

4 February 2000

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

Attention: Mr Michael Edmonds

Dear Sir

Proposed Road Opening and Landing Reserve - Ussher Point

I refer to your letter of 21 December 1999 and to the above proposed road opening and proposed Reserve for Landing purposes. Attached please find drawing CNS97/446 indicating the location of the proposed road opening and drawing CNS00/022 indicating the location of the proposed Reserve for Landing purposes.

It would be appreciated if Council would advise if these drawings indicate the exact location of the proposed road and proposed reserve before views are obtained from relevant authorities. Please advise if any changes are proposed so amendments can be made to the drawings.

Please contact me on the number below should you require further information. Please quote reference CNS/020032 in future correspondence.

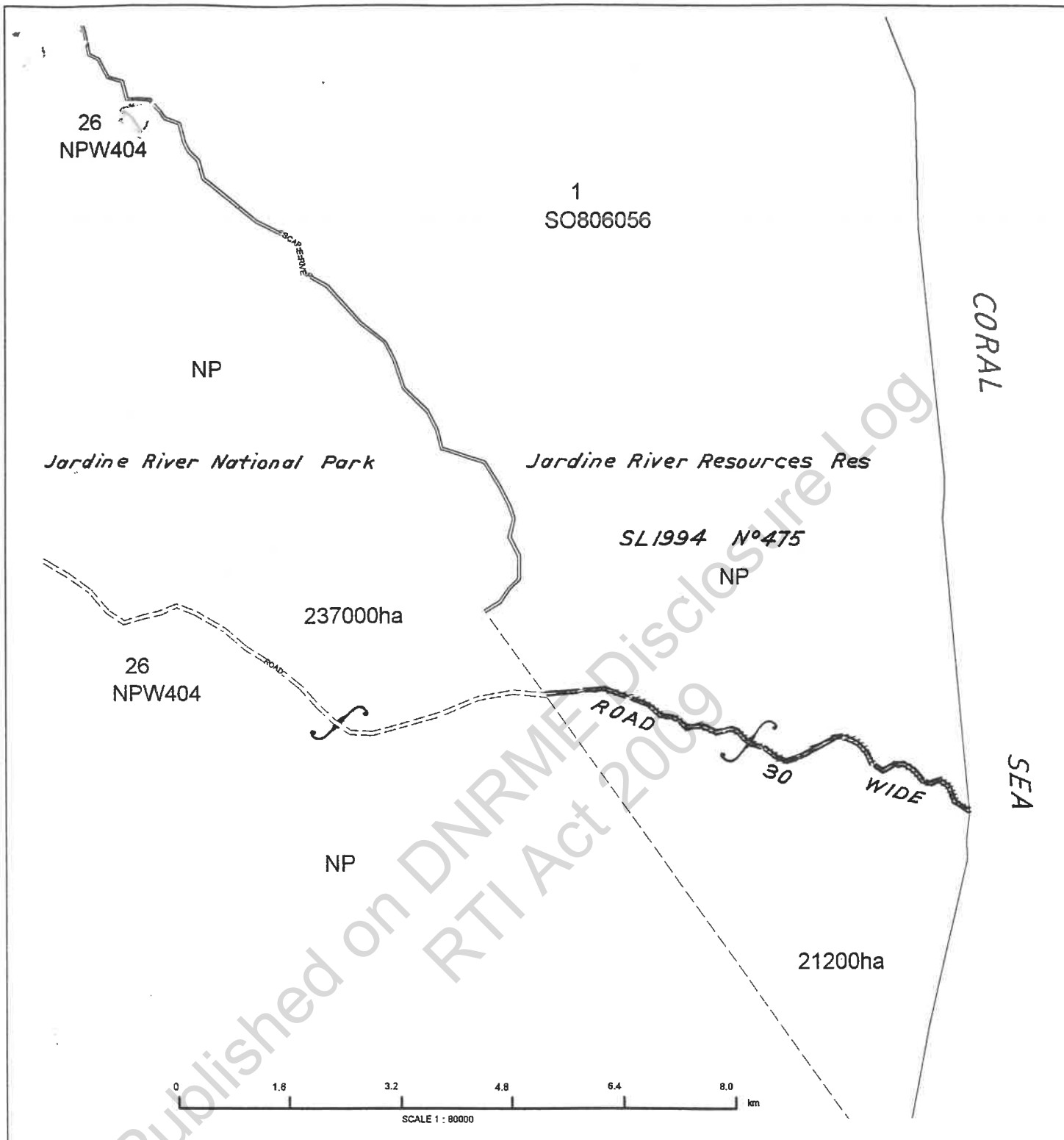
Yours sincerely

sch4p4(6) Per

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

Enquiries to: Cheryl Irwin ● Your Ref: 3/11; 9/8; 9/9 MJE:mjm [2/85/80] ● Our Ref: CNS/020032
Cairns Corporate Tower ● 15 Lake Street ● CAIRNS Q 4870
PO Box 937 ● CAIRNS Q 4870

Telephone: (07) 4052 3969 ● Facsimile: (07) 4051 0851 ● Freecall: 1800 067 615 ● Email: cheryl.irwin@dnr.qld.gov.au



PLAN OF ROAD TO BE OPENED



Locality **USSHER POINT**
 Parish of **SHADWELL**
 County of **SOMERSET**
 L.A.D. of **TORRES**
 Local Authority **COOK SC**
 Plan Ref. **SO806056**

Region **NORTH**
 District **FAR NORTH**
 Map Ref. **SC54-15 &16**
 Drawn **KR**
 Reference **CNS11330 20032**
 Date **11/12/1997**
