Attachment A

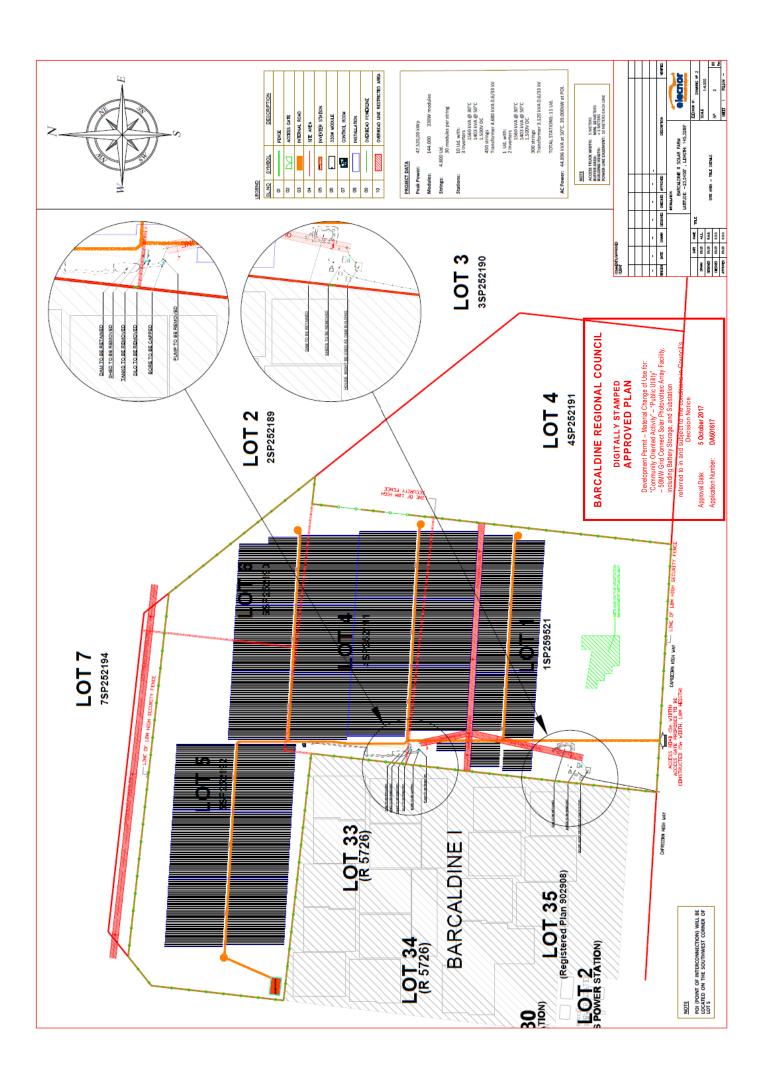
Approved Plans

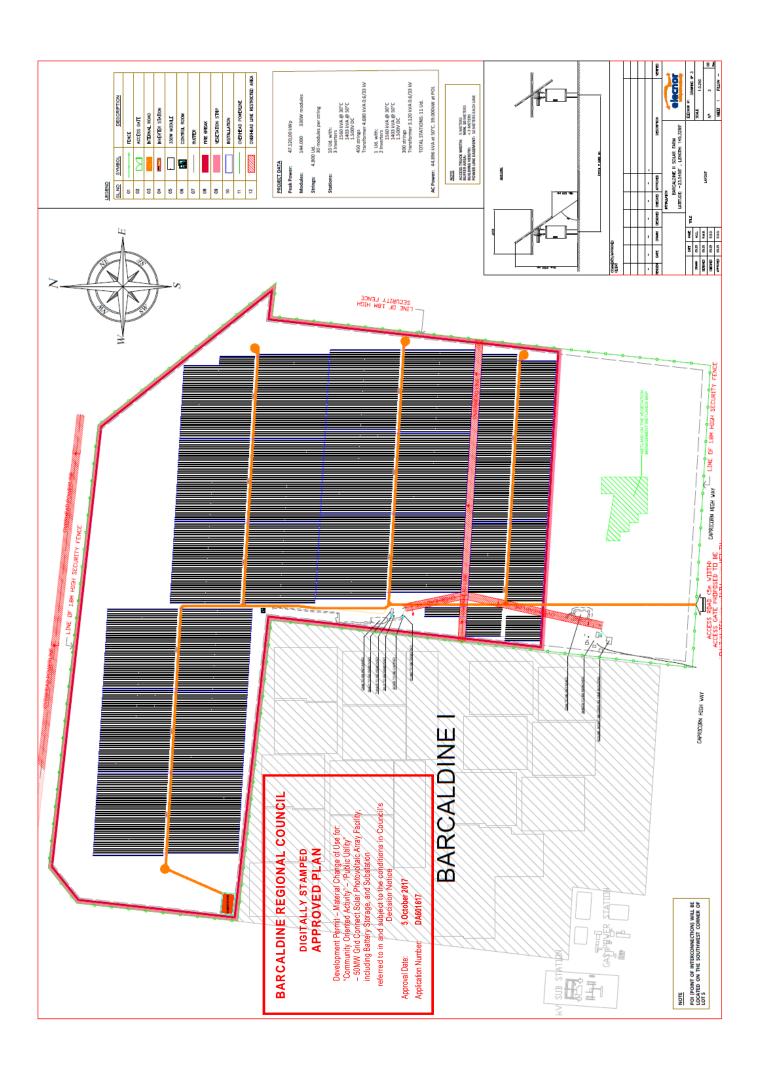
Development Permit for Material Change of Use for:

