

## **Shute Harbour Marina project:**

### **Coordinator-General's change report no. 1— Development approvals**

**December 2018**

## The Department of State Development, Manufacturing, Infrastructure and Planning

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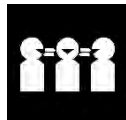
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D18/308347

## Background

The *Shute Harbour Marina project: Coordinator-General's evaluation report on the environmental impact statement (CGER)* was released in December 2013, pursuant to section 35 of the *State Development and Public Works Organisation Act 1971 (SDPWO Act)* in force at 3 May 2013.

On 14 December 2018, the proponent applied to the Coordinator-General to evaluate a proposed change to the Shute Harbour Marina project, under Division 3A, section 35C of the SDPWO Act.

In accordance with section 35H of the SDPWO Act, the Coordinator-General has evaluated the environmental effects of the proposed change, its effect on the project and any other related matters and prepared this Coordinator-General's change report under section 35I of the SDPWO Act.

<b>Project proponent</b>	Shute Harbour Marina Developments Pty Ltd
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<b>The project</b>	Shute Harbour Marina project
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## Changes to the project

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- Proposed change** Shute Harbour Marina Developments Pty Ltd applied to the Coordinator-General seeking changes to three appendices contained within the CGER:
- Appendix 2, Schedule 1, Condition 1 which states 'Development approval under the *Sustainable Planning Act 2009* for operational works that are tidal works or prescribed tidal works associated with dredging for the access channel, shall be a preliminary approval.'
  - Appendix 2, Schedule 2 heading which states 'Conditions for preliminary development approval under the Sustainable Planning Act 2009 for operational works that are tidal works or prescribed tidal works associated with the marina, other than dredging from the marina and access channel.'
  - Appendix 3, Schedule 1 includes a heading which states 'Conditions for preliminary development approval under the Sustainable Planning Act for Material Change of Use involving Environmentally Relevant Activity (ERA) 16 – Extractive and screening activities (dredging).'

The proposed changes are to remove the requirement from the appendices to allow the assessment manager flexibility in issuing either a preliminary approval or development permit.

The change will enable the proponent to further their development applications and there is no environmental effect associated with the proposed change.

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**Decision** Changes approved as outlined in Appendix 1 of this report.

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**Date of effect** Pursuant to section 35J of the SDPWO Act, approved changes take effect from the date of the decision.

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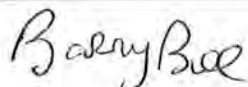
### Decision authorised by

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**Name and Position** Barry Broe  
Coordinator-General

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**Signature**



**Date of decision** 21-12-18

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Pursuant to section 35J of the SDPWO Act, a copy of this report will be given to the proponent, and a copy will be made available at: [www.dsdmip.qld.gov.au/shuteharbour](http://www.dsdmip.qld.gov.au/shuteharbour).

Pursuant to section 35K of the SDPWO Act, the Coordinator-General's evaluation report on the EIS for the project, and the Coordinator-General's change report, both have effect for the

project. However, if the reports conflict, the Coordinator-General’s change report prevails to the extent of any perceived inconsistency.

