the *Land Act 1994*.

Plans SP137279 and SP171835 have been prepared to define the reserve and copies are enclosed for your information.

However, plan SP137279 caters for adjustment of the road that has previously been incorrectly dedicated through lot 5117 on plan CP857658 (copy also enclosed) to where it is actually located on the ground. As the boundary of the Heathlands Resource Reserve in this locality is presently defined as the watershed (shown by the broken line on page 2 of SP137279), and as it is suggested that for clarity of definition, the road should form the boundary of the Resource Reserve, there are areas that will need to be included in and excluded from the reserve.

Dept of Natural Resources &
Mines
Cape York Coordination Unit
L2 William McCormack Place
5b Sheridan St PO Box 937
Cairns Qld 4870
Telephone + 4039 8227
Facsimile + 4031 2984
Website www.dnr.qld.gov.au

If you are willing to accept that the reserve boundary should coincide with the western boundary of the road, your co-operation is sought in arranging for amendment of the Resource Reserve to accommodate dedication of the road as shown on SP137279.

It should be noted that plan SP137279 can only be used for the creation of the proposed Reserve for Environmental Purposes following the above referred to adjustment to the Resource Reserve.

Yours sincerely

sch4p4(6) Personal infor

Phil Boulton

Senior Land Officer

MATT

PHIL BOULT WOULD LIKE US TO ADVISE
HOW LONG APPROX. IT WILL TAKE FOR
APWS TO PUSH THROUGH THIS ADJUSTMENT.
CAN YOU DISCUSS WITH TIM ELLIS &
GIVE PHIL BOULT A CALL TO DISCUSS.

sch4p

2/7/04

Enquires M Newport
Telephone 4091 8118
Your reference
Our reference Heathlands Resource Reserve

COPY

21 January 2005

Cape York Land Council
Attn: Kate Galloway
PO Box 2496
CAIRNS 4870

Dear Kate

Re Road Passing Through Heathlands Resource Reserve – By Pass Road

I refer to my previous letter dated 29 June 2004 regarding the Queensland Parks and Wildlife Service (QPWS) initial support for the proposed dedication of a section of the “by pass” road passing through the Heathlands Resource Reserve.

This support has now been extended to the realignment of the southern section of the “by pass” road in its present location between the Resource Reserve and Shelburne. This action will result in an adjustment of the existing boundaries of both the Heathlands Resource Reserve and Shelburne, which you would be aware is also now a reserve for environmental purposes under the Land Act, with EPA as trustee

In providing the initial support for the opening of a 60 metre dedicated road on the present alignment, as shown on the attached map (SP137279), the QPWS will consider all values of the area, including environmental and cultural. It should be noted that the road is existing, and accordingly the adjustments are administrative only.

Please note this is not a formal notification, however this Agency wishes to continue to work positively with the traditional owners to ensure their views are considered.

If you would like to discuss this matter in more detail or have any requests, please feel free to contact Mr Matt Newport on 4091 8118 at any time.

sch4p4(6) Personal inform

Mark Peacock

District Manager

QPWS Cape York and Dry Tropics

Peter Starkey

From: Matt Newport

Sent: Wednesday, 29 March 2006 5:26 PM

To: Peter Starkey

Subject: FW: Heathlands

Peter

See attached from Buzz Symonds

Can you give me an update on the Heathlands by pass road and proposed revocation for road reserve.

Matt

Published on DES Disclosure Log
RTI Act 2009

Peter Starkey

From: Buzz Symonds
Sent: Wednesday, 29 March 2006 4:54 PM
To: Matt Newport (E-mail)
Subject: Heathlands
Matt

What is the current status of the northern bypass road through Heathlands (Cape Billy corner to Sailor Creek). I recall that we supported revocation of a couple of hundred hectares for the road dedication. Has this been done?

Buzz

Buzz Symonds
A/Director
Cape York Unit
Environmental Protection Agency
Ground Floor, 5B Sheridan Street
P.O. Box 2066
CAIRNS 4870

Tel: (07) 40466769 Mob: [sch4p4\(6\) Perso](tel:0740466769) Fax: (07) 40466768
E-mail: [buzz.symonds @epa.qld.gov.au](mailto:buzz.symonds@epa.qld.gov.au)

Peter Starkey

From: Peter Starkey
Sent: Friday, 9 June 2006 4:48 PM
To: Matt Newport
Subject: RE: Heathlands Road Revocation

Hi Matt,

In response to your email, I attempted this week to prepare the Ministerial Briefing Note for approval to proceed with the proposal for the additional areas that need to be revoked for the road between Heathlands Resources Reserve & Lot 5117.

I have struck a slight snag though. Before I can go any further, I will need the draft plan SP137300 which replaces Lot 3 on JD8.

The plan SP137279 you sent to me only refers to Lot 5117 and can not be used to describe the area being excised from Lot 3 on JD8.

I will be contacting Les Fehlhaber at NRMW to ask him to forward this draft plan to me.