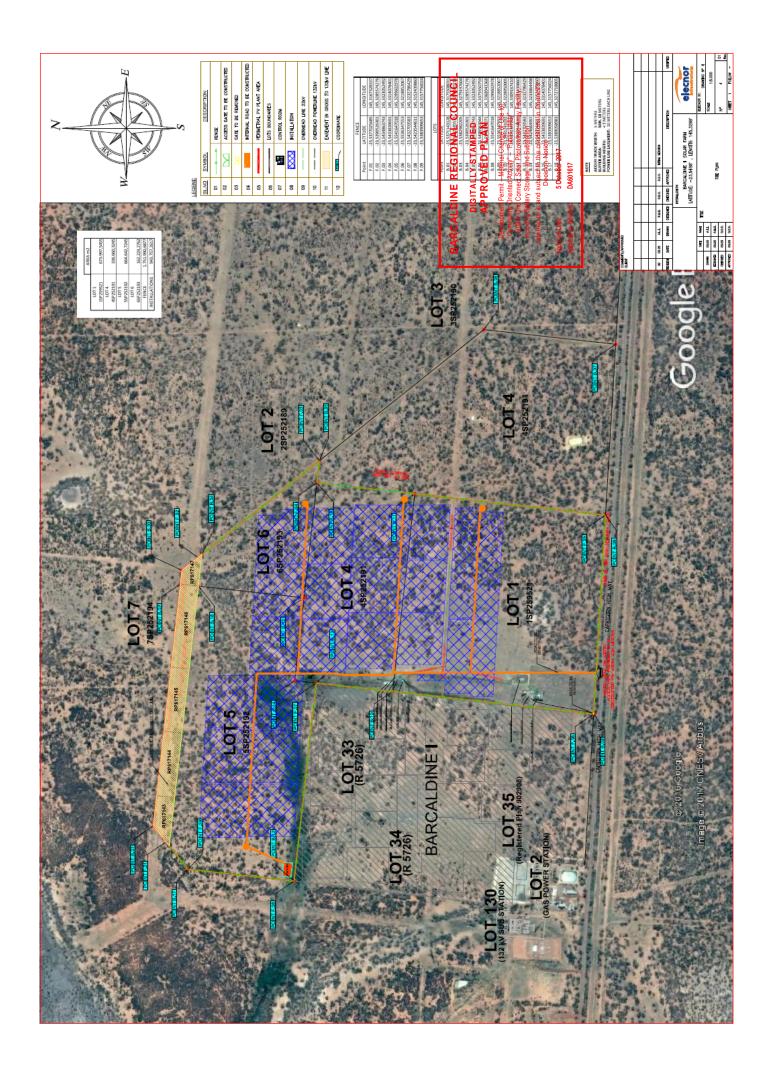
"Community Oriented Activity" – "Public Utility" – 50MW Grid Connect Solar Photovoltaic Array Facility, including Battery Storage, and Substation