 Scale **1:80 000**



Compiled from Orford Bay 1:100 000 Topographical Map

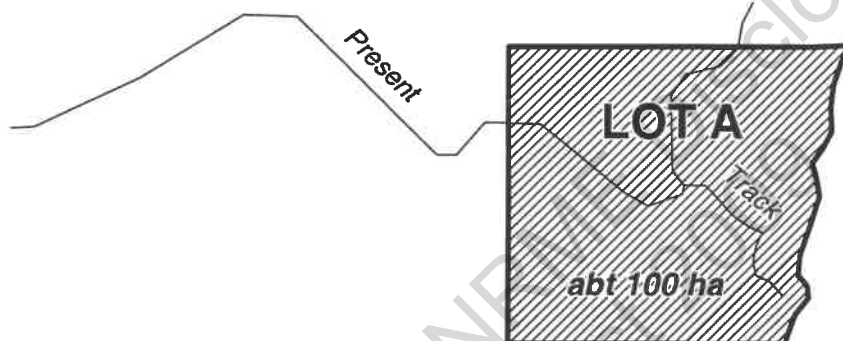
PLAN DWG CNS97/446

1
SO806056

Jardine River
Resources Reserve
SL1994 No 475

Ussher Point

**CORAL
SEA**



0 1 km 2 km 3 km

PLAN OF LOT A (Proposed Landing Reserve)
Cancelling part of Lot 1 on SO806056

SCALE
1:20 000



PARISH OF SHADWELL
COUNTY OF SOMERSET

REGION NORTH
LOCAL AUTH OF COOK SC

Map SC54-15 & 16 Compiled from sketch on file & Orford Bay Topo Map

FILE REFERENCE CNS/20032 Prepared by K Rogers Date 28/1/2000

CNS00/022

3 May 2000

Chairman
Beach Protection Authority
PO Box 155
BRISBANE ALBERT STREET Q 4002

Dear Sir

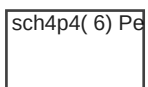
Proposed Road Opening and Reserve for Landing purposes within Reserve for Departmental and Official (Natural Resources) purposes R.134, being Lot 1 on S0806056, parish of Shadwell

The Cook Shire Council has made application to open as road that area indicated on Drawing CNS97/446 (copy attached) and to reserve for landing purposes that area as indicated on Drawing CNS00/022 (copy attached). The proposed road follows the alignment of the existing formed track currently in use. These areas are currently part of the above Reserve and are located within erosion prone area SC3469B.

Please advise whether your authority has any requirements in relation to the road opening and reservation as proposed to proceed. If there are any objections, please provide detail of same.

Please contact me on the number below should you require further information. Please quote reference CNS/020032 in future correspondence.