Regards

Peter Starkey

-----Original Message-----

From: Matt Newport [mailto:matt.newport@epa.qld.gov.au]

Sent: Friday, 2 June 2006 9:15 AM

To: 'Peter Starkey'

Subject: FW: Heathlands

Peter

Can you give us an update to the current position for the revocations for the bypass road through Heathlands RR

Not urgent

Matt Newport

Peter Starkey

From: Peter Starkey [peter.starkey@epa.qld.gov.au]
Sent: Tuesday, 31 October 2006 9:21 AM
To: Fehlhaber Les
Subject: RE: Lot 3 on SP137300, Parish of Carbutt

Hi Les,

Please advise if there any progress on the completion of the plan SP137300.

Regards

Peter Starkey

> -----Original Message-----

> From: Fehlhaber Les [mailto:Les.Fehlhaber@nrm.qld.gov.au]
> Sent: Monday, 28 August 2006 5:23 PM
> To: Peter Starkey
> Subject: RE: Lot 3 on SP137300, Parish of Carbutt

>
>

> Peter,

>

> I was out at Heathlands surveying the road requirements from
> Heathlands. These are not complete at this stage as further
> work will be done in October. The plans will not be
> available until after that date.

>

> Les

>

> -----Original Message-----

> From: Peter Starkey [mailto:peter.starkey@epa.qld.gov.au]
> Sent: Friday, 9 June 2006 5:28 PM
> To: Fehlhaber Les
> Subject: Lot 3 on SP137300, Parish of Carbutt

>
>

> Hi Les,

>

> I understand that a new plan has been prepared to replace Lot
> 3 on plan JD8 which currently describes Heathlands Resources Reserve.

>

> As I am attempting to start the ball rolling to revoke the
> road reserves from Heathlands, would it be possible to email
> a copy of this draft to me please?

>

> Regards

>

> Peter Starkey
> Project Officer
> Planning Integration & Biodiversity Branch
> Planning Division
> Environmental Protection Agency

>

> Ph: (07) 3227 6257
> Fax: (07) 3227 7237
> E-mail: peter.starkey@epa.qld.gov.au

>

> Visit us online at www.epa.qld.gov.au

>

>

>

>

>

>

Disclaimer

>

> This e-mail, including attachments if any, has originated

Peter Starkey

From: Fehlhaber Les [Les.Fehlhaber@nrm.qld.gov.au]
Sent: Monday, 12 March 2007 10:51 AM
To: Peter Starkey
Subject: RE: Lot 3 on SP137300, Parish of Carbutt

Peter,

No we have not Peter. This has been complicated with the clearing a fair amount of "new" road alignments following us doing the survey work.
I will have to talk with Buzz as to what we are going to do now.

I am away for the next week and will get back to you.

Les

-----Original Message-----

From: Peter Starkey [mailto:Peter.Starkey@epa.qld.gov.au]
Sent: Friday, 9 March 2007 4:56 PM
To: Fehlhaber Les
Subject: RE: Lot 3 on SP137300, Parish of Carbutt

Hi Les,

I refer to your previous advice that further survey work was required to complete plan for the Heathlands Resources Reserve.

Is the plan SP137300 ready yet?

Regards

Peter Starkey

-----Original Message-----

From: Peter Starkey
Sent: Tuesday, 31 October 2006 9:21 AM
To: Fehlhaber Les
Subject: RE: Lot 3 on SP137300, Parish of Carbutt

Hi Les,

Please advise if there any progress on the completion of the plan SP137300.

Regards

Peter Starkey

> -----Original Message-----

> From: Fehlhaber Les [mailto:Les.Fehlhaber@nrm.qld.gov.au]
> Sent: Monday, 28 August 2006 5:23 PM
> To: Peter Starkey
> Subject: RE: Lot 3 on SP137300, Parish of Carbutt

> Peter,

> I was out at Heathlands surveying the road requirements from
> Heathlands. These are not complete at this stage as further work will

> be done in October. The plans will not be available until after that
> date.

> Les

Peter Starkey

From: Bradley Athol [Athol.Bradley@nrw.qld.gov.au]
Sent: Monday, 23 April 2007 1:54 PM
To: Peter Starkey
Subject: Balance of L5117 CP857658
Attachments: SmartMap.pdf

Peter,
There is a small strip of USL being balance of L5117 CP857658 which remains after being partially cancelled by L5117 SP137279 (environmental reserve). See attached map.

Could you please advise/confirm that the balance of L5117 CP857658 is going to be added to the adjoining Heathlands Resource Reserve being L3 JD8 ?

Regards, Athol

Search Date: 23/04/2007 13:40 Title Reference: 47022728 Date Created: 30/09/2006

OWNER THE STATE OF QUEENSLAND (REPRESENTED BY THE DEPARTMENT OF NATURAL RESOURCES AND WATER)

ESTATE Estate in Unallocated State Land

LOT 5117 CROWN PLAN 857658 Local Government: COOK SHIRE

Athol Bradley
A/Senior Land Officer, Land Management & Use
Telephone 07 4039 8458 **Fax** 07 4051 0851
Email: athol.bradley@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
Level 3 William McCormack Building
5b Sheridan Street, Cairns Qld 4870
PO Box 937, Cairns Q 4870

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Peter Starkey

From: Peter Starkey
Sent: Monday, 30 April 2007 6:14 PM
To: 'Bradley Athol'
Cc: Buzz Symonds
Subject: RE: Balance of L5117 CP857658

Hi Athol,

I last contacted Les Fehlhaber in March 2007 regarding this matter.

