



HERBERT
SMITH
FREEHILLS

Robinson Legal
Level 4
350 Kent Street
SYDNEY NSW 2000

Attention: Jeffery Flick

10 July 2014
Matter 82154269
By email: flickj@robinsonlegal.com.au

Dear Sirs

**Roads & Maritime Services (RMS) and SSM T'ee Pty Limited (SSM)
Rozelle Bay Superyacht Marina Precinct**

Please see attached Landowner Consent to Application.

Yours sincerely

Alicia Albury
Executive Counsel
Herbert Smith Freehills

+61 2 9225 5700
+61 405 223 584
alicia.albury@hsf.com

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W09/2123/8

Brian James
9/8 Water Street
BIRCHGROVE NSW 2041

Dear Brian

Landowner Consent to Application

Premises: Rozelle Bay Superyacht Marina Precinct
Proposal: S75W MP-09_0165 – PTL1676 (Revised) Amendments to Western Building
Deed: Deed of Development - Rozelle Bay Superyacht Marina Precinct dated 15 June 2010 (as varied)

I refer to your Application, dated 11 April 2014, for Land Owner's Consent to make the Proposal which was delivered to Roads and Maritime Services (RMS) in its capacity as land owner (Application).

We note that before you lodge your Proposal, you are required to obtain the consent to this Application from RMS both in its capacity as land owner and, in accordance with the terms of clause 8.3(a)(i) of the Deed of Development - Rozelle Bay Superyacht Marina Precinct dated 15 June 2010 (as varied) (Deed), in its capacity as a party to the Deed.

Your Application has been assessed by reference to RMS' "Obtaining Permission to Lodge Policy". RMS in its capacity as land owner grants consent to the lodgment of your Proposal. The Proposal must be in accordance with the attached plans prepared by Scott Carver, stamped by RMS and numbered:

- 20090002-AD-002/4 and 20090002-AD-SK946/A, dated 3 April 2014;
- 20090002-AD-SK932/C and 20090002-AD-SK943/B dated 9 April 2014; and
- 20090002-AD-SK942/B, 20090002-AD-SK944/B AND 20090002-AD-SK945/B, dated 10 April 2014.

A copy of this letter and the attached plans must be submitted with your Proposal to the relevant consent authority as evidence of land owner's consent pursuant to the Environmental Planning and Assessment Regulations 2000 (NSW).

This consent is valid for 12 months from the date of this letter. However, should the nature, extent or specific location of your proposal change in this time, you must re-apply to RMS in order to lodge the Proposal. This consent cannot be transferred to another applicant.

Roads & Maritime Services

Please be aware that, in granting this consent, RMS is not endorsing the Proposal nor approving the development itself. We are simply giving permission for you to lodge the Proposal. As such, the Proposal could still be refused, even if RMS is the consent authority.

You also need to note that this letter does not, in itself, authorise a person to enter RMS' land or act on any planning permission subsequently granted. Access to, and occupation of, RMS' land must be in accordance with your tenure arrangements.

As noted above, before you lodge your Proposal you are also required to obtain the consent to the Application from RMS in its capacity as a party to the Deed. This letter does not evidence RMS's consent under the Deed. RMS, in its capacity as party to the Deed, will provide its response to this Application by separate letter.



Susannah Webb
Senior Manager
Property Planning and Strategy

10/7/14