

Author : Melissa Cronk
File / Ref number : 2009/001722:539591
Recfind No: IPS/011324
Unit : Vegetation Management Unit
Phone : 3884 5328

6 March 2009

Mr Paul West
PO Box 1369
Milton QLD 4064

Dear Mr West

Re: Application for making a Property Map of Assessable Vegetation on Lot 105 SP144215 - Gold Coast City Council – Confirmation of receipt

This is to advise you that the Department of Natural Resources and Water received the above application on 4 March 2009.

The Department of Natural Resources and Water will now check this application against the requirements for such applications under Division 5A of the *Vegetation Management Act 1999* and Part 2 (4) of the *Vegetation Management Regulation 2000*.

The application will also be assessed by the Department to determine if the chief executive will agree to the making of the Property Map of Assessable Vegetation, in accordance with the Department's policy on Property Maps of Assessable Vegetation and Standard for Property Map of Assessable Vegetation Information Requirements. These documents are available for inspection of the Department's website at <www.nrm.qld.gov.au>.

Please note that this letter is not a development approval. Once the assessment process is complete, you will receive written notification of the decision on your application.

If there is an error in the property description or address details listed above or if you wish to discuss this matter further, please contact Melissa Cronk on telephone number 3884 5328 quoting the above reference number.

Yours sincerely

Melissa Cronk
Vegetation Management Administration

Author: Melissa Cronk
File / Ref number: 2009/001722;
Unit: Vegetation Management Unit
Phone: 3884 5328

19 March 2009

Mr Paul West
PO Box 1369
Milton QLD 4064

Dear Mr West

**Re: Certification of a Property Map of Assessable Vegetation on 105 SP144215 -
Gold Coast City Council**

This is to advise you that a Property Map of Assessable Vegetation (PMAV) has been certified—consistent with your agreement—by the Department of Natural Resources and Water (NRW) on 4 March 2009. A copy of the certified map is attached for your records.

This PMAV will replace the Regional Ecosystem (RE) map in determining whether an application is required to clear native vegetation on your property. That is, the PMAV determines the assessability of native vegetation on your property. The categories on the PMAV are described as follows:

- Category X shows an area where vegetation is not assessable.
- Categories 1, 2, 3 and 4 show areas where vegetation is assessable.
 - Category 1 may contain 'endangered' remnant vegetation, areas unlawfully cleared, areas declared to be of high nature conservation value and/or areas declared as vulnerable to land degradation.
 - Category 2 contains 'of concern' remnant vegetation.
 - Category 3 contains 'not of concern' remnant vegetation.
 - Category 4 shows an area on an agricultural and grazing lease, which was cleared before 31 December 1989 and does not contain remnant vegetation.

Category X shows the areas in which native vegetation can be cleared without approval under Queensland's vegetation management laws. Categories 1 – 4 show the areas in which a permit is required to clear native vegetation, unless the clearing is for an exempt activity.

Copies of the certified PMAV are attached for each registered owner listed on your original application form. These have been sent to you for distribution, as you are the nominated contact on the application form.

If a registered owner requires additional copies of the certified PMAV, they can be purchased at any Department of Natural Resources and Water Customer Service Centre.

If you wish to discuss this matter further, please contact Melissa Cronk on telephone number 3884 5328 quoting the above reference number.

Yours sincerely

Melissa Cronk
Vegetation Management Administration

RTI DL RELEASE - DNRM

Additional Information for Property Map of Assessable Vegetation (PMAV)

Vegetation Management Act 1999

1. Replacing a PMAV:

- 1.1. Under the *Vegetation Management Act 1999*, section 20D states when a PMAV map may be replaced by a chief executive. This is shown below:

20D When maps may be replaced

- (1) *The chief executive may replace a property map of assessable vegetation for an area (the **previous area**) with a new property map of assessable vegetation.*
- (2) *The new map may apply to –*
 - (a) *part or all of the previous area; or*
 - (b) *part or all of the previous area and another area.*
- (3) *Subsection (1) applies only –*
 - (a) *if a matter mentioned in section 20B occurs in relation to an area mentioned in subsection (2); or*
 - (b) *to reflect a change to an endangered, of concern or not of concern regional ecosystem in an area mentioned in subsection (2); or*
 - (c) *for a matter other than a matter mentioned in paragraphs (a) and (b) if an owner of the land included in the map agrees to the replacement.*

2. Revoking a PMAV:

- 2.1. Under the *Vegetation Management Act 1999*, section 20E states when a PMAV map may be revoked by a chief executive. This is shown below:

20E When maps may be revoked

- (1) *The chief executive may revoke a property map of assessable vegetation for an area if –*
 - (a) *for a map made under section 20B(1)(a) – the area is shown on a regional ecosystem map or remnant map as remnant vegetation and the approval for clearing the area has expired; or*
 - (b) *for a map made under section 20B(1)(c) – the area is shown on a regional ecosystem map or remnant map as remnant vegetation and the chief executive has been notified that the area is no longer subject to a native forest practice; or*
 - (c) *for a map made under section 20B(1)(d) – the area is shown on a regional ecosystem map or remnant map as remnant vegetation and the chief executive responsible for administering the Forestry Act 1959 has advised that the State no longer has an interest in commercial timber in the area; or*
 - (d) *for a map made under section 20B(1)(e), (f) or (g) – the area is shown on a regional ecosystem map or remnant map as remnant vegetation.*

(2) *Also, the chief executive may revoke a property map of assessable vegetation made under section 20C(3) if the owner of the land agrees to the revocation.*

2.2. Under the *Vegetation Management Act 1999*, section 20G states the procedures to be followed when revoking a PMAV map. This is shown below:

20G Owners to be advised of revocation of maps

If a property map of assessable vegetation is revoked, the chief executive must give each owner of the land that is included in the map written notice of the revocation and the reasons for the revocation.

RTI DL RELEASE - DNRM

Application form for PMAV

Property Map of Assessable Vegetation



Queensland Government
Natural Resources and Water

1. Applicant details

The applicant must be an owner of the land.
All correspondence will be mailed to this address.

Applicants name (if a company, also provide a contact name)

BORAL RESOURCES (QLD) PTY LIMITED

Phone number

07 3867 7639

Mobile phone

49-Sch4 - Mobile phone

Facsimile number

07 3867 7420

Contact person (if required)

PAUL WEST

Postal address

P.O. BOX 1369, MILTON, QLD. 4064

MNGR - PROPERTY, DEVELOPMENT + ENV.

2. Application area

a. In which local government area/s is the land situated?

GOLD COAST CITY COUNCIL

b. List the lot and plan of each land parcel subject to this application

LOT 105 ON SP 144215

-

-

3. Owners consent

Completion of this section provides the owner's consent to the lodgement of this application. If there are multiple owners, the consent of each owner is required. If the owner is a company, refer to the guide for completing the application form, Extra pages may be attached to list additional lots.

Parcels Owned

Owners Name

Signature (and date)

LOT 105 ON SP144215

BORAL RESOURCES (QLD) PTY LIMITED
ACN 009 671 809

49-Sch4 - Signature

M. READ (DIRECTOR)

S. PINE (DIRECTOR)

4. Type of PMAV application

Specify what type of PMAV you are applying for, a Lock in PMAV or something more complex. For more information on each consult the PMAV application Kit.

PMAV to Lock in Non-remnant mapping as Category X on Freehold Land (tick if provided)
Supply your current regional ecosystem map with GPS points.

PMAV to lock in Category X on Leasehold Land (tick if provided)

Supply your current regional ecosystem map with GPS points and evidence to show the areas have been cleared after 31/12/1989.

A Complex PMAV (tick if provided)

Supply the necessary information to support the PMAV, for instance air photos and botanical survey data.

5. Signature/s

I, the undersigned in this application
Signature

the information entered above and provided accurate.

Date

3/3/09

I, the undersigned, that NR&W may c
Signature

y providing information with this application information for the purposes of Government.

Date

3/3/09

Office use only

fee \$

date received

receiving officers's name/s

reference number/s

Dealing Number

Duty Imprint



Privacy Statement

Collection of this information is authorised by the Land Title Act 1994, the Land Act 1994 and the Water Act 2000 and is used to maintain the publicly searchable registers in the land registry and the water register. For more information about privacy in NR&W see the department's website.