The current plan for Heathlands Resource Reserve is Lot 3 on plan JD8. The plan for Lot 5117 on SP137279 shows the adjoining land to the east as Lot 3 on SP137300.

Les Fehlhaber advised me on 12 March that SP137300 had not yet been finalised.

My understanding is that these remnant areas of Lot 5117 on CP857658 are proposed to be included in Lot 3 on SP137300 anyway.

You may wish to check this with Les Fehlhaber.

Regards

Peter Starkey

From: Bradley Athol [mailto:Athol.Bradley@nrw.qld.gov.au]
Sent: Monday, 23 April 2007 1:54 PM
To: Peter Starkey
Subject: Balance of L5117 CP857658

Peter,
There is a small strip of USL being balance of L5117 CP857658 which remains after being partially cancelled by L5117 SP137279 (environmental reserve). See attached map.

Could you please advise/confirm that the balance of L5117 CP857658 is going to be added to the adjoining Heathlands Resource Reserve being L3 JD8 ?

Regards, Athol

Search Date: 23/04/2007 13:40 Title Reference: 47022728 Date Created: 30/09/2006

OWNER THE STATE OF QUEENSLAND (REPRESENTED BY THE DEPARTMENT OF NATURAL RESOURCES AND WATER)

ESTATE Estate in Unallocated State Land

LOT 5117 CROWN PLAN 857658 Local Government: COOK SHIRE

Athol Bradley
A/Senior Land Officer, Land Management & Use
Telephone 07 4039 8458 **Fax** 07 4051 0851
Email: athol.bradley@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
Level 3 William McCormack Building

Peter Starkey

From: Peter Starkey
Sent: Wednesday, 20 June 2007 2:56 PM
To: Mark Peacock
Subject: RE: revocation part resources reserve Lot 3 JD 8

Mark,

Thanks for this.

On 23 April 2007, Athol Bradley of NRW contacted me about a small strip of land that he stated had become available when the new plan SP137279 was drawn to show the new road configuration. I referred him to Les Fehlhaber regarding the as yet unfinished plan SP137300 for Heathlands Resources Reserve which is shown adjoining Lot 5117 on SP137279.

Regards

Peter Starkey

From: Mark Peacock
Sent: Wednesday, 20 June 2007 1:00 PM
To: Buzz Symonds; Peter Starkey
Subject: FW: revocation part resources reserve Lot 3 JD 8

For your interest.

From: Mark Peacock
Sent: Wednesday, 20 June 2007 12:57 PM
To: 'Mlynarik Nathalie'
Subject: RE: revocation part resources reserve Lot 3 JD 8

Nathalie,

The revocation action has not yet occurred. This is perhaps a good thing given Cyril, Phil Boulton and I had a meeting with Main Roads late last week. Main Roads (through Cook Shire Council) have proposed a re-alignment of the bypass road to achieve a 100km/hr standard. I expect NR&W will receive a written submission along these lines from CSC in the near future.

Please let me know if you require any additional information.

Cheers
 Mark

From: Mlynarik Nathalie [mailto:Nathalie.Mlynarik@nrw.qld.gov.au]
Sent: Tuesday, 19 June 2007 4:42 PM
To: Kathy Ewbank
Subject: revocation part resources reserve Lot 3 JD 8

We have a letter on file (dated 25 June 2004) that indicates that your agency was going to revoke part of the Heathlands resources reserve to allow a road opening action to take place. The area is shown as Lot a on CNS drawing 00/047, attached.

The matter was with Matt Newport who has since left your agency I understand.

Can you advise whether this action has taken place, or what the current status is at all.

Nathalie Mlynarik

Senior Lands Officer, Cape York Tenure Resolution Task Force
Telephone: 07 4039 8466 **Facsimile:** 07 4046 6768
Email: nathalie.mlynarik@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
5b Sheridan Street, Cairns Q 4870
PO Box 937, Cairns Q 4870

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Published on DES Disclosure Log
RTI Act 2009

 Peter Starkey

From: Peter Starkey
Sent: Tuesday, 20 May 2008 5:24 PM
To: Georgianna Fien
Subject: Heathlands Road matters
Attachments: Heathlands Roads.pdf; Minister's Approval.pdf

Hi Georgianna,

Attached is an email I received from Athol Bradley on 23 April 2007 about the reconfiguration of the road/boundary between Heathlands Resources Reserve and Lot 5117 on SP137279.

I have also attached a copy of the plan SP137279 with the area required to be revoked from Heathlands Resources Reserve shaded yellow and also a copy of Drawing CNS00/047 which I think describes the road Main Roads asked you about.

On plan SP137379, the adjoining area to the north west is described as Lot 3 on SP137300, not Lot 3 on plan JD8 which is the current description of Heathlands Resources Reserve.

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When SP137300 is finalised and shows the areas required to be revoked from Heathlands for inclusion into Lot 5117 as shown in yellow on SP137279, I will then be able to seek Ministerial approval in principle to proceed with revocation of those areas.

I have also attached a copy of the Minister's Briefing Note on which Minister Mickel approved in principle that the road described on CNS00/047 could be proceed to be revoked.

Please let me know if the Minister's approval in principle takes care of your initial query.

