

Appendix 2 - List of Possible Future Development Approvals

Legislation	Approving Authority	Type of Approval
State Development and Public Works Organisation Act 1971	Department of Infrastructure	Coordinator General prepares Evaluation Report on TOT Project
		Coordinator General decision on TOT Project
Environmental Protection and Biodiversity Conservation Act 1999	Department of Environment and Heritage	Controlled Action Approval from Department of Environment and Heritage following Coordinator General decision.
Breakwater Island and Casino Agreement Act 1984	Treasury	Application for approval of FDA Scheme
		Application by State for issue of Development Lease pursuant to clause 72 of the Formal Agreement in BICA
		Application for approval of the Works to reclaim the land platforms and facilitate the Development of the TOT Project Site (clause 68 of BICA provides that IDAS process under IPA is to be used)
Integrated Planning Act 1997	Townsville City Council /Environmental protection Agency	Operational Works in Tidal Areas – The Coastal Protection and Management Act has jurisdiction over coastal lands and coastal waters within coastal management districts. The TOT site does not fall within a mapped coastal management district presently but consideration of the State Coastal Management Policy must be undertaken. The reclamation works and the proposed temporary bridge structure will be built in, on and over tidal water. This will require the issue of a Development Permit for 'Tidal Works' that is Prescribed Tidal Works – for operational works that are tidal works in, on, or above land under tidal water would be a code assessable application with EPA the concurrence agency
Integrated Planning Act 1997	Queensland Transport	Strategic Port land – The IPA and the Transport Infrastructure Act deal with Strategic Port Land. The Proposed temporary bridge is located near the perimeter of the Townsville Port Land and navigation waterways. There are on going discussions with the Townsville Port Authority in relation to the approvals processes. If and where necessary an application will be made with respect to Strategic Port Land.



Legislation	Approving Authority	Type of Approval
Integrated Planning Act 1997	Townsville City Council	Building Work – Building works associated with the construction of the Terminal Building and proposed temporary bridge (if necessary).
Environmental Protection Act 1994		 Development Applications for approval of the following ERA's. ERA 19 Dredging material Dredging material from the bed of any waters (other than by dredging by a port authority of material for which a royalty or similar charge is not payable) using plant or equipment having a design capacity of: (a) not more that 5,000t per year; or (b) 5,000t or more, but less 100,000t per year; or (c) 100,000t or more per year. ERA 73 Marina or Seaplane mooring Operating a commercial marina or facility for mooring seaplanes, including any land based buildings or works used in association with the marina or moorings; (b) for 20 or more berths or moorings but less than 100 berths or
		moorings; (c) for 100 or more berths or moorings
Environmental Protection Act 1994	Environmental Protection Agency	Application for removal of contaminated soils from TOT Berth Pocket (if applicable).
Nature Conservation Act 1992	Environmental Protection Agency	Application for operational work that is the taking, using, keeping or interfering with a protected animal or plant (sea grass).
Fisheries Act 1994	Department of Primary Industry and Fisheries	Application for operational work that is the removal, destruction or damage to marine plants as defined. This is also incorporated in the Integrated Planning Act (sea grass and mangroves).
Aboriginal Cultural Heritage Act 2003	Department of Natural Resources and Water	Appropriate Cultural Heritage Duty of Care in compliance with the CH Act will be required through the construction phase. Further assessment in the event land outside the project Site is used
Integrated Planning Act 1997	Townsville City Council	Operational Work and/or Building Work – A development Permit for Operational works assessable against the FDA Scheme may be required for the roadworks, earthworks, landscaping, and stormwater drainage and associated services.





Legislation	Approving Authority	Type of Approval
Integrated Planning Act 1997	Townsville City Council	Reconfiguration of a Lot – Application for Development Permit for reconfirmation of the TOT precinct from the Breakwater Cove precinct for the registration of Title to the TOT Precinct for handover of the TOT Precinct to the State and later owners, in