	APPROVED PLANS					
1.	Reference:	Elecnor No. "Drawing No. 1", Rev "06"				
	Description:	"Vegetation Management Supporting Map", prepared by Elecnor Infrastructures, dated				
		25/05/2017				
	Amendments:	Nil				
2.	Reference:	Elecnor No. "Drawing No. 2", Rev "06"				
	Description:	"Site Details – Title Details", prepared by Elecnor Infrastructures, dated 25/05/2017				
	Amendments:	Nil				
3.	Reference:	Elecnor No. "Drawing No. 3", Rev "06"				
	Description:	"Layout", prepared by Elecnor Infrastructures, dated 25/05/2017				
	Amendments:	Nil				
4.	Reference:	Elecnor No. "Drawing No. 4", Rev "01"				
	Description:	"Site Plan", prepared by Elecnor Infrastructures, revision "00", dated 25/05/2017				
	Amendments:	Nil				









Attachment B

Referral Agency Response

Referral Agency	Date of Response
Department of State Development, Infrastructure and Planning	6 September 2017



Department of Infrastructure, Local Government and Planning

Our reference:

SDA-0617-040354

Your reference: DA601617

0 6 SEP 2017

Mr Des Howard
Chief Executive Officer
Barcaldine Regional Council
71 Ash Street
Barcaldine QLD 4725
Attention: Brett Walsh
council@barc.qld.gov.au

Dear Mr Walsh

Concurrence agency response—with conditions

Capricorn Highway - Barcaldine (Given under section 285 of the Sustainable Planning Act 2009)

The referral agency material for the development application described below was received by the Department of Infrastructure, Local Government and Planning under section 272 of the *Sustainable Planning Act 2009* on 29 June 2017.

Applicant details

Applicant name:

Barcaldine Solar Farm Stage II Pty Ltd

Applicant contact details:

Level 40, 140 William Street Melbourne VICTORIA 3000

asutera@elecnor.com

Site details

Street address:

56998 Capricorn Highway, Barcaldine QLD 4725

Lot on plan:

Lot 5 on SP252192; Lot 1 on SP259521; Lot 6 on

SP252193 and Part of Lot 4 on SP252191

Local government area:

Barcaldine Regional Council

Application details

Proposed development:

Development Permit for Material Change of Use for Public

Utility (50MW grid connect solar photovoltaic array facility

and substation)

Aspects of development and type of approval being sought

Development Permit for Material Change of Use

Referral triggers

The development application was referred to the department under the following provisions of the *Sustainable Planning Regulation 2009*:

Referral trigger

Schedule 7, Table 3, Item 1—State-controlled road

Schedule 7, Table 3, Item 10— Clearing vegetation

Conditions

Under section 287(1)(a) of the *Sustainable Planning Act 2009*, the conditions set out in Attachment 1 must be attached to any development approval.

Reasons for decision to impose conditions

Under section 289(1) of the *Sustainable Planning Act 2009*, the department must set out the reasons for imposing conditions. These reasons are set out in Attachment 2.

Further advice

Under section 287(6) of the *Sustainable Planning Act 2009*, the department offers advice about the application to the applicant—see Attachment 3.

Approved plans and specifications

The department requires that the following plans and specifications set out below and in Attachment 4 must be attached to any development approval.

Drawing/Report Title	Prepared by	Date	Reference no.	Version/Issue
Aspect of development:	naterial change of u	ise		
Layout Plan	Elecnor Infrastructure	Received 25 June 2017	No. 3	Rev. 06 (as amended in red by DILGP on 4 September 2017)
Figure 1- Location & Extent of Regulated Vegetation Clearing	Yarramine Environmental	5 June 2017	Job: J17_07_AO1_RF	As amended in red by DILGP on 4 September 2017.

A copy of this response has been sent to the applicant for their information.

