

Our Ref: DOC23/232559
LOC No: 643183

Crown Lands – Far West Office

Phone: (02) 6883 5400

Email: cl.western.region@crownland.nsw.gov.au

The General Manager

Jay Nankivell
Broken Hill City Council
PO Box 448
BROKEN HILL NSW 2880

Via Email: council@brokenhill.nsw.gov.au

30 October 2023

Subject: Landowner's Consent – Granted Consent from Minister for Lands and Property

**Consent for Development
Comprising:
Crown Land
Crown reserve
Parish
County**

Demolition/Removal of Demountable Buildings,
Carpark and Landscaping
Part: Lots 3 and 7 Sec 35 DP 759092
R39037 for Police Purposes, notified 8 April 1905
Picton
Yancowinna

Attn: Asad Nizamani

Consent is granted by the Minister for Lands and Property 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 Landowner's Consent is granted conditional to the following:
 1. Landowner's 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 DA approval to the NSW Department of Planning and Environment – Crown Lands ("the Department") after approval and prior to commencing works.
 3. You are required to ensure that the approval provided is consistent with this Landowner's Consent.
 4. The Landowner's Consent is provided for the works detailed on the plans provided by you and retained by the Department in File 23/08247.
 5. Irrespective of any development consent or any approval given by other public authorities, any work or occupation of Crown land cannot commence until Broken Hill City Council is appointed Crown Land Manager.

Landowner's Consent is granted in accordance with the following:

- Landowner's 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 Landowner's Consent does not guarantee that any subsequent authority to occupy will be granted;
- Landowner's Consent does not imply the concurrence of the Minister for Lands and Property for the proposed development and does not provide authorisation under the *Crown Land Management Act 2016* for this proposal;
- The issue of Landowner's Consent does not prevent the Department from making any submission commenting on, supporting, or opposing an application;
- The Minister reserves the right to issue Landowner's Consent for the lodgement of applications for any other development proposals on the subject land concurrent with this Landowner's Consent;
- Any changes made to the proposal, including those imposed by the consent authority, must be consistent with the Landowner's Consent and therefore if modifications are made to the proposed development details must be provided to the Department for approval;
- Landowner's 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 Landowner's 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 LOC application may incur additional application fees.

It is requested that Broken Hill City Council notify the Department of the subsequent development application, for potential comment, as part of any public notification procedure.

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 1993* in order to afford any claimants or potential claimants procedural rights. This is a requirement to be undertaken by Broken Hill City Council as the Consent Authority for the Development Application.

For further information, please contact Amy Smith on 02 6883 5434 or via email at amy.smith@crowland.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read "Amy Smith".

Amy Smith
Senior Natural Resource Management Officer
Department of Planning & Environment
Crown Lands, Far West Area

Attachment A – Location Map

