

Department of Planning and Environment

Letter to Applicant (consent granted)

Our reference: 22/01911#01
LOC No: 633144

Mr David Kelly
Gunlake Quarries Pty Ltd
Street/PO Box Address
SUBURB STATE POSTCODE

Dear Mr Kelly

Consent for Development Comprising:	Gunlake Quarries Continuation Project SSD 12469087
Crown Road	CADID 108388618
Parish	Billyramnija
County	Argyle
Applicant	Gunlake Quarries Pty Ltd – David Kelly

Consent is granted by the Minister Lands & Water to the lodgement of applications for approval under the *Environmental Planning and Assessment Act 1979*, and other associated applications required under other legislation, for the development proposal described above.

The Land Owner Consent is granted conditional to the following:

1. Land Owner Consent will expire after a period of 12 months from the date of this letter if not acted on within that time. Extensions of this consent may be sought
2. You are required to forward a copy of the development approval to the NSW Department of Planning & Environment – Crown Lands (“the department”) after approval and prior to commencing works.
3. You are required to ensure that the approval provided is consistent with this Land Owner Consent.
4. The Land Owner Consent is provided for the works detailed on the plans provided by you and retained by the department as DOC22/028479 & DOC22/048992.

Land Owner Consent is granted in accordance with the following:

- Land Owner Consent is given without prejudice so that consideration of the proposed development may proceed under the *Environmental Planning and Assessment Act 1979* and any other relevant legislation.
- The grant of this Land Owner Consent does not guarantee that any subsequent authority to occupy will be granted.
- Land Owner Consent does not imply the concurrence of the Minister for Lands & Water; for the proposed development and does not provide authorisation under the *Crown Lands Management Act 2016* for this proposal.
- The issue of Land Owner Consent does not prevent the department from making any submission commenting on, supporting or opposing an application.
- The Minister reserves the right to issue Land Owner Consent for the lodgement of applications for any other development proposals on the subject land concurrent with this Land Owner Consent.

- Any changes made to the proposal, including those imposed by the consent authority, must be consistent with the Land Owner Consent and therefore if modifications are made to the proposed development details must be provided to the department for approval.
- Land Owner Consent also allows application to any other approval authority necessary for this development proposal.

This letter should be submitted to the relevant consent or approval authority in conjunction with the development application and/or any other application. You are responsible for identifying and obtaining all other consents, approvals and permits required under NSW and Commonwealth laws from other agencies for the proposed development.

It is important that you understand your obligations relating to Condition 3. If any alterations are made to the application (whether in the course of assessment, by conditions of consent, or otherwise), it is your responsibility to ensure the amended or modified development remains consistent with this Land Owner Consent. If there is any inconsistency or uncertainty you are required to contact the department before undertaking the development to ensure that the department consents to the changes. A subsequent LOC application may incur additional application fees.

During the assessment of your proposal, it was noted that native title has not been extinguished on the subject land and that the proposal will require notification under the *Native Title Act 1993* and the Gundungurra Indigenous Land Use Agreement (ILUA) in order to afford the claimants or potential claimants procedural rights.

During the assessment the department conducted an Aboriginal Heritage Information Management System (AHIMS) search and an Aboriginal site and/or Aboriginal place has been recorded in or near the proposed development site and/or there are natural landscape features that indicate the potential presence of Aboriginal heritage in or near the proposed development site. You are required to undertake the due diligence process to identify if any Aboriginal heritage is present at or nearby the proposal site and should seek further advice from the NSW Office of Environment, Energy and Science.

Should you require any further information, please do not hesitate to contact me at the Goulburn Crown Lands Office by phone on 02 4824 3761 or email sue.shallis@crowland.nsw.gov.au

Yours sincerely



Sue Shallis
A/Senior Natural Resource Management Officer
Department of Planning & Environment - Crown Lands
23/06/2022

Diagram 1 – Location Map