Yours sincerely

sch4p4(6) Pe


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

3 May 2000

Regional Service Director, Northern
Queensland Parks and Wildlife Service
PO Box 2066
CAIRNS Q 4870

Dear Sir

Proposed Road Opening and Reserve for Landing purposes within Reserve for Departmental and Official (Natural Resources) purposes R.134, being Lot 1 on SO806056, parish of Shadwell

The Cook Shire Council has made application to open as road that area indicated on Drawing CNS97/446 (copy attached) and to reserve for landing purposes that area as indicated on Drawing CNS00/022 (copy attached). The proposed road follows the alignment of the existing formed track currently in use. These areas are currently part of the above Reserve for which your agency is appointed as trustee.

Please advise whether your agency is prepared to consent to amending R.134 to allow the road opening and reservation as proposed to proceed. If there are any objections, please provide detail of same.

Please contact me on the number below should you require further information. Please quote reference CNS/020032 in future correspondence.

Yours sincerely

sch4p4(6) Person

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



3 May 2000

Regional Director
Department of Mines and Energy
PO Box 7576
CAIRNS Q 4870

Dear Sir

Proposed Road Opening and Reserve for Landing purposes within Reserve for Departmental and Official (Natural Resources) purposes R.134, being Lot 1 on SO806056, parish of Shadwell

The Cook Shire Council has made application to open as road that area indicated on Drawing CNS97/446 (copy attached) and to reserve for landing purposes that area as indicated on Drawing CNS00/022 (copy attached). The proposed road follows the alignment of the existing formed track currently in use. These areas are currently part of the above Reserve for which your Department is appointed as trustee.

Please advise whether your Department is prepared to consent to amending R.134 to allow the road opening and reservation as proposed to proceed. If there are any objections, please provide detail of same.

Please contact me on the number below should you require further information. Please quote reference CNS/020032 in future correspondence.

Yours sincerely

sch4p4(6) Pe

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



COOK SHIRE COUNCIL

COUNCIL CHAMBERS

CHARLOTTE STREET

Address all correspondence to:
CHIEF EXECUTIVE OFFICER
P.O. BOX 3, COOKTOWN, QLD 4871

PHONE: (07) 4069 5444 or
(07) 4069 5335

FAX : (07) 4069 5423

EMAIL: cook@fastinternet.net.au

RESOLUTION Council Meeting 21/22 March, 2000
OUR REF. 3/80 [26228] MJE:mjm [2/85/80]
YOUR REF. CNS/20032
ENQUIRIES Michael Edmonds
DATE 22 March, 2000

The Manager
Department of Natural Resources
P O Box 937
CAIRNS QLD 4870

Attention: Cheryl Irwin

Dear Sir

RE: **PROPOSED ROAD OPENING AND LANDING RESERVE – USSHER POINT**

I acknowledge receipt of your letter dated 4 February, 2000, regarding the proposed road opening and landing reserve within Reserve for Departmental and Official (Natural Resource) Purposes R134, described as Lot 1 on Plan SO806056 Parish of Shadwell.

Please note that Council considered this matter at its 21/22 March, 2000 meeting and resolved to advise your Department that Drawing Nos CNS97/446 and CNS00/022 accurately reflect Council's desire for road opening and reserve at Ussher Point.

Yours faithfully

sch4p4(6) Personal informat

BRIAN LEDWIDGE
CHIEF EXECUTIVE OFFICER

File Ref:- *Cm/20032*
File Located:- *Cheryl*
(1) Senior Valuer
(2) Land Use/File
(3)
For your information/
attention/filing





Contact officer: Mrs S. Simmons

Your ref: CNS/020032

160 Ann Street, Brisbane
PO Box 155
BRISBANE ALBERT STREET
QUEENSLAND 4002
Telephone (07) 3227 8494
Facsimile (07) 3221 0768

Telephone: (07) 3227 6770

Our ref: 775076
(Please quote)

Department of Natural Resources
PO Box 937
CAIRNS QLD 4870
Attention: Cheryl Irwin

29 May 2000

PROPOSED ROAD OPENING AND RESERVE FOR LANDING PURPOSES
PARISH OF SHADWELL

Dear Sir

I refer to your letter of 3 May 2000 requesting the views and/or requirements of the Beach Protection Authority in relation to the proposed road opening and reserve for landing purposes within Reserve 134 near Ussher Point, Cook Shire.

