2 May 2019

Murray River Council
C/- Michael Monahan
PO Box 21
MATHOURA NSW 2710

Email: mmonahan@murrayriver.nsw.gov.au

Dear Sir

Consent for Development: Pontoon, Gangway, Ramp and Stairway (connected to existing boardwalk with associated lighting, filtered water connection and sewer dumping facility)

Crown Land: Crown Waterway (Murray River) adjacent to Lot 159 DP 1049554 (R64943)

Parish: Barham
County: Wakool

Consent is granted by the Minister for Lands and Forestry to the lodgement of applications for approval under the Environmental Planning and Assessment Act 1979, and other associated applications required under other legislation, for the development proposal described above.

The Land Owner Consent is granted conditional to the following:

1. Land Owner Consent will expire after a period of 12 months from the date of this letter if not acted on within that time. Extensions of this consent may be sought

2. You are required to forward a copy of the approval to the NSW Department of Industry - Lands and Water (“the Department”) after approval and prior to commencing works.

3. You are required to ensure that the approval provided is consistent with this Land Owner Consent.

4. You must apply to the Department for authority to occupy the Crown land. Crown land cannot be occupied prior to this authority being granted.

5. The Land Owner Consent is provided for the works detailed on the plans provided by you and retained by the Department (File DOC19/072194).

Land Owner Consent is granted in accordance with the following:

- Land Owner Consent is given without prejudice so that consideration of the proposed development may proceed under the Environmental Planning and Assessment Act 1979 and any other relevant legislation;

- The grant of this Land Owner Consent does not guarantee that any subsequent authority to occupy will be granted;
Land Owner Consent does not imply the concurrence of the Minister for Lands and Forestry for the proposed development and does not provide authorisation under the Crown Land Management Act 2016 for this proposal;

The issue of Land Owner Consent does not prevent the Department from making any submission commenting on, supporting or opposing an application;

The Minister reserves the right to issue Land Owner Consent for the lodgement of applications for any other development proposals on the subject land concurrent with this Land Owner Consent;

Any changes made to the proposal, including those imposed by the consent authority, must be consistent with the Land Owner Consent and therefore if modifications are made to the proposed development details must be provided to the Department for approval;

Land Owner Consent also allows application to any other approval authority necessary for this development proposal.

This letter should be submitted to the relevant consent or approval authority in conjunction with the development application and/or any other application. You are responsible for identifying and obtaining all other consents, approvals and permits required under NSW and Commonwealth laws from other agencies for the proposed development.

It is important that you understand your obligations relating to Condition 3. If any alterations are made to the application (whether in the course of assessment, by conditions of consent, or otherwise), it is your responsibility to ensure the amended or modified development remains consistent with this Land Owner Consent. If there is any inconsistency or uncertainty you are required to contact the Department before undertaking the development to ensure that the Department consents to the changes. A subsequent Land owner consent application may incur additional application fees.

Authority to occupy Crown land in this instance refers to the right under the Crown Land Management Act 2016 to either use or manage the land. If development consent is granted, you must make application with the Department of Industry – Lands & Water for a licence prior to undertaking any works/activities on the Crown Waterway/land. It is recommended you make application as soon as possible. The relevant Licence Application Form is available from the Department’s website at: https://www.industry.nsw.gov.au/lands

During the assessment of your proposal it was noted that native title has not been extinguished on the subject land and that the proposal may require notification under the Native Title Act in order to afford any claimants or potential claimants procedural rights. This will be undertaken by the Department once the Licence Application has been lodged.

Should you wish to discuss this matter further please do not hesitate to contact me on the number above.

Yours sincerely

Maureen Fitzpatrick
Senior Property Management Officer
Department of Industry – Lands & Water
Location Map

LOC 606623
Murray River Council
Pontoon, Gangway, Ramp & Stairway

LOCATION
LGA: Murray River
LOCALITY: Barham
PARISH: Barham
COUNTY: Wakool

LEGEND
 Lot 159 DP 1049554
 Crown Reserve
 Crown Waterway - Murray River

Ref: 1803050

Author: Fitzpat
Map Created: 1/05/2019

Disclaimer: The information contained in this map has been provided in good faith. Whilst all effort has been made to ensure the accuracy and completeness of this information the data providers take no responsibility for errors or omissions and will not be liable for any loss or damage that may result from the use of this information.

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