

Pottinger Wind Farm

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

As per Figure 2.4 and page 34 of the Pottinger Wind Farm Scoping Report, Crown Lands notes that there are a number of Crown roads within the project area. These roads may provide legal access to the development but may not provide practical access. The Department advises that these roads should not be relied upon for practical access to the project site.

It is proposed, as shown in Figures 2.3 and 2.4, that transmission lines, wind turbines, main substation, BESS, construction compounds and Switching Station may also be placed on Crown roads.

The Department will need to be referenced, prior to any use or occupation of any Crown roads or land, during the assessment phase.

Authority to use, traverse, access or build infrastructure on Crown land and roads is required under the *Crown Land Management Act 2016* and/or the *Roads Act 1993*. 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 and roads. Under section 152A of the Roads Act 1993, if a licence, permit or consent is to be granted that is inconstant with the right of passage and access the exists with that respect to the road then an alternate right of passage must be provided and is as convenient as the existing right.

Any Crown road required for access to the development/proposal, will need to be transferred to Council, or application made to close and purchase the roads. As authority to access or use Crown roads is required prior to the commencement of any works or access, and to avoid any delays for the proposal, a tenure may be required in the interim.

Details on how to apply for a licence are available at the below link:

<https://www.industry.nsw.gov.au/lands/use/licences>

If infrastructure needs to be built on Crown land or roads, the consent of the Minister for Water, Property and Housing must be obtained, via Crown Lands, and constructed roads may need to be transferred to Council. Further information regarding land owner's consent for Crown land and roads can be found at the following link: https://www.industry.nsw.gov.au/_data/assets/pdf_file/0003/144345/landowners-consent-application-form.pdf

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.

If the proponent requires further information, or has any questions, please contact Ryan Mattingly, via the Griffith Office of Crown Lands, at Griffith.crownlands@crownland.nsw.gov.au or 1300886235.

Yours sincerely



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