For further information, please contact Ainsley Sullivan, Senior Planning Officer, SARA Mackay Isaac Whitsunday on (07) 4898 6813, or email ainsley.sullivan@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely

Steve Conner

Acting Deputy Director-General Planning Group

cc: Barcaldine Solar Farm Stage II Pty Ltd, asutera@elecnor.com

Enc: Attachment 1—Conditions to be imposed

Attachment 2—Reasons for imposing conditions

Attachment 3—Further advice

Attachment 4—Approved plans and specifications

Our reference: SDA-0617-040354

Your reference: DA601617

Attachment 1—Conditions to be imposed

No.	Conditions	Condition timing					
Materia	Material change of use						
Plannir Departi which t	ule 7, Table 3, Item 10— Clearing vegetation—Pursuant to section 29 ag Act 2009, the chief executive administering the Act nominates the ment of Natural Resources and Mines to be the assessing authority for the development approval relates for the administration and enforced to the following condition:	Director-General of or the development to					
1.	Clearing of vegetation is not to exceed 109.61 hectares as identified as "Regulated Vegetation Proposed to be Cleared" on Figure 1- Location and Extent of Regulated Vegetation Clearing, dated 5 June 2017, by Yarramine Environmental, Reference no. Job: J17_07_AO1_RF, dated 5 June 2017, amended in red.	At all times					
Plannin Departr which th	le 7, Table 3, Item 1—state-controlled road—Pursuant to section 255 g Act 2009, the chief executive administering the Act nominates the Innent of Transport and Main Roads to be the assessing authority for the development approval relates for the administration and enforcement to the following condition(s):	Director-General of ne development to					
2.	The access gate proposed on Layout Plan, by Elecnor Infrastructure, reference No. 3, Revision 06, received on 29 June 2017 and as amended in red, is to be setback a minimum of 30 metres from the boundary with the state-controlled road (Capricorn Highway).	At all times					
3.	The permitted road access location is to be located on the Capricorn Highway (Alpha – Barcaldine) at approximate chainage 136.5km as shown on Layout Plan, by Elecnor Infrastructure, reference No. 3, Revision 06, received on 29 June 2017 and as amended in red.	At all times					
4.	 (a) Stormwater management of the development must ensure no worsening or actionable nuisance to the state-controlled road. (b) Any works on the land must not: create any new discharge points for stormwater runoff onto the state-controlled road ii. interfere with and/or cause damage to the existing stormwater drainage on the state-controlled road surcharge any existing culvert or drain on the state-controlled road reduce the quality of stormwater discharge onto the state-controlled road. 	At all times					

Our reference: SDA-0617-040354

Your reference: DA601617

Attachment 2—Reasons for decision to impose conditions

The reasons for this decision are:

- To ensure the development is carried out generally in accordance with the plans of development submitted with the application.
- To ensure access to the state-controlled road from the site does not compromise the safety and efficiency of the state-controlled road.
- To ensure that the impacts of stormwater events associated with development are minimised and managed to avoid creating any adverse impacts on the state-transport corridor.

Our reference:

SDA-0617-040354

Your reference: DA601617

Attachment 3—Further advice

Further development permits, compliance permits or compliance certificates

1. Access to State-controlled roads

In accordance with the *Transport Infrastructure Act 1994*, a permitted road access location means a permitted road access location under a decision in force under section 62(1) of the Act. A development permit for material change of use does not constitute approval of a permitted road access location.

