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29 November 2005

RECEIVED

- 1 DEC 2005

Director-General

Director-General
Department of Planning
GPO Box 39
SYDNEY NSW 2001

Originally sent by email to david.kitto@dpnr.nsw.gov.au

Dear Sir/Madam

Re: Proposed Cudgen Lakes Sand Extraction Project

We are formally writing in accordance with Section 75E of the *Environmental Planning and Assessment Act 1979* to apply for planning approval for the above project. This request supersedes our earlier request dated 13 October 2005 given the Department has since provided an Application Form for Part 3A Projects and guidance on its expectations for Project Description Reports. It is noted that all information supplied with our written application dated 13 October remains applicable. I have attached for the Department's action:

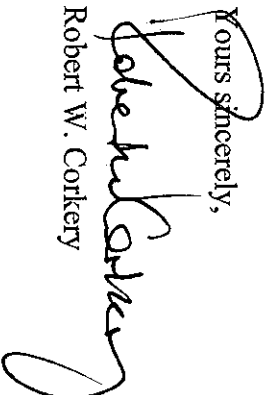
- (i) a completed Application Form with pdf signature; and
- (ii) a Project Description Report.

The original signed copy of the Application Form is being mailed directly to you.

For your information, the land within the Project Site is owned by Gales Projects Pty Ltd (formerly Kareena Developments Pty Limited) and associated company, Gales Holdings Pty Limited and Tweed Shire Council (ie. the land within the road reserves beneath which the proposed pipelines would pass). I have also attached for the Department's records a copy of the correspondence to Tweed Shire Council informing Council of the Company's application for a Planning Approval and outlining our intentions to seek Council's consent to lodge the application.

Should you require any further information about the proposed Project, please do not hesitate to contact either Scott Hollamby or myself. Likewise, given the recently introduced procedures etc. for Part 3A Projects, we would also appreciate feedback on the adequacy of the documentation supplied. We look forward to receiving the environmental assessment requirements from the Department in the near future.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Robert W. Corkery', written over the typed name.

Robert W. Corkery

Encls: Application Form
Project Description Report
Correspondence to Tweed Shire Council

Copy: Gales Projects Pty Ltd

Major Projects application



NSW GOVERNMENT
Department of Planning

Date received: 1/12/05

Project Application No. 05_0103

1. Before you lodge

This form is required to apply for the approval of the Minister to carry out a Project to which Part 3A of the *Environmental Planning and Assessment Act, 1979* (the Act) applies.

Before lodging this application, it is recommended that you first consult with the Department of Planning (the Department) concerning your Project.

Please be aware that you may need to conduct a Planning Focus Meeting before lodging this application involving the Department, relevant agencies, Council or other groups identified by the Department. If you are required to conduct a Planning Focus Meeting, you will need to provide details and outcomes arising from the meeting.

To ensure that your application is accepted as being duly made, you must

- complete ALL parts of this form, and
- submit all relevant information required by this form.

All applications must be lodged with the Director-General, by courier or mail.

Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39, SYDNEY NSW 2001
DX 10181 Sydney Stock Exchange
t: 02 9228 6111
f: 02 9228 6455

2. Details of the proponent

Company/organisation/agency		ABN	
Gales Projects Pty Ltd		75 093 540 080	
☐ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other			
First name	Family name		
STREET ADDRESS			
Unit/street no.	Street name		
20	Ginahgulia Road		
Suburb or town	State	Postcode	
BELLEVUE HILL	NSW	2023	
POSTAL ADDRESS (or mark 'as above')			
As above			
Suburb or town	State	Postcode	
Daytime telephone	Fax	Mobile	
02 9327 2481	02 9387 8230	0414 322 455	
Email			
segals@galesgroup.com.au			

3. Identify the land you propose to develop

STREET ADDRESS

Unit/street no.

Street or property name

Crescent Street

Suburb, town or locality

Postcode

Local government area

CUDGEN

NSW

TWEED

REAL PROPERTY DESCRIPTION

OR: detailed description of land attached: ☒

The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the Major Project applies to more than one piece of land, please use a comma to distinguish between each real property description.

Where the Major Project is subject to Clause 8F of the *Environmental Planning and Assessment Regulation 2000* and in lieu of completing the above, a description or detailed plan of the land affected must be included with the documents required with Part 4 below.

