

Sunny Corner Wind Farm

The Department of Planning, Housing and Infrastructure – Crown Lands (the Department) has reviewed the proposal and request for additional information from the proponent for further assessment.

The Department notes that a number of Crown land including Crown roads, are contained within the proposal area. Detailed spatial mapping including information on the proposed impacts on Crown land is required from the proponent for the Department to complete an assessment.

Appendix C – Schedule of Lands lists (pages 129-132 of the Scoping Report) 21 parcels among multiple other lots that are Crown land.

Figure 1 below – (Figure 2.7 on page 32 in the Scoping Report) is provided by the client and spatially shows Crown parcels in pink within the large footprint for the project.

Acquisition

If the proposal requires the use of Crown land/road(s) in order to implement the Sunny Corner Wind Farm proposal, the land will need to be authorised under the Crown Land Management Act 2016, or 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.crownland.nsw.gov.au/resources/purchase-crown-lands/compulsory-acquisition>.

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.

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.crownland.nsw.gov.au/resources/guides-and-factsheets>

There are multiple Crown roads, both within and adjoining the proposed development area. 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. More information regarding Crown roads can be found at the following link:

<https://www.crownland.nsw.gov.au/licences-leases-and-permits/information-about-crown-roads>

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.

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.crownland.nsw.gov.au/protection-and-management/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.crownland.nsw.gov.au/licences-leases-and-permits/apply-or-manage-licence>

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

Native Title and Aboriginal Land Claim

If the Crown lots are currently the subject of an undetermined Aboriginal Land Claim, which may limit how the land can be used. Further information regarding Aboriginal Land Claims can be found at the following link: <https://www.crownland.nsw.gov.au/protection-and-management/aboriginal-land-rights-and-native-title/aboriginal-land-claims>

The proposal also falls within current Native Title claim area which will need to be considered.

Information regarding Native Title can be found at the below link:

<https://www.crownland.nsw.gov.au/protection-and-management/aboriginal-land-rights-and-native-title/native-title>

It is recommended that the proponent contact Crown Lands to discuss any requirements as soon as possible, to avoid any possible delays and to ascertain to what extent Crown land, roads or waterways are required for the proposal.

If the proponent requires further information, or has any questions, please contact Steve Pearson, Senior NRM Officer, Orange in Crown Lands, on 02 6391 4317 or at steve.pearson@crownland.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Vicky Lyons'.

Vicky Lyons

Group Leader - Property Management, Orange

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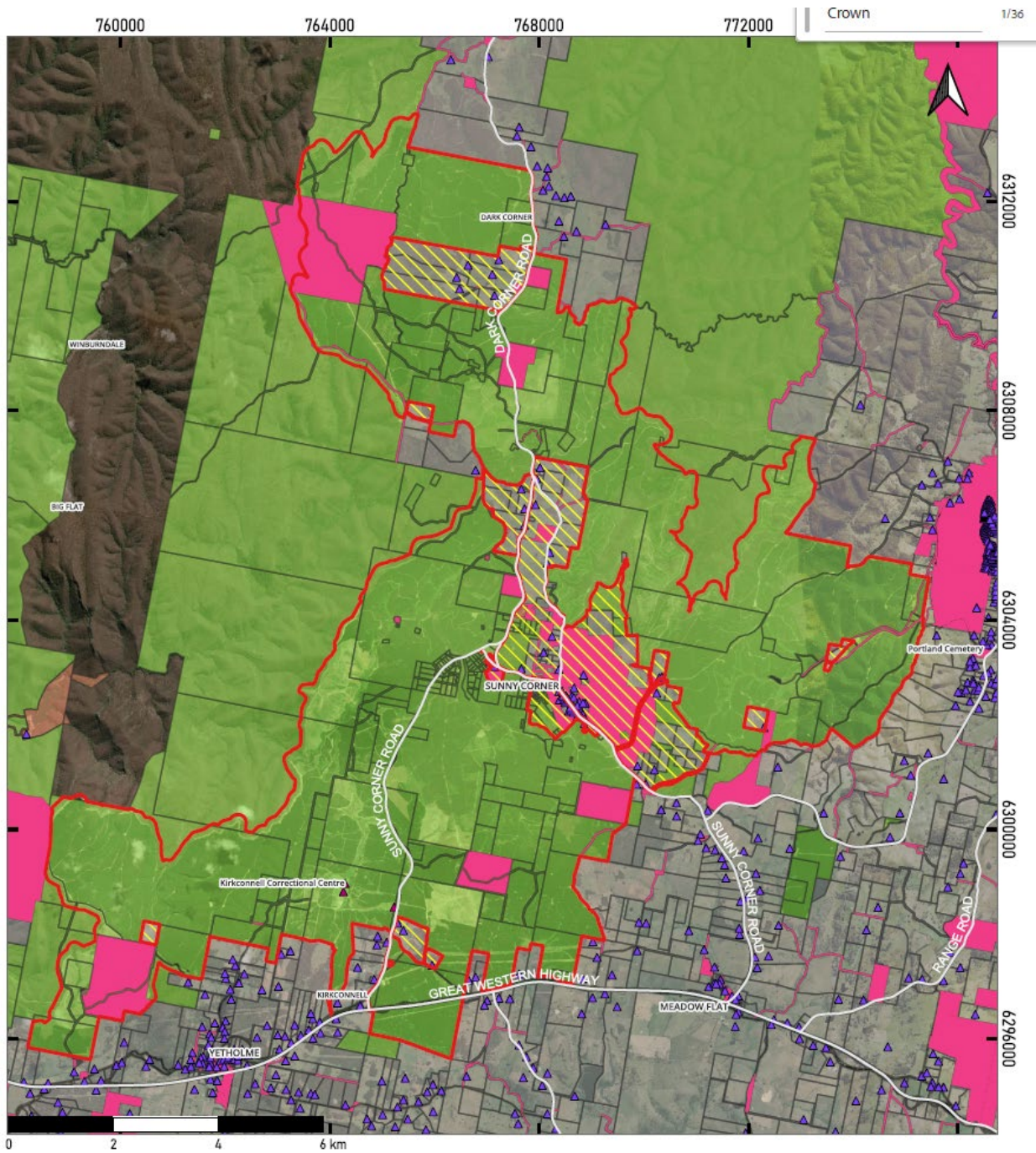


Figure 2-7 Land Ownership (Crown Land)

store, Adobe Acrobat Document, 114.6 MB (120,360,941 bytes)

Figure 1: Map provided by the applicant that highlights project area in Red and Crown Reserves in Pink