The reserve lies partially within the designated erosion prone area as shown on the Plan SC 3469B. The width of the erosion prone area in this locality is 105 metres measured landward from the seaward toe of the frontal dune or to outcropping bedrock, whichever provides the smaller erosion prone area width.

The Authority's general policy concerning development in erosion prone areas is that development in such areas should be prevented and that where development already exists the level of development should not be permitted to increase.

The purpose of this policy is to allow, as far as possible, beaches to fluctuate naturally without the need for the construction of costly property protection works such as boulder walls which can be damaging to beaches. Further, by not allowing the existing level of development to increase in erosion prone areas, this policy also provides for the coastal management option of acquisition, at minimum cost, of such areas so that they can function as buffer zones in which beaches can fluctuate naturally.

In accordance with this policy, the Authority would recommend that neither the road nor the landing reserve extend into the erosion prone area. No objection is raised to that part of the road or reserve that lies outside the erosion prone area.

Yours faithfully

sch4p4(6) Personal information

R. Martin
Secretary
Beach Protection Authority



Irwin Cheryl

From: Irwin Cheryl
Sent: Monday, 5 June 2000 9:33
To: 'peter.hensler@env.qld.gov.au' x 23068
Subject: Ussher Point - proposed road and landing reserve

Peter

I refer to your telephone enquiry from Friday and advise that there is no esplanade adjoining Lot 1 on SO806056, being R.134, and there is no proposal for an esplanade adjoining the proposed Reserve for Landing purposes.

Please let me know if you require anything further.

Regards

Cheryl Irwin

Senior Land Officer
ATSILAB, Cairns
Ph:(07) 4052 3969
Fax: (07) 4051 0851

Published on DNRME Disclosure Log
RTI Act 2009



QUEENSLAND GOVERNMENT



Enquiries Peter Hensler

Telephone (07) 4052 3068

Your reference

Our reference

10-12 McLeod Street
PO Box 2066 • CAIRNS
QLD 4870 AUSTRALIA

Telephone (07) 4052 3092
Facsimile (07) 4052 3080

www.env.qld.gov.au

8 June 2000

Cheryl Irwin
Senior Land Officer (Coordination)
ATSI Land Acts Branch
State Land Asset Management
Department of Natural Resources
PO Box 937
CAIRNS QLD 4870



Dear Madam

**RE: PROPOSED ROAD OPENING AND THE ESTABLISHMENT OF A RESERVE FOR
LANDING PURPOSES WITHIN THE JARDINE RIVER RESOURCES RESERVE**

Your letter dated 3 May 2000 refers.

Our records indicate that Reserve for Departmental and Official (Natural Resources) Purposes R134, being Lot 1 on SO806056, Parish of Shadwell, no longer exists. It is now Jardine River Resources Reserve being Lot 1 on SO086056.

Noted.

As this area is a protected area under the *Nature Conservation (Protected Areas) Regulation 1994*, and without any justification the Queensland Parks and Wildlife Service is not prepared to seek Government approval to revoke the areas, nominated by the Cook Shire, from the Jardine River Resources Reserve.

Yours sincerely

sch4p4(6) Personal information

Peter Hensler
A/Regional Manager QPWS
Northern Region

PHL-00.34 KH



DEPARTMENT OF MINES AND ENERGY

OUR REF. 632/

YOUR REF. CNS/020032

CONTACT OFFICER: W Willmott

TELEPHONE: 07 3237 1592

E:MAIL: wwillmott@dme.qld.gov.au

FAX: 07 3237 0470

Queensland Minerals & Energy Centre, 61 Mary Street, Brisbane QLD 4000
G.P.O. Box 194, Brisbane QLD 4001

www.dme.qld.gov.au



QUEENSLAND
GOVERNMENT

16 June 2000

Cheryl Irwin
Senior Land Officer (Coordination)
ATSI Land Acts Branch
State Land Asset Management
Department of Natural Resources
PO Box 937
CAIRNS QLD 4870



Dear Ms Irwin

PROPOSED EXCISIONS FROM JARDINE RIVER RESOURCES RESERVE

I refer to your letter dated 3 May 2000 regarding this matter.