Regards

Peter Starkey
Senior Project Officer, Tenure Actions Branch

Phone No. 3225 1605

ater Starkey

From: Bradley Athol [Athol.Bradley@nrw.qld.gov.au]
Sent: Monday, 23 April 2007 1:54 PM
To: Peter Starkey
Subject: Balance of L5117 CP857658
Attachments: SmartMap.pdf

Peter,
 There is a small strip of USL being balance of L5117 CP857658 which remains after being partially cancelled by L5117 SP137279 (environmental reserve). See attached map.

Could you please advise/confirm that the balance of L5117 CP857658 is going to be added to the adjoining Heathlands Resource Reserve being L3 JD8 ?

Regards, Athol

Search Date: 23/04/2007 13:40 Title Reference: 47022728 Date Created: 30/09/2006

OWNER THE STATE OF QUEENSLAND (REPRESENTED BY THE DEPARTMENT OF NATURAL RESOURCES AND WATER)

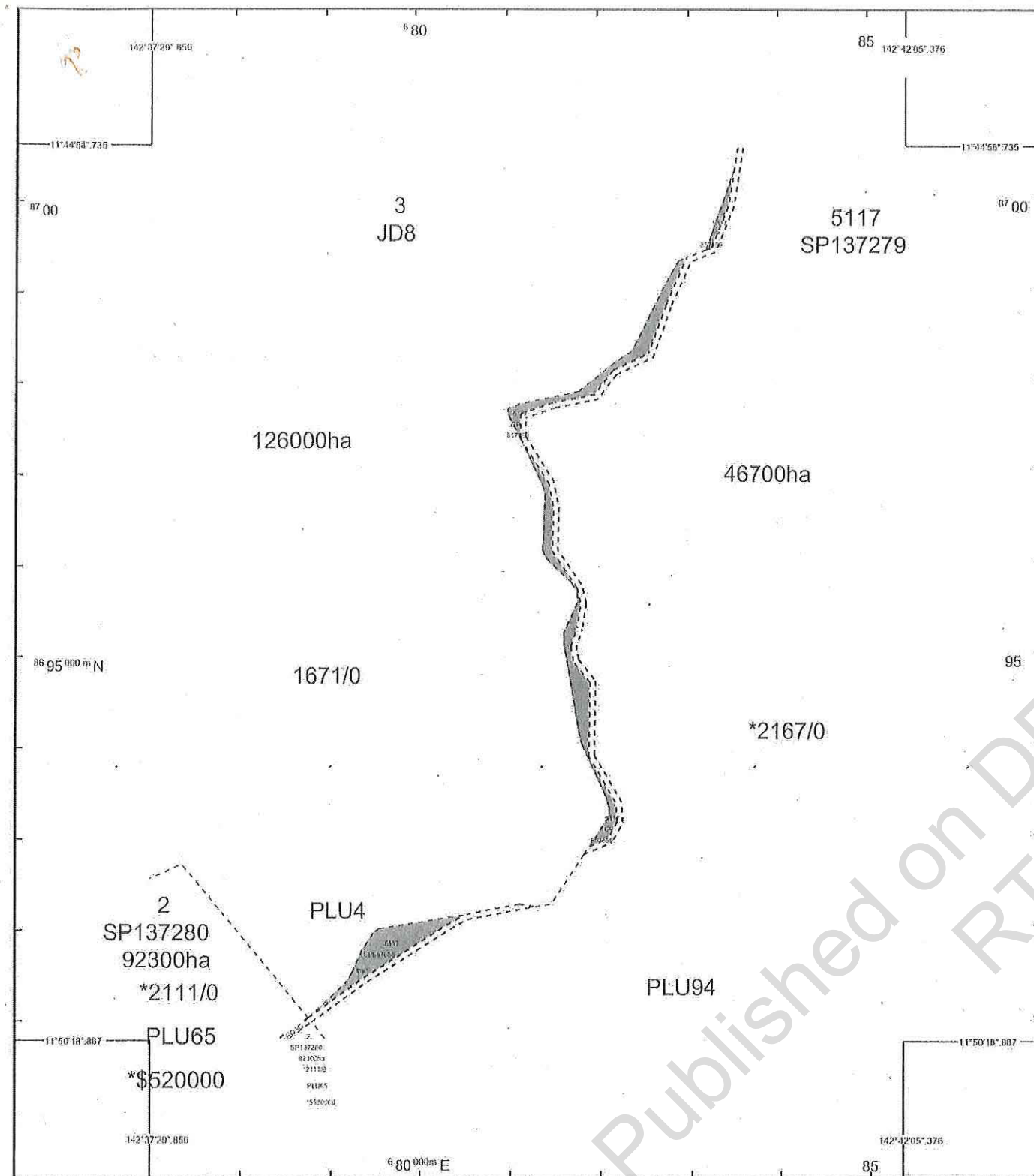
ESTATE Estate in Unallocated State Land

LOT 5117 CROWN PLAN 857658 Local Government: COOK SHIRE

Athol Bradley
 A/Senior Land Officer, Land Management & Use
Telephone 07 4039 8458 **Fax** 07 4051 0851
Email: athol.bradley@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
 Level 3 William McCormack Building
 5b Sheridan Street, Cairns Qld 4870
 PO Box 937, Cairns Q 4870

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STANDARD MAP NUMBER
7474-31424

MAP WINDOW POSITION R
NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDB	No Lot/Plan Selected.
Lot/Plan	No Lot/Plan Selected.
Area/Volume	No Lot/Plan Selected.
Tenure	No Lot/Plan Selected.
QVAS	
Walk Thru Road	No Lot/Plan Selected.
Current Valuation	No Lot/Plan Selected.
Primary LU Code	No Lot/Plan Selected.