1. Nature of request

Vegetation Management Notice under the "Vegetation Management Act 1999"

Lodger (Name, address & phone number)

Environment and Resource Management
C/- Vegetation Management
PO BOX 864
IPSWICH Q 4305

Lodger Code
145

2. Lot on Plan Description

105 SP144215

County

Ward

Parish

Mudgeeraba

Title Reference

50379641

3. Registered Proprietor/State Lessee

Boral Resources (QLD) Pty Limited A.B.N. 46 009 671 809

4. Interest

Fee Simple

5. Applicant

Department of Environment and Resource Management, Ipswich

6. Request

I hereby request that: The Registrar of Titles note on the abovementioned Title/s an Administrative Advice that Property map of assessable vegetation No 2009/001722 has been made pursuant to Section 70B of the "Vegetation Management Act 1999"

7. Execution by applicant

Execution Date

/ /

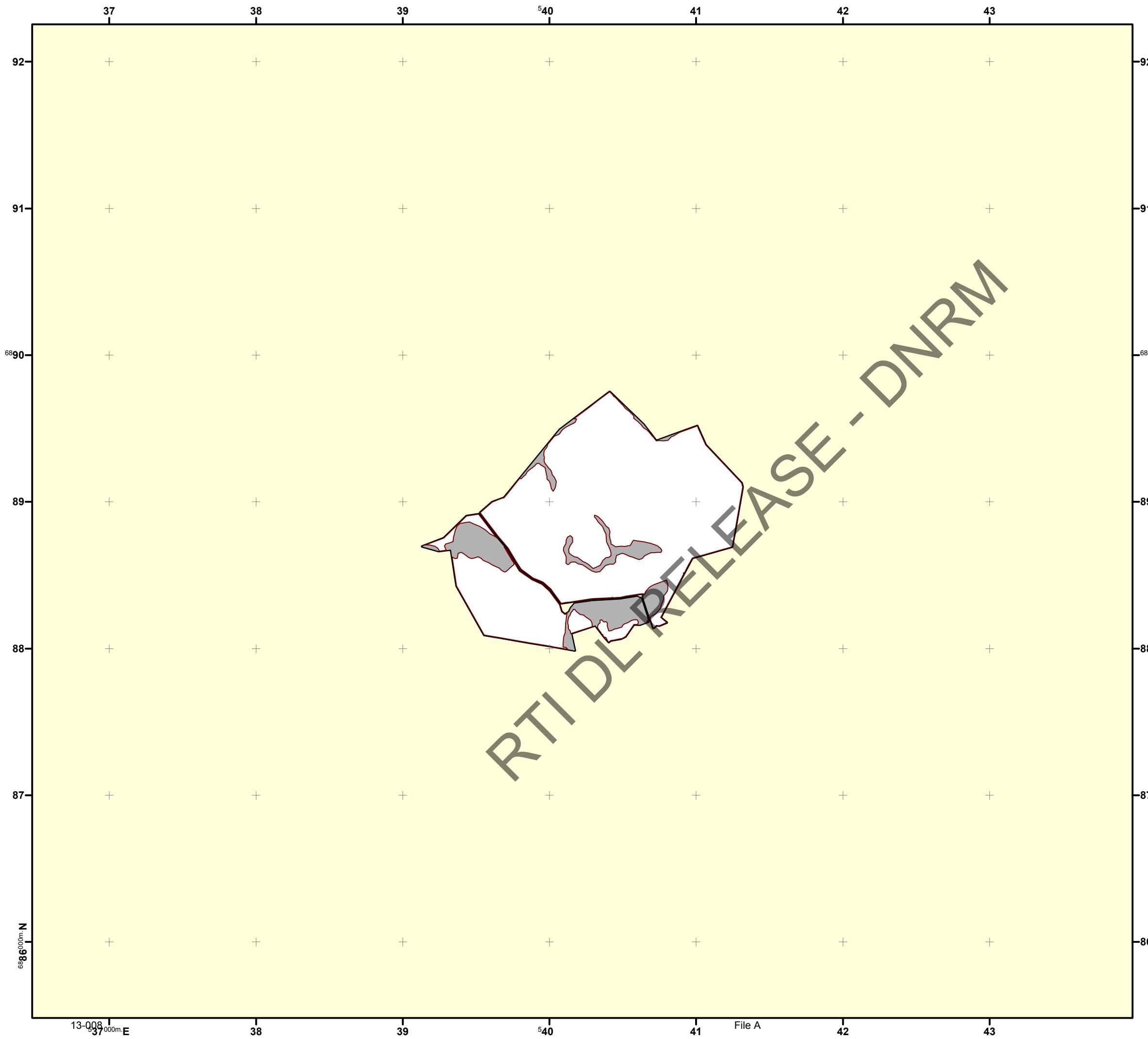
Applicant's or Solicitor's Signature

.....

.....