This area is no longer a Departmental and Official Purposes Reserve, being converted some years ago to a Resources Reserve under the *Nature Conservation Act 1994* with trustees as the Chief Executives of the Department of Mines and Energy and the Environmental Protection Agency.

For such reserves, there is an understanding that the Environmental Protection Agency exercises management over issues of conservation, recreation and general access, and the Department of Mines and Energy controls exploration and mining activities.

I have been informed that the Environmental Protection Agency opposes the present application at this stage without further justification being provided. As it is a matter involving general access and recreation, I advise under delegation from the Acting Director-General that the Department of Mines and Energy defers to the view of the Environmental Protection Agency, and also opposes the application at this stage.

Yours sincerely

sch4p4(6) Personal information

W F Willmott
A/Team Leader, Land Use and Native Title

29 June 2000

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

Attention: Michael Edmonds

Dear Sir

Proposed Road Opening and Reserve for Landing purposes – Ussher Point

I refer to your letter of 22 March 2000 concerning the above proposal within the Jardine River Resources Reserve, being Lot 1 on SO806056, parish of Shadwell.

Attached please find responses to the proposal from the Beach Protection Authority, QPWS and the Department of Mines and Energy. All Agencies have offered objection to the proposal and the matter is now referred back to Council for consideration and, if desired, further justification to the Agencies concerned.

This Department will take no further action until advice is received indicating the issue has been favourably resolved with the interested Agencies.

Please quote reference CNS/020032 in future correspondence. Please contact me on the number below should you have any enquiries.

Yours sincerely

sch4p4(6) P

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



COOK SHIRE COUNCIL

COUNCIL CHAMBERS

CHARLOTTE STREET

Address all correspondence to:

CHIEF EXECUTIVE OFFICER

P.O. BOX 3, COOKTOWN, QLD 4871

PHONE: (07) 4069 5444 or

(07) 4069 5335

FAX : (07) 4069 5423

EMAIL: cooksc@tpg.com.au

CYWFAP OFFICE: (07) 4069 5020

FAX: (07) 4069 6997

SURVEYOR: (07) 4069 5558 Fax/Ph

WORKSHOP: (07) 4069 5630 Fax/Ph

RESOLUTION

OUR REF.

YOUR REF.

ENQUIRIES

DATE

22-23 August 2000 Council Meeting

3/80 MJE:gcw [2/85/80]

CNS/20032

MICHAEL EDMONDS

24 August 2000

The Manager
Dept. of Natural Resources
PO Box 937
CAIRNS QLD 4870

Attention: Cheryl Irwin

RECEIVED
25 AUG 2000
DEPARTMENT OF
NATURAL RESOURCES
DISTRICT OFFICE
CAIRNS

Dear Sir

**RE: PROPOSED ROAD OPENING AND ESTABLISHMENT OF A RESERVE FOR
LANDING PURPOSES WITHIN JARDINE RIVER RESOURCES RESERVE**

I acknowledge receipt of your letter dated 29th June 2000 and attachments, regarding the above.

Please note that Council further considered this matter at its 22-23 August 2000 meeting when it resolved, inter alia, to modify Council's request to open a road and create a Landing Reserve within Lot 1 on Plan SO806056 Parish of Shadwell, such that the access road and Landing Reserve not intrude into the erosion prone area.

Attached hereto for your information are copies of my letters of even date to Queensland Parks and Wildlife Service, Dept of Mines and Energy, and the Beach Protection Authority.

I will keep you informed of progress.

Yours faithfully

sch4p4(6) Personal info

BRIAN LEDWIDGE
CHIEF EXECUTIVE OFFICER

Att. 3



COOK SHIRE COUNCIL

COUNCIL CHAMBERS

CHARLOTTE STREET

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RESOLUTION
OUR REF.
YOUR REF.
ENQUIRIES
DATE

22-23 August 2000 Council Meeting
3/80 MJE:gcw [2/85/80]
Nil
MICHAEL EDMONDS
24 August 2000

The Acting Regional Service Director
Qld Parks and Wildlife Service
Northern Region
PO Box 2066
CAIRNS QLD 4870

Dear Sir

**RE: PROPOSED ROAD OPENING AND ESTABLISHMENT OF A RESERVE FOR
LANDING PURPOSES WITHIN JARDINE RIVER RESOURCES RESERVE**

I refer to your letter dated 8 June 2000 addressed to the Department of Natural Resources, regarding the above.