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 23/04/2007
For additional information regarding this SmartMap see page 2.

DCDB: 20/04/2007 (Lots with an area less than 4,000ha are not shown)
QVAS: 23/01/2007.

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SmartMap

An Internet Product of
SmartMap Information Services

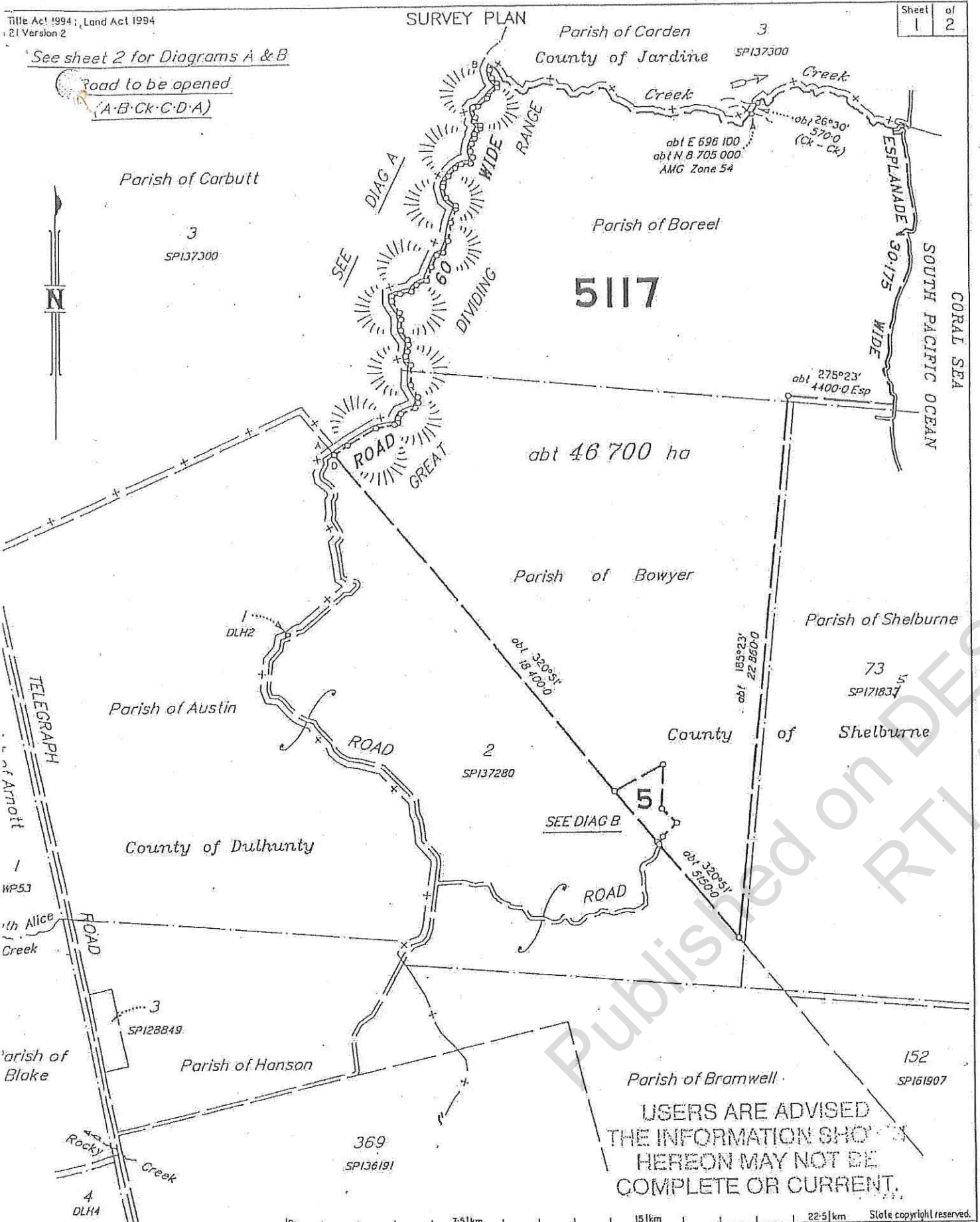
Based upon an extraction from the
Digital Cadastral Data Base



Queensland
Government
Natural Resources
and Water
(c) The State of Queensland,
Natural Resources and Water, 2007.

