



PGH  
SOLICITORS | CONVEYANCERS

**Our Ref: SMT:170003**

31 July 2017

Attention: Megan Fu  
Senior Planner  
Department Planning & Environment

**By Email: [megan.fu@planning.nsw.gov.au](mailto:megan.fu@planning.nsw.gov.au)**

Dear Madam

**RE: *Submissions on behalf of Fallon family regarding the New Grafton Correctional Centre***

We act for Rodney Steven Fallon, Marcia Fallon, Janice Catherine Thomson and Barry Fallon who collectively own and have crown leases over the following parcels of land along Avenue Road:

- |                             |                       |
|-----------------------------|-----------------------|
| • Lot 92 DP751376           | Lot 137 DP751376      |
| • Lots 1,2,3 and 4 DP877099 | Lot 90 DP844088       |
| • Lot 34 DP785807           | Lot 121 DP751376      |
| • Lot 94 DP1016144          | Lot 93 DP1016144      |
| • Lot 2 DP600042            | Lot 91 & 92 DP1016144 |

Our clients are long term cattle farmers in the Lavadia area. For at least the past 30 years they have been walking cattle, utilising their Travelling Stock Route Permit, along Avenue Road to and from Lot 92 DP751376 which is located on the southern end of Avenue Road near the Eight Mile Road. Their remaining land holdings are towards the northern end of Avenue Road.

82 Victoria Street, Grafton  
26 Yamba Street, Yamba (by appointment)  
All correspondence to:  
PO Box 10, Grafton NSW 2460  
DX 7606, Grafton

**Tel** (02) 6642 3411  
**Fax** (02) 6642 6833

**Email** [reception@pghgrafton.com.au](mailto:reception@pghgrafton.com.au)  
ABN 34 611 942 342

241305

**Liability limited by a scheme approved under Professional Standards Legislation.  
Legal Practitioners at PGH Solicitors Pty Ltd are members of the Scheme.**

The movement of their cattle along Avenue Road is critical to the viability of their cattle business. The location of the proposed new Grafton Correctional Centre dissects our client's properties. With the upgraded infrastructure and additional traffic expected on Avenue Road the walking of cattle along Avenue Road will become unviable due to safety concerns, additional expenses and the inability to get cattle to walk over a newly created highway overpass.

Our clients move cattle on average fortnightly, but occasionally weekly on the northern end of Avenue Road and to and from the southern end property on average every three to four weeks. Each movement takes about 3 to 3 ½ hours from the southern end property to the northern properties to complete. It currently takes 3 people in cars and on horseback and 2 working dogs to move about 50 head of cattle each time. Currently our clients are able to walk their cattle at a time and date that is suitable for them which gives them maximum flexibility to run their business.

The movements generally occur, but are not limited to the following events;

- Flooding
- Weaning Calves
- Drenching
- Winter time (Especially after frosts)
- Herd separation
- Spelling paddocks

Our clients currently do not have their own truck to transport their cattle between their properties and rely on contractors to cart the cattle to sale. They also do not have cattle yards to load their cattle on and off trucks at the southern end property and on two of their northern end properties. To date they haven't needed the additional yards as they walked their cattle to the paddocks that had yards and loading ramps when required for transport.

It has been suggested that the future movement of cattle along Avenue Road will require notification to a designated supervisor at least 24 to 48 hours in advance. The designated supervisor will arrange for traffic controllers to stop the flow of traffic in either direction whilst the cattle are moved along the road between the properties. Given that this movement takes

31 July 2017

---

between 3 to 3 ½ hours to complete we haven't been advised what the procedure will be in the case of an emergency at the correctional centre, where emergency services are required to attend or leave the facility.

We submit the above and await your response.

Yours faithfully

**POLLACK GREENING & HAMPSHIRE**

**(Simon Trivett)**

*Email: [strivett@pghgraston.com.au](mailto:strivett@pghgraston.com.au)*