## Appendix 1. Changes to conditions

Change	Former condition	New condition
1.	<p><b>Appendix 2. Conditions to be attached to a preliminary operational works approval under the <i>Sustainable Planning Act 2009</i></b></p> <p><b>Schedule 1. Operational Works—Dredging</b></p> <p><b>CONDITIONS FOR A PRELIMINARY DEVELOPMENT APPROVAL UNDER THE <i>SUSTAINABLE PLANNING ACT 2009</i> FOR OPERATIONAL WORKS THAT ARE TIDAL WORKS (DREDGING) FOR THE MARINA AND ACCESS CHANNEL.</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Heritage Protection.</p> <p><b>Condition 1.</b></p> <p>Development approval under the <i>Sustainable Planning Act 2009</i> for operational works that are tidal works or prescribed tidal works associated with dredging for the access channel, shall be a preliminary approval</p>	<p><b>Appendix 2. Conditions to be attached to an operational works approval under the <i>Planning Act 2016</i>.</b></p> <p>Where information has been supplied in support of an application for development approval and that information satisfies Conditions 4, 11 or 12, the relevant stated condition is not to be attached to the approval.</p> <p><b>Schedule 1. Operational Works—Dredging</b></p> <p><b>CONDITIONS FOR A DEVELOPMENT APPROVAL UNDER THE <i>PLANNING ACT 2016</i> FOR OPERATIONAL WORKS THAT ARE TIDAL WORKS (DREDGING) FOR THE MARINA AND ACCESS CHANNEL.</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Science.</p> <p><b>Condition 1.</b></p> <p>(Condition removed).</p>
2.	<p><b>Appendix 2. Conditions to be attached to a preliminary operational works approval under the <i>Sustainable Planning Act 2009</i></b></p> <p><b>Schedule 2. Operational works—tidal works associated with the marina other than dredging for the marine and access channel</b></p> <p><b>CONDITIONS FOR PRELIMINARY DEVELOPMENT APPROVAL UNDER THE <i>SUSTAINABLE PLANNING ACT 2009</i> FOR OPERATIONAL WORKS THAT ARE TIDAL WORKS OR PRESCRIBED TIDAL WORKS ASSOCIATED WITH THE MARINA, OTHER THAN DREDGING FOR THE MARINA AND ACCESS CHANNEL.</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Heritage Protection.</p>	<p><b>Appendix 2. Conditions to be attached to an operational works approval under the <i>Planning Act 2016</i>.</b></p> <p>Where information has been supplied in support of an application for development approval and that information satisfies Conditions 2 or 4a, the relevant stated condition is not to be attached to the approval.</p> <p><b>Schedule 2. Operational works—tidal works associated with the marina other than dredging for the marina and access channel</b></p> <p><b>CONDITIONS FOR A DEVELOPMENT APPROVAL UNDER THE <i>PLANNING ACT 2016</i> FOR OPERATIONAL WORKS THAT ARE TIDAL WORKS OR PRESCRIBED TIDAL WORKS ASSOCIATED WITH THE MARINA, OTHER THAN DREDGING FOR THE MARINA AND ACCESS CHANNEL.</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Science.</p>

Change	Former condition	New condition
3.	<p><b>Appendix 2, Schedule 2</b> <b>Condition 4.</b></p> <p>An underwater noise management plan must be provided in support of an application for a development permit, and implemented during construction works to minimise and mitigate any impacts to marine fauna through pile driving and construction activities.</p>	<p><b>Appendix 2, Schedule 2</b> <b>Condition 4a.</b></p> <p>An underwater noise management plan to minimise and mitigate any impacts to marine fauna through pile driving and construction activities must be provided in support of an application for a development permit.</p> <p><b>Condition 4b.</b> The approved underwater noise management plan must be implemented during construction works.</p>
4.	<p><b>Appendix 3. Conditions to be attached to a development approval for the commencement of environmentally relevant activities</b></p> <p><b>Schedule 1. ERA 16—Extractive and screening activities (dredging)</b></p> <p><b>CONDITIONS FOR PRELIMINARY DEVELOPMENT APPROVAL UNDER THE <i>SUSTAINABLE PLANNING ACT 2009</i> FOR MATERIAL CHANGE OF USE INVOLVING ENVIRONMENTALLY RELEVANT ACTIVITY (ERA) 16—EXTRACTIVE AND SCREENING ACTIVITIES (DREDGING).</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Heritage Protection.</p>	<p><b>Appendix 3. Conditions to be attached to a development approval for the commencement of environmentally relevant activities.</b></p> <p><b>Schedule 1. ERA 16—Extractive and screening activities (dredging)</b></p> <p><b>CONDITIONS FOR A DEVELOPMENT APPROVAL UNDER THE <i>PLANNING ACT 2016</i> FOR MATERIAL CHANGE OF USE INVOLVING ENVIRONMENTALLY RELEVANT ACTIVITY (ERA) 16—EXTRACTIVE AND SCREENING ACTIVITIES (DREDGING).</b></p> <p>The recommended assessing authority for these conditions is the Department of Environment and Science.</p>