See sheet 2 for Diagrams A & B

Road to be opened
(A-B-Ck-C-D-A)

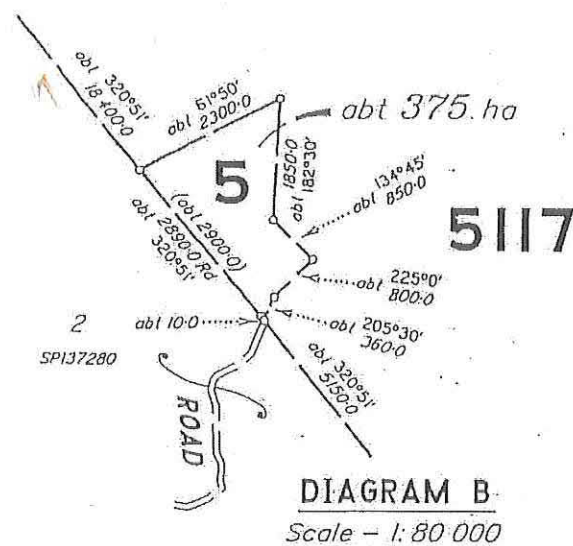
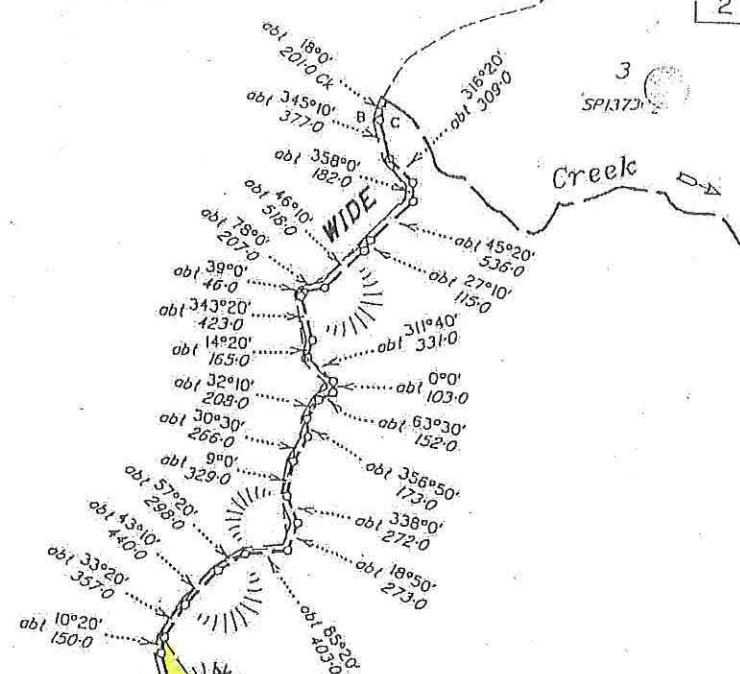


Leslie Clyde Fehlhaber, hereby certify that I have made this plan pursuant to Section 25 of the Surveyors Regulation 1992 and that the plan is accurate and compiled from SPI37280, 1576, file OL 73, GPS sketch on file CNS/7499 and Iron Range Satellite image in the Department of Natural Resources, Mines and Energy and Shelburne Bay 1:100 000 topographical map.

Licensed Surveyor 18-155 Date 13/4/2004

Plan of Lots 5 & 5117		Scale: 1:150 000
Cancelling Lot 5117 on CP857658 and part of USL (being closed road)		Format: STANDARD
PARISH: BOREEL & BOWYER COUNTY: Shelburne		SPI37279
Meridian: AMG vide SPI20090 F/N's: -		Plan Status:

USERS ARE ADVISED
THE INFORMATION SHOWN
HEREON MAY NOT BE
COMPLETE OR CURRENT.



USERS ARE ADVISED
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HEREON MAY NOT BE
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Road to be opened
(A-B-Ck-C-D-A)

