



28 April 2020

Planning Officer: Carl Ewin  
Direct Telephone: (07) 4086 4656  
Our Reference: MCU/20/0007  
Your Reference: 20-526

The Product Makers (Australia) Pty Ltd  
C/- Urban Sync  
PO Box 2970  
CAIRNS QLD 4870

Attn: Matt Ingram

Dear Sir,

## Confirmation Notice

### *Planning Act 2016*

Council acknowledges receipt of your application, which was properly made on 23 April 2020.

This Confirmation Notice has been prepared in accordance with the Development Assessment Rules and contains information relevant to the processing and assessment of the application. The following details are confirmed:

#### APPLICATION DETAILS

Application No:	MCU/20/0007
Proposal:	Application for a Development Permit for Material Change of Use - Special Industry and Environmentally Relevant Activities (ERA's 7, 8 & 28)
Street Address:	3276 & 3278 Mulligan Highway, Mount Molloy
Real Property Description:	Lots 2 & 3 on SP298325
Planning Scheme:	Mareeba Shire Council Planning Scheme 2016

#### TYPE OF DEVELOPMENT

The application seeks development approval for:

- Material Change of Use - Special Industry and Environmentally Relevant Activities (ERA's 7, 8 & 28)

#### SUPERSEDED PLANNING SCHEME

Is the application for development under the Superseded Planning Scheme? No

**CODE ASSESSMENT**

Will Code Assessment be required? No

**IMPACT ASSESSMENT**

Will Impact Assessment be required? Yes

**PUBLIC NOTIFICATION DETAILS**

Is Public Notification Required? Yes

**REFERRAL AGENCIES**

Based on the information accompanying the lodged application, referral is required to the following referral agencies -

<b>Material change of use of premises near a State transport corridor or that is a future State transport corridor</b>		
<p>Development application for a material change of use, other than an excluded material change of use, that is assessable development under a local categorising instrument, if all or part of the premises—</p> <p>(a) are within 25m of a State transport corridor; or</p> <p>(b) are a future State transport corridor; or</p> <p>(c) are—</p> <p>(i) adjacent to a road that intersects with a State-controlled road; and</p> <p>(ii) within 100m of the intersection</p>	<p>Schedule 10, Part 9, Division 4, Subdivision 2, Table 4</p>	<p>State Assessment &amp; Referral Agency (SARA)                      Department of State Development, Manufacturing, Infrastructure and Planning                      PO Box 2358                      Cairns Qld 4870</p> <p><a href="mailto:CairnsSARA@dsdmip.qld.gov.au">CairnsSARA@dsdmip.qld.gov.au</a></p>
<b>Material change of use that is assessable development under a local categorising instrument (clearing native vegetation)</b>		
<p>Development application for a material change of use that is assessable development under a local categorising instrument and relates to a lot that is 5ha or larger, if—</p> <p>(a) the application—</p> <p>(i) is for a preliminary approval that includes a variation request; and</p> <p>(ii) relates to a lot that contains native vegetation shown on the regulated vegetation management map as a category A area or category B area; and</p> <p>(iii) is for a material change of use, other than a non-referable material change of use; or</p> <p>(b) the application is not stated in</p>	<p>Schedule 10, Part 3, Division 4, Table 3</p>	<p>State Assessment &amp; Referral Agency (SARA)                      Department of State Development, Manufacturing, Infrastructure and Planning                      PO Box 2358                      Cairns Qld 4870</p> <p><a href="mailto:CairnsSARA@dsdmip.qld.gov.au">CairnsSARA@dsdmip.qld.gov.au</a></p>

<p>paragraph (a) and all of the following apply—</p> <p>(i) the material change of use does not involve prescribed clearing;</p> <p>(ii) accepted operational work may be carried out because of the material change of use, or the material change of use involves operational work that is assessable development under section 5;</p> <p>(iii) the accepted operational work or assessable operational work includes development other than the clearing of regulated regrowth vegetation on freehold land, indigenous land, land the subject of an occupation licence under the Land Act, or land the subject of a lease given under the Land Act for agriculture or grazing purposes</p>		
<b>Material change of use of premises near a substation site of subject to an easement</b>		
<p>Development application for a material change of use that is assessable development under a local categorising instrument and does not relate to reconfiguring a lot, if—</p> <p>(a) all or part of the premises are within 100m of a substation site; or</p> <p>(b) both of the following apply—</p> <p>(i) all or part of the premises are subject to an easement for the benefit of a distribution entity, or transmission entity, under the Electricity Act;</p> <p>(ii) the easement is for a transmission grid or supply network</p>	<p>Schedule 10, Part 9, Division 2, Table 2</p>	<p>Town Planning Ergon Energy PO Box 264 Fortitude Valley Qld 4006</p> <p><a href="mailto:townplanning@ergon.com.au">townplanning@ergon.com.au</a></p> <p><b>Note: Referral agency may give advice only.</b></p>
<b>Non-devolved environmentally relevant activity</b>		
<p>Development application for a material change of use that is assessable development under section 8, if—</p> <p>(a) the environmentally relevant activity the subject of the application has not been devolved to a local government under the Environmental Protection Regulation; and</p> <p>(b) the chief executive is not the prescribed assessment manager for the application</p>	<p>Schedule 10, Part 5, Division 4, Table 2</p>	<p>State Assessment &amp; Referral Agency (SARA) Department of State Development, Manufacturing, Infrastructure and Planning PO Box 2358 Cairns Qld 4870</p> <p><a href="mailto:CairnsSARA@dsdmip.qld.gov.au">CairnsSARA@dsdmip.qld.gov.au</a></p>

In accordance with section 54(1) of the Planning Act, the applicant is required to give a copy of the application to a referral agency within 10 days, or a further period as agreed between the applicant and the assessment manager, starting the day after the confirmation notice is issued.

**INFORMATION REQUEST**

Has the applicant advised on the approved form that the applicant does not agree to accept an Information Request? No

A further Information Request **may be** made by the assessment manager.

Should the assessment manager not make an Information Request within the timeframes specified in the Development Assessment Rules, the applicant can proceed to the next part of the development assessment process.

**PROJECT TEAM**

The contact details of the project team for your application are provided below. Your primary point of contact for any general enquires regarding this application is the project manager.

**Project Manager (Planning)**

**Carl Ewin (Planning Officer)**

**(07) 4086 4656**

**OTHER DETAILS**

You can follow the progress of this application online at [www.msc.qld.gov.au](http://www.msc.qld.gov.au).

Should you have any further queries in relation to the above, please do not hesitate to contact Council's Planning Officer on the above number.

Yours faithfully



**BRIAN MILLARD  
SENIOR PLANNER**