

Deep Creek Quarry

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

Please note that a previous response was provided dated 17 December 2021 (Record No. 21/04539#32) which provided for

- Transfer of Deep Creek Road to MidCoast Council; or
- Road closure and purchase and any interim approvals under section 71 and 138 of the Roads Act 1993

The Response to Submissions did not adequately address the above requirements.

It is noted that re-alignment of the road formation within the Crown road corridor is proposed. This work is outside of the scope of works that can be authorised by the Department under the Roads Act 1993. MidCoast Council is best placed to manage the re-alignment of the road as the relevant roads authority. This can only be achieved by way of road transfer to Council. Transferring the Crown road to Council can then be managed to a suitable standard that meets the access needs of the development and surrounding landowners/occupiers.

It is noted that a proposed haulage/lead-in road is to be established as a primary route of access to the development from The Bucketts Way to Deep Creek Road. The proposed access arrangement appears to be a private haulage road that links two (2) public roads that are administered under the Roads Act 1993. This arrangement raises concerns in terms of the private haulage road being inconsistent with the status of the public roads that it links.

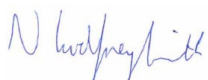
The Department requires at a minimum, the section of Deep Creek Road impacted by the development be transferred to MidCoast Council. This requirement is on the basis that the haulage/lead-in road is to be declared a public road to provide ongoing access to other landowners. If the haulage/lead-in road is not proposed to be declared a public road, then the whole of Deep Creek Road is required to be transferred to MidCoast Council control.

Council's requirements associated with the required road transfers should be incorporated into any development conditions if approved.

This position is supported by the department's Policy and Guideline relating to Crown roads (attached).

If the proponent requires further information, or has any questions, please contact David Cooper, Property Management Project Officer in Crown Lands, on 65913570 or by email: david.cooper@crownland.nsw.gov.au

Yours sincerely



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