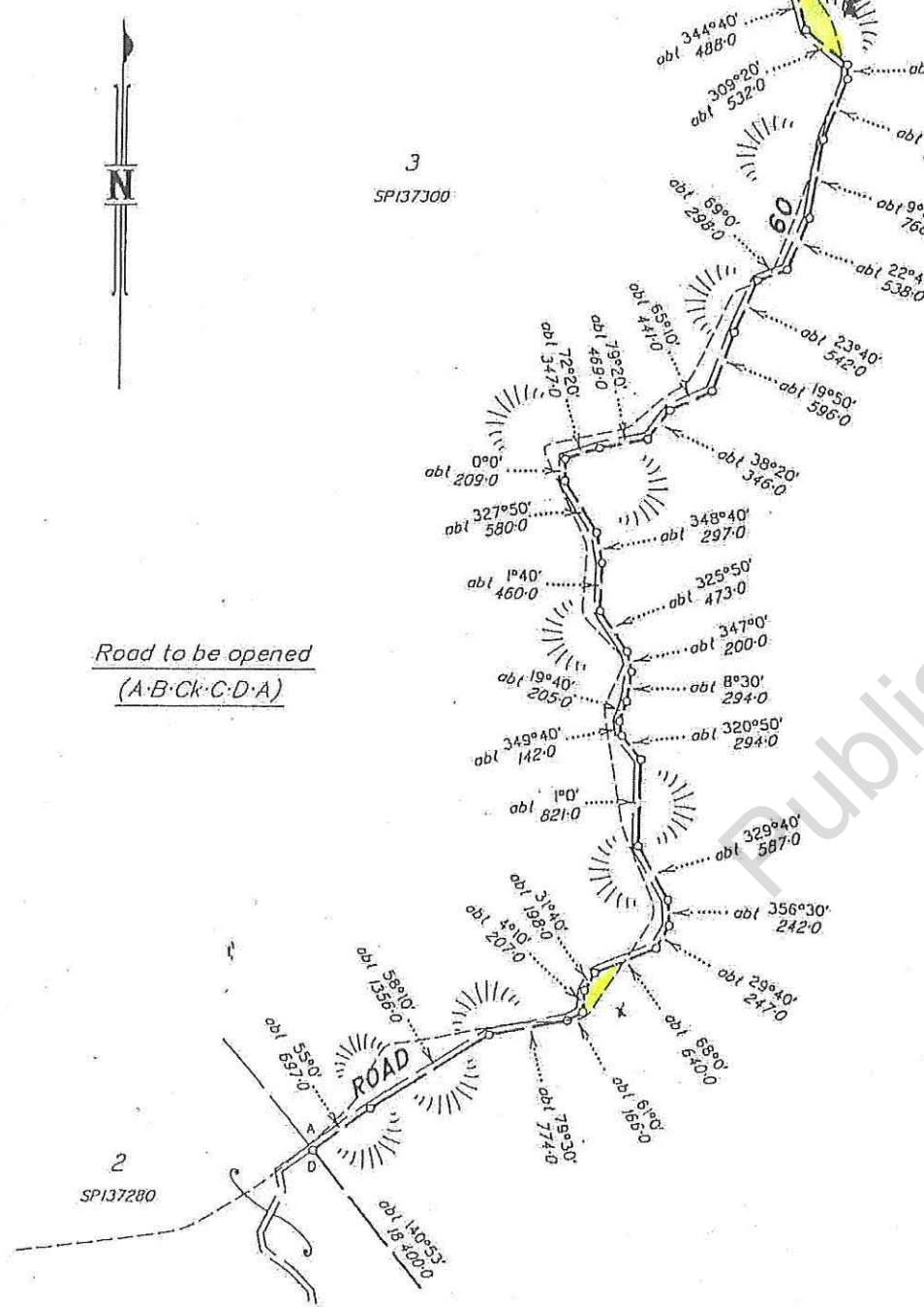


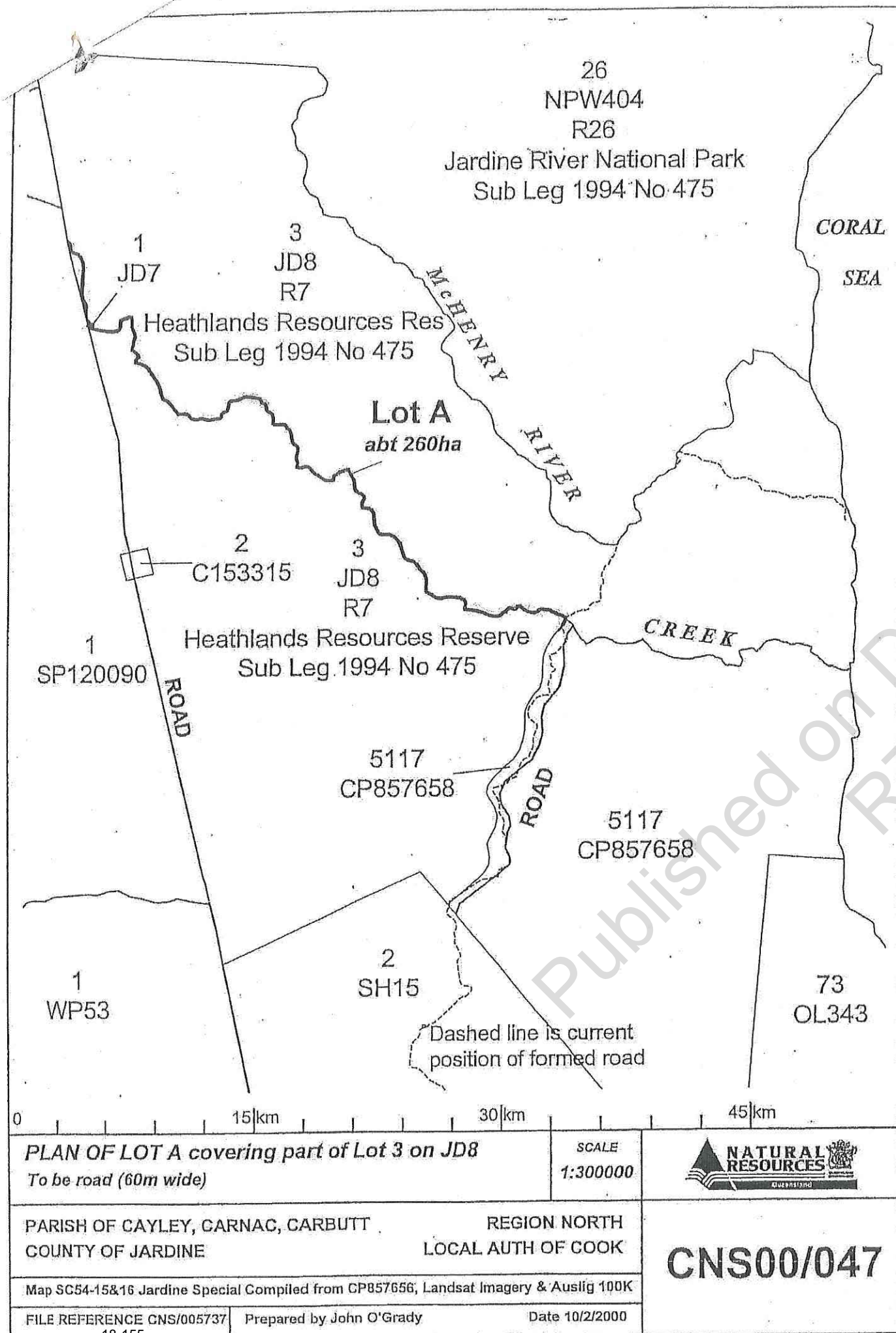
DIAGRAM A
Scale - 1:50 000

State copyright reserved.
Insert
Plan
Number
SPI37279

Scale - 1:50 000

0 18-155 2.5 km 5 km 7.5 km

File A



B/04/00590

ENVIRONMENTAL PROTECTION AGENCY
GENERAL BRIEFING NOTE NOT REQUESTED

TO THE HONOURABLE THE MINISTER
SUBJECT Proposed revocation from Heathlands Resources Reserve

Noted/Approved	06 AUG 2004
Minister	<i>John Michael</i>
Date	18 08 2004

RECOMMENDATION

It is recommended that the Minister **approve** in principle the revocation of about 260 ha from Heathlands Resources Reserve to enable the existing track to be dedicated as a public road. The area proposed to be excised is highlighted pink on the attached plan.

Minister's comments

sch4 5-b-06

BACKGROUND

Heathlands Resources Reserve is situated on Cape York Peninsula and is managed by this Agency in conjunction with the Jardine River National Park. Cook Shire Council and this Agency have been working in collaboration to formalise the many existing tracks on Cape York Peninsula so they can be opened as public roads.

KEY ISSUES

This action will formalise the existing track becoming a public road which will place the maintenance responsibility firmly with Cook Shire Council and remove the contingent liability which this Agency faces while the track is on the Resources Reserve tenure. As it is an existing track, no offset package is proposed in this particular instance. However, the ongoing project with Cook Shire Council will result in unconstructed roads within other protected areas on Cape York Peninsula being closed and added to the adjoining National Parks, which will result in an overall net gain for conservation as the outcome of the road rationalisation project.

Approval signature:sch4p4(6) Personal information....

Approved by: Olwyn Crimp, Executive Director

Division/Region: Planning

Date: 29/7/04

Telephone: 322 77798

Correspondence No: BNE 2004/10418

f:\tenure actions group\admin\manager\tim wp\briefing\revocation_heathlands rr.doc

Briefing Officer: Tim Ellis

sch4 21/7/04

Position: Manager, Tenure Actions Group

Telephone: 322 76198

File No: BNE21100-1

Track No:

 **Peter Starkey**

From: Georgianna Fien
Sent: Wednesday, 21 May 2008 9:04 AM
To: Peter Starkey
Subject: RE: Heathlands Road matters

Hi Peter

Thank you for this information. I think it covers the stretch of road between Shelburne and Heathlands RR. Does the file indicate whether, after it was approved by the Minister, it was signed by Governor in Council and became Road Reserve?