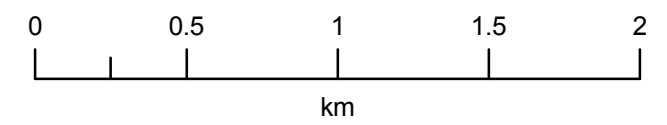
Delegate for the Director General, Department of Environment and Resource Management

Note: A Solicitor is required to print full name if signing on behalf of the Applicant



Property Map of Assessable Vegetation
PMAV 2009/001722
 LOT on PLAN
 105SP144215

Sheet 1 of 1



LEGEND

- Subject Lot(s)
- Area to which the PMAV does not apply
- PMAV Categories**
- Category X
- Area that is subject to Certified Regional Ecosystem Mapping or other PMAV's

N
 Scale: 1 = 25000 (original size A3)

Notes:

Property boundary provided by Department of Natural Resources and Water
 The property boundaries shown on this plan are approximate only. They are not an accurate representation of the legal boundaries.
 Category X area based on Regional Ecosystem Data provided by Environmental Protection Agency (EPA).
 The approximate horizontal accuracy of this data is +/- 25m.

Map Information:
 Horizontal Datum: GDA 1994
 Projection: Universal Transverse Mercator - Zone 56

This PMAV has been made under Section 20C(3) of the Vegetation Management Act (1999)

Signed for the Chief Executive of the Department of Natural Resources and Water by:

Name: _____
 Title: _____
 Signature: _____
 Date: _____

Map Prepared by: MC
 Department of Natural Resources and Water
 PO Box 864, Ipswich, Qld, 4305
 © The State of Queensland (Natural Resources and Water) 2009

1. Application information

Applicant's name	Boral Resources
Property description	Lot 105 SP144215
Registered owner (from ATS)	Boral Resources
Local government area	Gold Coast City Council
Tenure type	F/H
Application date	04/03/2009
Department of Natural Resources and Water (NRW) references	eLVAS – 2009/001722 RecFind – IPS/011324

2. Evidence

The following evidence was considered in the assessment of the application:

- custom VIN map
- internal current title search for each lot on plan
- PMAV application
- Department of Natural Resources (1998). *A Guide to Land Tenure in Queensland*. The State of Queensland, Department of Natural Resources, Coorparoo
- *Vegetation Management Act 1999* (Qld) (VMA).

3. Findings

Regional ecosystem (RE) map current at date of application	09/10/2008
All owners have given written consent to the making of the PMAV	<input checked="" type="checkbox"/> – Yes
All lot on plans are freehold in tenure	<input checked="" type="checkbox"/> – Yes
Conflicting PMAV on property	<input type="checkbox"/> – Yes <input checked="" type="checkbox"/> – No
Existing PMAV on property	<input type="checkbox"/> – Yes <input checked="" type="checkbox"/> – No
Certified changes on property	<input type="checkbox"/> – Yes <input checked="" type="checkbox"/> – No
The proposed category X area for the PMAV is supported by a map provided by the applicant	<input checked="" type="checkbox"/> – RE map <input type="checkbox"/> – other map
The boundary of the proposed category X area, as shown on the map provided by the applicant, corresponds to non-remnant vegetation shown on the relevant certified RE map	
The proposed category X area is consistent with the definition of a category X area that is contained in the VMA because the proposed category X area is an area: <ul style="list-style-type: none"> • in which clearing has occurred—evidenced by the proposed category X area being shown as an area of non-remnant vegetation on the relevant certified RE map • that is not a category 1, 2, 3, or 4 area on a PMAV—evidenced by the absence of a certified PMAV over the proposed category X area • that at the time of the making of the PMAV applying to the proposed category X area, the proposed category X area does not contain remnant vegetation—evidenced by the proposed category X area being shown as an area of non-remnant vegetation on the relevant certified RE map. 	

4. Recommendation to delegated officer

I recommend that the delegate to the chief executive should make the PMAV, and I have attached the PMAV should you choose to accept my recommendation.