Please note that Council considered this matter at its 22-23 August 2000 meeting when it resolved to advise your Service as follows:

- a. At present there is no legal access to the coast through Lot 1 on Plan SO806056 Parish of Shadwell.
- b. Council's public access position is as follows:
"That Council's attitude/intent regarding river/creek/beach access etc is to request/require legal public access wherever possible. Council intends to request/require esplanades/access roads plus adjacent reserves (landing, recreation, etc) wherever possible. Any Council request/application should be processed with the foregoing intent in mind."
- c. Council has resolved to modify its request to the Department of Natural Resources for road access and a Landing Reserve such that they do not intrude into the erosion prone area.
- d. Council suggests that this matter be discussed at the forthcoming meeting between QPWS/CSC/DNR.

Please reconsider the QPWS position in this matter.

Yours faithfully

BRIAN LEDWIDGE
CHIEF EXECUTIVE OFFICER

COPY



COOK SHIRE COUNCIL

COUNCIL CHAMBERS

CHARLOTTE STREET

Address all correspondence to:

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P.O. BOX 3, COOKTOWN, QLD 4871

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FAX : (07) 4069 5423
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RESOLUTION

OUR REF.

YOUR REF.

ENQUIRIES

DATE

22-23 August 2000 Council Meeting
3/80 MJE:gcw [2/85/80]
632/
MICHAEL EDMONDS
24 August 2000

The Acting Team Leader
Land Use and Native Title
Dept of Mines and Energy
GPO Box 194
BRISBANE QLD 4001

Dear Sir

**RE: PROPOSED ROAD OPENING AND ESTABLISHMENT OF A RESERVE FOR
LANDING PURPOSES WITHIN JARDINE RIVER RESOURCES RESERVE**

I refer to your letter dated 16 June 2000 addressed to the Department of Natural Resources, regarding the above.

Attached hereto for your information is a copy of my letter of even date to Queensland Parks and Wildlife Service.

Your comments in due course will be appreciated.

Yours faithfully

BRIAN LEDWIDGE
CHIEF EXECUTIVE OFFICER

Att. 1

COPY



COOK SHIRE COUNCIL

COUNCIL CHAMBERS

CHARLOTTE STREET

RESOLUTION
OUR REF.
YOUR REF.
ENQUIRIES
DATE

22-23 August 2000 Council Meeting
3/80 MJE:gcw [2/85/80]
775076
MICHAEL EDMONDS
24 August 2000

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WORKSHOP: (07) 4069 5630 Fax/Ph

The Secretary
Beach Protection Authority
PO Box 155
BRISBANE ALBERT STREET QLD 4002

Attn: Mrs S Simmons

Dear Sir

**RE: PROPOSED ROAD OPENING AND ESTABLISHMENT OF A RESERVE FOR
LANDING PURPOSES WITHIN JARDINE RIVER RESOURCES RESERVE**

I refer to your letter dated 29th May 2000 addressed to the Department of Natural Resources, regarding the above.

Please note that Council further considered this matter at its 22-23 August 2000 meeting when it resolved, interalia, to modify Council's request to open a road and create a Landing Reserve within Lot 1 on Plan SO806056 Parish of Shadwell, such that the access road and Landing Reserve not intrude into the erosion prone area.

Confirmation that your Authority raises no objection to the amended proposal, is requested.