The stretch of road that we're now discussing with Main Roads is the next section, which heads north-east through Heathlands. It seems that this stretch is still Resources Reserve.

Regards

Georgianna Fien
Principal Project Officer
Cape York Unit, QP&W/EPA
PO Box 2066 Cairns QLD 4870
phone (07) 4046 6767
fax (07) 4046 6768
mob [sch4p4\(6\) Personal](#)
georgianna.fien@epa.qld.gov.au

From: Peter Starkey
Sent: Tuesday, 20 May 2008 5:24 PM
To: Georgianna Fien
Subject: Heathlands Road matters

Hi Georgianna,

Attached is an email I received from Athol Bradley on 23 April 2007 about the reconfiguration of the road/boundary between Heathlands Resources Reserve and Lot 5117 on SP137279.

I have also attached a copy of the plan SP137279 with the area required to be revoked from Heathlands Resources Reserve shaded yellow and also a copy of Drawing CNS00/047 which I think describes the road Main Roads asked you about.

On plan SP137379, the adjoining area to the north west is described as Lot 3 on SP137300, not Lot 3 on plan JD8 which is the current description of Heathlands Resources Reserve.

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Please let me know if the Minister's approval in principle takes care of your initial query.

Regards

Wednesday, 21 May 2008

File Note

I called Georgianna Fien to discuss her email of 21 May 2008.

Georgianna advised that in the second paragraph she should have referred to the road which is proposed to head **north west** through Heathlands. This is the road shown on the drawing CNS00/047.

I advised her that while Minister's approval in principle had been received for the road on Drawing CNS00/047, no further action had been taken to revoke this area from the resources reserve.

She explained that Main Roads wishes to build a high speed road through Heathlands Resources Reserve which would traverse an area of rain forest and this Agency has an issue with the speed proposed.

She also advised that Heathlands is proposed to be granted as freehold land to the traditional owners and that only the northern half will be managed as national park (Cape York Peninsula Aboriginal land). The boundary for the northern NP(CYPAL) area will be the proposed road.

Georgianna also advised that the boundary difference between Lot 5517 on SP137279 and the existing resources reserve will be resolved when the new tenures are sorted out as there would be no requirement to revoke under the Parliamentary procedure.

I advised her that no further action will be taken with this matter until they notify TAB.

sch4p4(6) Personal informa

Peter Starkey

Senior Project Officer, Tenure Actions Branch