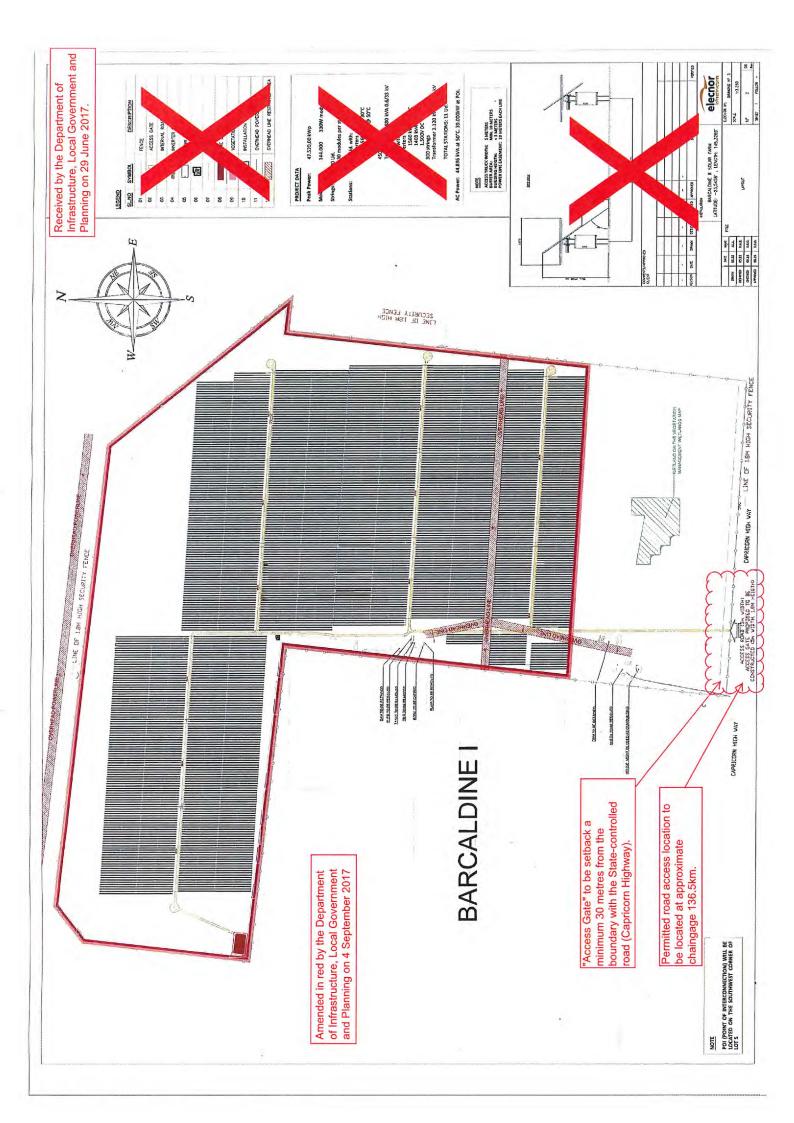
A decision of approval may include conditions or restrictions on the location or use of the permitted road access, type or number of vehicles to use the permitted road access location. Further information regarding access to State-controlled roads is available at: http://www.tmr.qld.gov.au/Community-and-environment/Planning-and-development/Other-matters-requiring-approval.aspx.

Please contact the Department of Transport and Main Roads (Central West District / Central Queensland Region) at barcaldine.office@tmr.qld.gov.au or Gerard Arthur (07) 4651 2722 to make an application for a permitted road access location.

Our reference: SDA-0617-040354

Your reference: DA601617

Attachment 4—Approved plans and specifications





Attachment C

Extracts from the Sustainable Planning Act 2009 Relating to Appeal Rights

Part 1	Appeals to Court Relating to Development Applications and Approvals	Chapter 7, Part 1, Division 8 (Part of)
Part 2	Making an Appeal to Court	Chapter 7, Part 1, Division 11 (Part of)

PART 1 – APPEALS TO COURT RELATING TO DEVELOPMENT APPLICATIONS AND APPROVALS

Chapter 7, Part 1, Division 8 (Part of)

461 Appeals by applicants

- (1) An applicant for a development application may appeal to the court against any of the following—
 - (a) the refusal, or the refusal in part, of the development application;
 - (b) any condition of a development approval, another matter stated in a development approval and the identification or inclusion of a code under section 242;
 - (c) the decision to give a preliminary approval when a development permit was applied for;
 - (d) the length of a period mentioned in section 341;
 - (e) a deemed refusal of the development application.
- (2) An appeal under subsection (1)(a), (b), (c) or (d) must be started within 20 business days (the applicant's appeal period) after—
 - (a) if a decision notice or negotiated decision notice is given—the day the decision notice or negotiated decision notice is given to the applicant; or
 - (b) otherwise—the day a decision notice was required to be given to the applicant.
- (3) An appeal under subsection (1)(e) may be started at any time after the last day a decision on the matter should have been made.

PART 2 - MAKING AN APPEAL TO COURT

Chapter 7, Part 1, Division 11 (Part of)

481 How appeals to the court are started

- (1) An appeal is started by lodging written notice of appeal with the registrar of the court.
- (2) The notice of appeal must state the grounds of the appeal.
- (3) The person starting the appeal must also comply with the rules of the court applying to the appeal.
- (4) However, the court may hear and decide an appeal even if the person has not complied with subsection (3).