49-Sch4 - Signature

Melissa Cronk
Administration Officer (Vegetation Management) – VM3
South East Region, NRW

06/03/2009

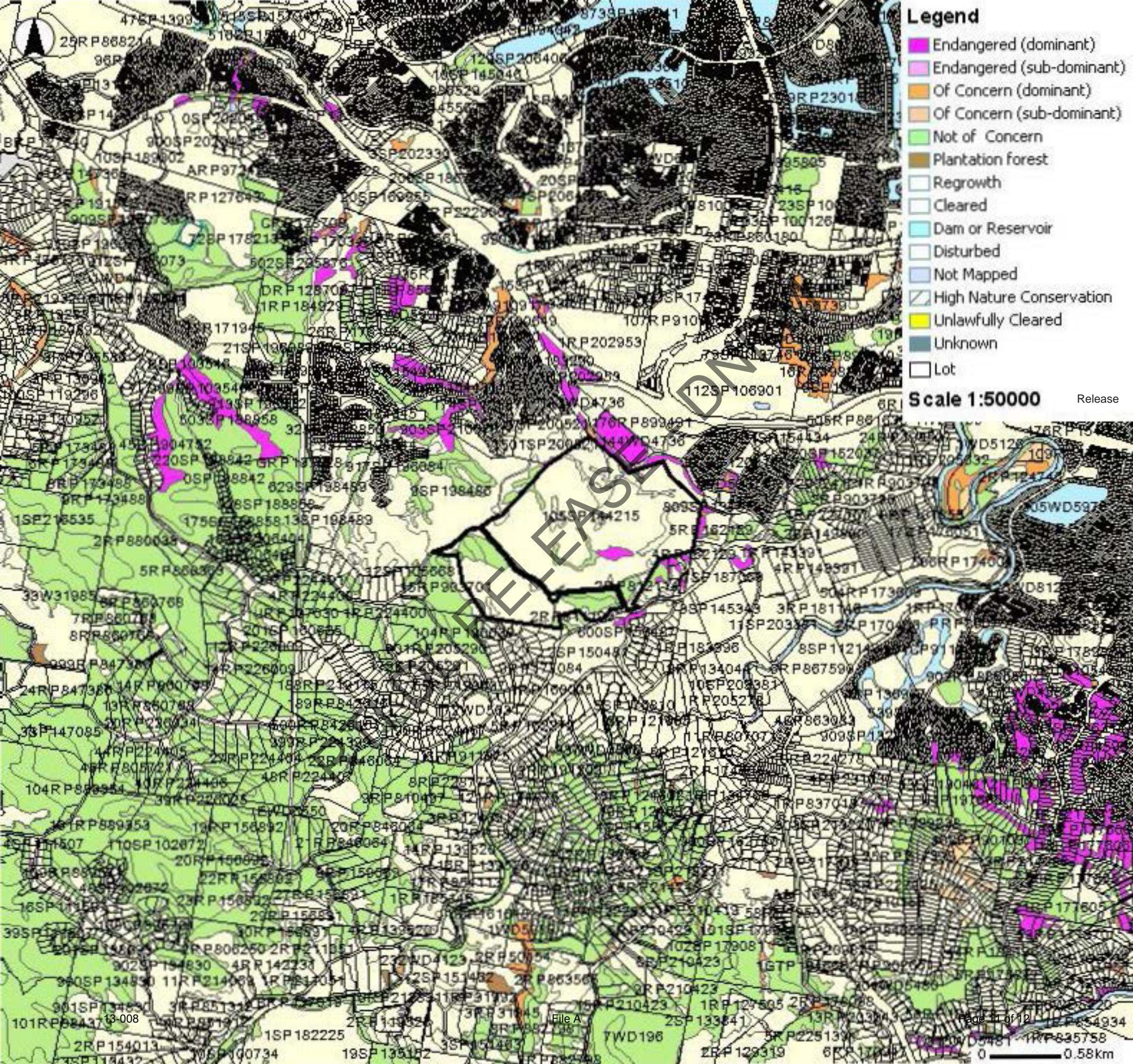
5. Delegated officer decision

I have read this assessment report and within the powers delegated to my position under the *Vegetation Management Delegation (No. 2) 2007*, I:

- concur with the recommendation and will make the PMAV
- disagree with the recommendation as I consider that the findings do not support the recommendation.