Yours faithfully

BRIAN LEDWIDGE
CHIEF EXECUTIVE OFFICER

COPY

LAND TENURE INVESTIGATION REPORT

FILE REFERENCE CNS 20032

REQUEST BY CHERYL

PARISH SHADWELL

REQUEST DATE 27-1-00

COUNTY SOMERSET

LOCAL AUTHORITY COOK S.C

TOWN / CITY _____

APPLICANT COOK SC

APPLICATION Lease / Road / AP Plan / Expiry - Conversion (Other) (circle one)

DETAILS LANDING RESERVE

AREA (m² / Ha) ABT 100 ha

SUBJECT TENURE ~~FREEHOLD~~
~~LEASEHOLD~~
☒ GAZETTED RESERVE

~~ROAD~~
~~UNALLOCATED STATE LAND~~
~~STATE LAND~~
☒ OTHER NATIONAL PARK

DESCRIBED AS LOT A ON DWG CNS 00/022 BEING PART OF
LOT 1 ON SO 806056 (BEING JARDINE RIVER
RESOURCE RES)

ACCESS YES (NO) REF _____

AUTHORITIES (Within / Abuts / Relevant)

Department of Transport

Division of Main Roads ~~WAR~~

District _____

Reference _____

Division of Harbours & Ports ~~WAR~~

Division of Railways ~~WAR~~

Environmental Protection Agency

Queensland Parks & Wildlife Service WAR

Beach Protection Authority - Brisbane WAR

Plan Reference SC 3469 B

Coastal, Wetlands & Waterways ~~WAR~~

Great Barrier Reef Marine Park ~~WAR~~

Department of Primary Industries - Fisheries ~~WAR~~

State Development - Industrial Estate ~~WAR~~

Trinity Inlet Management Plan (FYI only) ~~WAR~~

Wet Tropics Management Authority (WHA) ~~WAR~~

*Must request views from:
EPA, DOT, DPI & DNR Planning*

Department Mines & Energy ~~WAR~~

Department of Natural Resources

Resource Management ~~WAR~~

Planning ~~WAR~~

ATSILAB ~~WAR~~

Stock Route Management Unit ~~WAR~~

Property Services ~~WAR~~

Native Title ~~WAR~~

Claim No. _____

Bicentennial National Trail ~~WAR~~

Other DECLARED SUB ARTESIAN AREA - COOK WAR

PREVIOUS REFERENCES _____

GENERAL REMARKS _____

SURVEY

Is subject area surveyed? ~~YES~~ (NO)

Plan _____

EXPIRY/CONVERSION Present Plan and Description suitable for issue of Deed / Lease _____

? YES (NO)

