

23/02/2022

Record Number: 22/00069#21

[Planning Number: SSD-36651552](#)

### **Bendemeer Solar Farm**

The Department of Planning and Environment – Crown Lands has reviewed the proposal.

Two Crown reserves are located within the project footprint. Lot 7317 DP 1159220 and Lot 7344 DP 753831 are both Crown Reserves. If the proposal requires the use of these Crown reserves in order to implement the Bendemeer Solar Farm proposal, the land will need to be acquired under the *Land Acquisition (Just Terms Compensation) Act 1991* (LAJTC Act).

Further information regarding Crown land and the LAJTC Act is located at the following link: <https://www.industry.nsw.gov.au/lands/access/compulsory-acquisition>.

#### **For use and access to Crown land**

Authority to use, traverse, access or build infrastructure on Crown land is required under the *Crown Land Management Act 2016*. It is recommended that the proponent contact Crown Lands as early as possible to discuss and initiate the processes required to authorise the use of and/or access to Crown land.

If infrastructure needs to be built on Crown land, the consent of the Minister for Lands and Water must be obtained, via Crown Lands. Further information regarding land owner's consent for Crown land can be found at the following link: [https://www.industry.nsw.gov.au/\\_data/assets/pdf\\_file/0003/144345/landowners-consent-application-form.pdf](https://www.industry.nsw.gov.au/_data/assets/pdf_file/0003/144345/landowners-consent-application-form.pdf)

#### **Lineal Infrastructure (e.g. Pipelines and/or Electricity Transmission lines) traversing Crown land/roads**

If lineal infrastructure (such as pipelines and/or electricity transmission lines) are expected to traverse Crown land, roads and/or waterways, an easement over said Crown land, roads and/or waterways will be required for protection of the infrastructure. To discuss easement requirements, please contact the Acquisitions team at the earliest opportunity at: [cl.acquisitions@crownland.nsw.gov.au](mailto:cl.acquisitions@crownland.nsw.gov.au).

In order for transmission lines to traverse Crown land and/or roads, the proponent will need to apply for easements.

Information regarding the easement process is available at the below link: <https://www.industry.nsw.gov.au/lands/use/easements>

As the easement process may be lengthy, it is also recommended that the proponent apply for a licence for each Crown road and Crown land lot as soon as possible. A licence will temporarily authorise use and access for the infrastructure to traverse Crown roads and Crown land whilst the easement applications are being processed.

Details on how to apply for a licence are available at the below link: <https://www.industry.nsw.gov.au/lands/use/licences>

It is important to note that licences or easements must be in place before infrastructure can traverse Crown land or roads.

It is important to note that authority must be in place before Crown land or roads can be used, traversed, accessed or infrastructure can be built.

**Travelling Stock Reserves/Aboriginal Land Claims/Native Title**

Lot 7317 DP 1159220 and Lot 7344 DP 753831 are Travelling Stock Reserves. These are managed by North West Local Land Services and are currently the subject of an undetermined Aboriginal Land Claim (ALC). As such, concurrence with the NSW Aboriginal Land Council (NSWALC) would be required. Additionally, a tenure will be required to authorise any use of and/or access to this lot, which may be subject to Native Title. This will need to occur prior to the commencement of any works.

It is noted on page 45 of the Scoping Report that an upgrade of an existing access from the Oxley Highway through the two Crown Reserves will be required. The proponent would also be required to apply for an easement to authorise this access. Please note the information above regarding applying for easements and temporary authorisation through the issue of a licence.

Further information regarding Aboriginal Land Claims can be found at the following link:  
<https://www.industry.nsw.gov.au/lands/what-we-do/our-work/aboriginal-land-claims>

Information regarding Native Title can be found at the below link:  
<https://www.industry.nsw.gov.au/lands/what-we-do/our-work/native-title>

If the proponent requires further information, or has any questions, please contact Michelle Read, Group Leader Property Management in Crown Lands, on 02 6763 3013 or at [michelle.read@crownland.nsw.gov.au](mailto:michelle.read@crownland.nsw.gov.au).

Yours sincerely



Michelle Read

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