



The Hon. Cameron Dick MP
Treasurer
Minister for Infrastructure and Planning

Our ref: MBN20/875
Your Ref: URP-SCH

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Mr Peter Franks
Chief Executive Officer
Mareeba Shire Council
PO Box 154
MAREEBA QLD 4880

Email: peter@msc.qld.gov.au

Dear Mr Franks

I refer to my letter of 14 June 2020 advising of my intention to exercise my powers under section 26 of the *Planning Act 2016* (the Planning Act) to require the Mareeba Shire Council (the council) to take action to amend the *Mareeba Shire Planning Scheme 2016* (the planning scheme) to protect the proposed Nullinga Dam site (the proposed site).

Thank you for the response of 18 June 2020, advising that the council supports my intention to make the direction and for the planning scheme amendments to be completed by March 2021. I understand that the council will amend the planning scheme using the process outlined under section 20 (major amendment) of the Planning Act, as you have already taken steps to amend the planning scheme via this pathway. I am advised that the council can complete the planning scheme amendment by March 2021 using this process and that the draft planning scheme amendment has already been substantially drafted.

I have considered the council's submission and give notice that I am exercising my powers under section 26 of the Planning Act to direct the council to take action to amend the planning scheme, as identified in the Ministerial Direction enclosed with this letter, to protect the proposed site.

In making my decision to exercise my powers, I have had regard to the facts and circumstances identified in my notice of 14 June 2020, the council's response to my notice and the briefing note provided to me by the Planning Group in Queensland Treasury.

Officers from my department are available to support the council to prepare the planning scheme amendment.

If you have any questions about my advice to you, please contact my office on (07) 3719 7200 or email treasurer@ministerial.qld.gov.au.

Yours sincerely

CAMERON DICK MP
Treasurer
Minister for Infrastructure and Planning

06 / 07 / 2020

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**MINISTERIAL DIRECTION TO THE MAREEBA SHIRE COUNCIL UNDER SECTION 26
OF THE *PLANNING ACT 2016***

I direct, in accordance with section 26 of the *Planning Act 2016* (the Planning Act), the Mareeba Shire Council (the council) to amend the *Mareeba Shire Council Planning Scheme* (the planning scheme) as follows:

- in accordance with the process prescribed by section 20 of the Planning Act
- to protect the proposed Nullinga Dam site from activities that may:
 - physically impact the structure/geology of the land
 - increase buildings and infrastructure within the area
 - affect water quality.

The council must have made the amendment by March 2021.

Dated this 6th day of July 2020



CAMERON DICK MP

Treasurer

Minister for Infrastructure and Planning