COMMENTS PLAN REQ'D FOR ISSUE OF RESERVE

LTI REFERENCE

DRAWING CNS 00/022

INITIALS KR

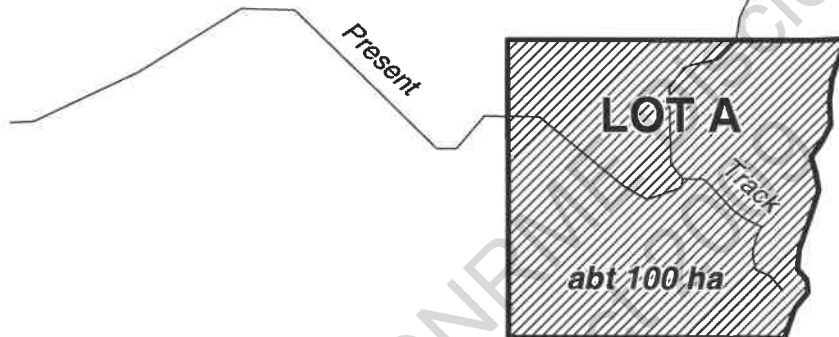
DATE 28.1.00

1
SO806056

Jardine River
Resources Reserve
SL1994 No 475

Ussher Point

**CORAL
SEA**



0 1 km 2 km 3 km

PLAN OF LOT A (Proposed Landing Reserve)
Cancelling part of Lot 1 on SO806056

SCALE
1:20 000



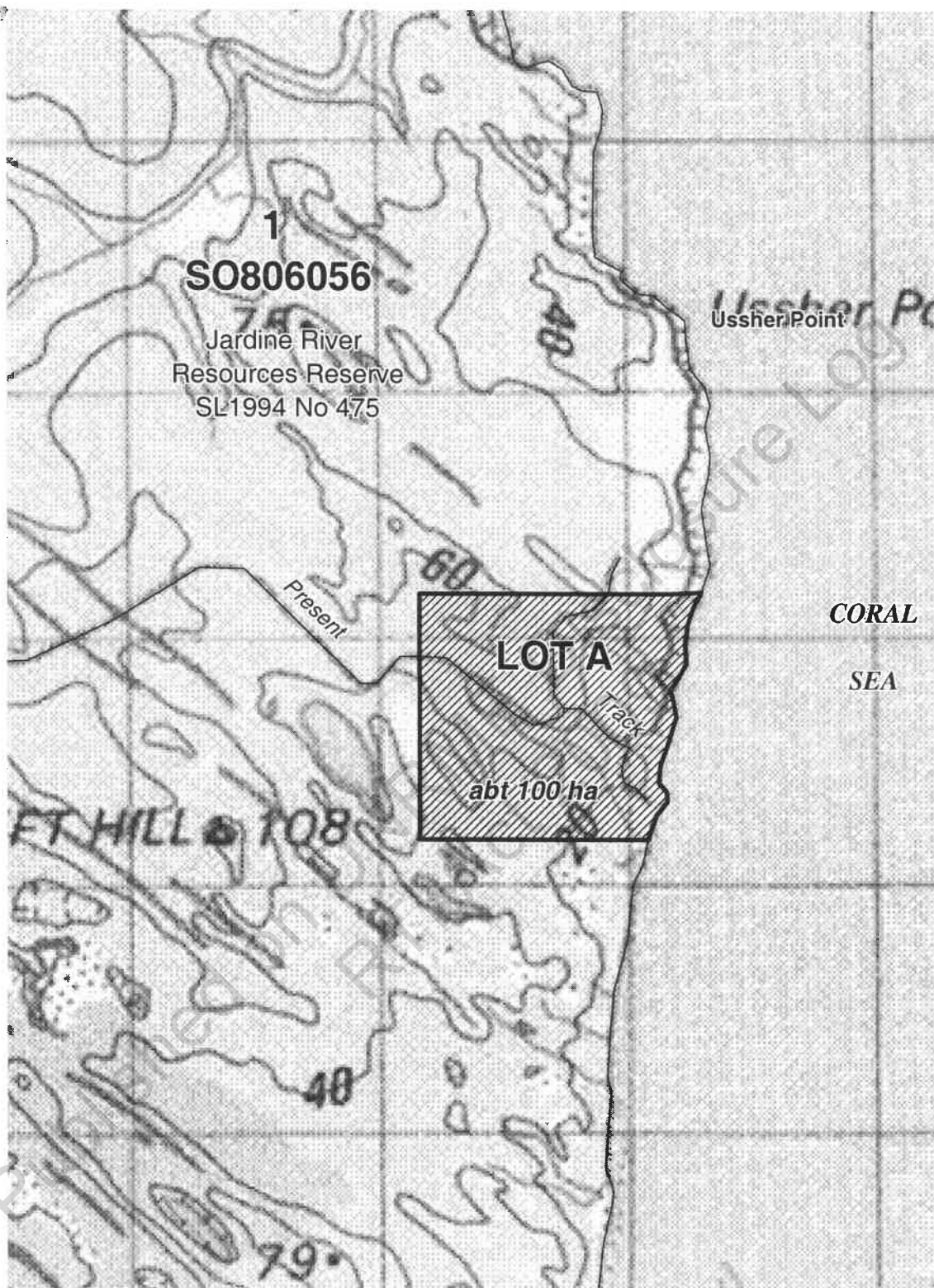
PARISH OF SHADWELL
COUNTY OF SOMERSET

REGION NORTH
LOCAL AUTH OF COOK SC

Map SC54-15 & 16 Compiled from sketch on file & Orford Bay Topo Map

FILE REFERENCE CNS/20032 Prepared by K Rogers Date 28/1/2000

CNS00/022



0 1 km 2 km 3 km

PLAN OF LOT A (Proposed Landing Reserve)
Cancelling part of Lot 1 on SO806056

SCALE
1:20 000



PARISH OF SHADWELL
COUNTY OF SOMERSET

REGION NORTH
LOCAL AUTH OF COOK SC

Map SC54-15 & 16 Compiled from sketch on file & Orford Bay Topo Map

FILE REFERENCE CNS/20032 Prepared by K Rogers Date 28/1/2000

CNS00/022