Senior Vegetation Management Officer - VM1
South East Region, NRW

RTI DL RELEASE - DNR/M



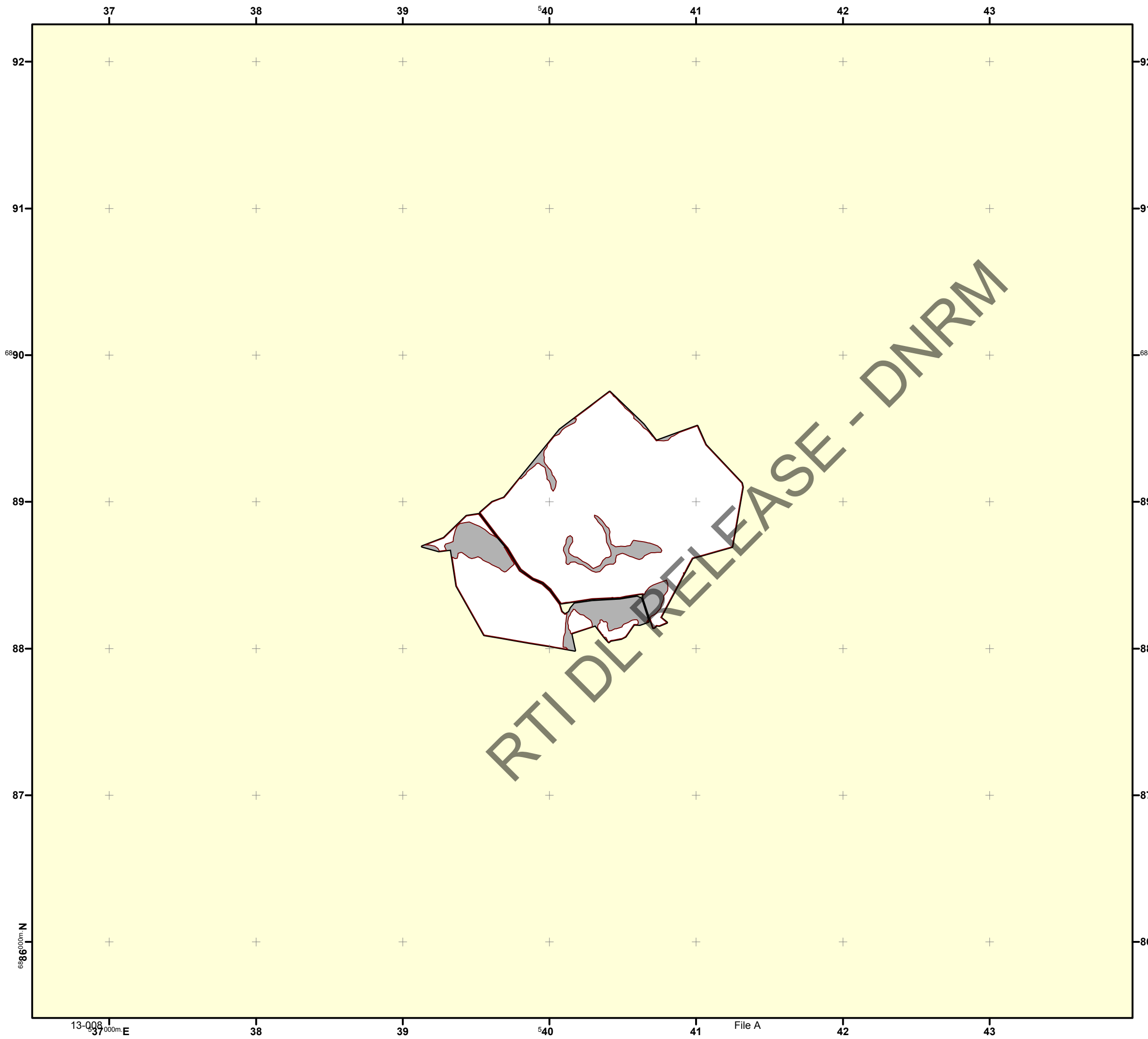
Legend

- Endangered (dominant)
- Endangered (sub-dominant)
- Of Concern (dominant)
- Of Concern (sub-dominant)
- Not of Concern
- Plantation forest
- Regrowth
- Cleared
- Dam or Reservoir
- Disturbed
- Not Mapped
- High Nature Conservation
- Unlawfully Cleared
- Unknown
- Lot

Scale 1:50000

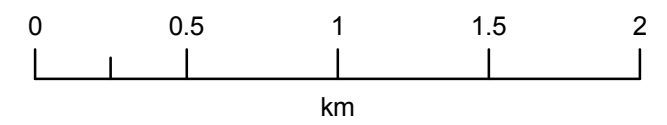
Release

UNLAWFULLY CLEARED



Property Map of Assessable Vegetation
PMAV 2009/001722
 LOT on PLAN
 105SP144215

Sheet 1 of 1



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This PMAV has been made under Section 20C(3) of the Vegetation Management Act (1999)

Signed for the Chief Executive of the Department of Natural Resources and Water by:

Name: _____
 Title: _____
 Signature: _____
 Date: _____

Map Prepared by: MC
 Department of Natural Resources and Water
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