4. Proposed Major Project – Description and other Requirements

Provide a brief title for your Project that includes all significant components. If the application relates to only part of a Project, include a clear title that describes the relevant part.

Extraction of sand for filling purposes and construction (limited processing).
Partial backfill of the void with VENM to create areas suitable for a wetland and surrounding parklands.

Is the application related only to a part of a Project? ☐ Yes ☒ No

You are also required to provide a Project Description Report and address any matters required by the Director-General in accordance with 75E of the Act. Failure to do so may lead to your application being rejected.

Is a Project Description attached:

Hard copy:

☒ Yes ☐ No

Electronic version:

☒ Yes ☐ No

(NB: An electronic copy is required as all applications must be provided on the Department's website. You should contact the Department on the correct electronic format).

Is the Project Description Report consistent with the requirements of any Guideline produced by the Department (including any draft)? ☐ Yes ☐ No (Not Yet Available)

Does the Project Description Report include additional matters required by the Director-General, such as evidence of a Planning Focus Meeting and consultation? ☒ Yes ☐ No

CONCEPT APPROVAL

If you are applying for a concept approval, the Department's *Concept Approval Guideline* should be consulted and the matters identified therein must be addressed as part of your application.

Does the Project Description Report submitted address the relevant guidelines for Concept Approvals? ☐ Yes ☒ No

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed Major Project. This should be expressed as a proportion of full time jobs over a full year.

Construction jobs (full-time equivalent)

5

Operational jobs (full-time equivalent)

10 (plus truck drivers)

5. Approvals from state agencies

Does the proposed Major Project require any of the following. (tick all appropriate)

- ☐ an aquaculture permit under section 144 of the *Fisheries Management Act 1994*
- ☐ an approval under section 15 of the *Mine Subsidence Compensation Act 1961*
- ☐ a mining lease under the *Mining Act 1992*
- ☐ a production lease under the *Petroleum (Onshore) Act 1991*
- ☒ an environment protection licence under Chapter 3 of the *Protection of the Environment Operations Act 1997* (for any of the purposes referred to in section 43 of that Act)
- ☐ a consent under section 138 of the *Roads Act 1993*

6. Application fee

You are required to pay a fee for the assessment of a Major Project. This fee is based on the estimated cost of the Major Project.

The Department requires that you pay a proportion of the total fee with this application and you should consult with the Department before lodging this application to determine the proportion to be paid.

Estimated Project Cost

\$3 Million

7. Owner's Consent

As the owner(s) of the above property, I/we consent to this application being made on our behalf by the Proponent:

Signature

Name

Gales Projects Pty Ltd

Date

25 Nov 2005

Signature

Name

Gales Holdings Pty Limited

Date

25 Nov 2005

Note: The Department will not accept an application for a Major Project without having the signature of the owner of the land, unless the Major Project is subject to Clause 8F of the *Environmental Planning and Assessment Regulation 2000*.

8. Proponent's Signatures

As the proponent(s) of the proposed Major Project and in signing below, I/we hereby:

- provide a description of the proposed Project and address all matters required by the Director-General pursuant to Section 75E of the Act; and
- apply, subject to satisfying Clause 8D of the *Environmental Planning and Assessment Regulation 2000*, for the Director-General Environmental Assessment Requirements pursuant to Part 3A of the *Environmental Planning and Assessment Act 1979*; and
- declare that all information contained within this application is accurate at the time of signing.

Signature

Name

Date

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent

LAND DESCRIPTION	OWNER
Extraction Site: Lot 2/DP 216705 Lot 21/DP 1082482 Un-named Road:.....	Gales Projects Pty Ltd Gales Projects Pty Ltd Tweed Shire Council
Pipeline Corridors: Corridor A: Lots 1 & 3/DP 828298..... Lots 26C & 26D/DP 10715 Lots 11 & 12 /DP 871753	Gales Projects Pty Ltd Gales Holdings Pty Limited Gales Holdings Pty Limited
Public Roads: Crescent Street / Tweed Coast Road Road Reserve: Elrond Drive /Turnock Street 'L' shaped parcel situated between Lot 26D DP 10715 and Lot 11 DP 871753 }	Tweed Shire Council
Corridor B: Lot 21/DP 1082482 Lot 1/DP 1075645	Gales Projects Pty Ltd Gales Projects Pty Ltd
Public Roads: Tweed Coast Road / Un-named Road.....	Tweed Shire Council

