Richmond Council	RICHMOND VALLEY COUNCIL Offices: Cnr Walker Street & Graham Place, Casino 19-25 Woodburn Street, Evans Head Postal Address: Locked Bag 10, CASINO NSW 2470 Email Address: council@richmondvalley.nsw.gov.au Casino Telephone: (02) 6660 0300 – EDS Fax: (02) 6660 1370 Evans Head Telephone: (02) 6660 0365 - Fax: (02) 6682 4252 Development Application (Environmental Planning and Assessment Act 1979 (As Amended)) (PLEASE COMPLETE FORM IN BLACK INK)	DA No 2015 0096 Amendee Date
1. Land		
Locality	Street/Road Iron Gates Drive Evans Head Sec	tached Schedule
2. Applica	nt	
	Dany GOLDCORAL PTY LTD	
	PO BOX 3441 A FAIR SOUTH PORT Postcode	
Email Address	AREAL INGLES	
3. Owner(s) of the Land and Owners Consent	
All owners must sig corporate or Crown	n, attach separate sheet if required, provide the name of every owner - for land refer to page 4 of this form.	r company, body
Family Name(s) o	r Company GOLD CORAL PTY LTD	
Full Postal Addres	ss. PO Box 3441	
AUSTRALIA	FAIR SOUTHPORT Postcode	a construction and a second
Telephone – Busi	ness0755714900 Mobile 0412 656727 Private	
V	raeme @ inglesgroup.com.qu Fax	
authority and attach	owner's behalf as the owner's legal representative, you must state t documentary evidence (eg, power of attorney, executor, trustee or com	he nature of your legal pany director).
	RAEME INGLES Signature	
Name (Print)	Signature	

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Date 23, 7, 19



RICHMOND VALLEY COUNCIL Development Application Checklist

The checklist below identifies the information that may be required and will need to be submitted with your application. (PLEASE COMPLETE FORM IN BLACK INK)

Please tick all relevant boxes and attach information

- True Market Value of work & Council fees
- Consent of all owners
- 6 Copies of plans for subdivisions, commercial/industrial buildings, etc see DA Guide
- 3 Copies of plans for dwellings
- 2 Specifications see DA notes
- Detailed Site Plan showing all trees & structures drawn to scale
- 2 Copies of Rural Fire Service Bushfire Management Plan
- 3 Copies of BASIX Certificate available at <u>www.basix.nsw.gov.au</u>
- 6 Copies Statement of Environmental Effects (2 copies for dwellings) see Fact Sheet
- Water Sensitive Urban Design details see DCP 9 and Fact Sheet
- Floor and Ground Levels in Flood Prone Land
- 6 Copies of On Site Sewage Management Consultants Report
- Completed Development Application Form
- Disclosure of Political Donations and Gifts
- Cheque(s) for \$250.00 for each referral (Integrated Development) plus extra copy of complete DA for each authority.

NOTE: Failure to supply all the information will result in delay of your application for which Council cannot accept responsibility and may result in a refusal of the application.

The assessment may identify other issues that may require clarification or further submissions. DEVELOPMENT APPLICATIONS MUST BE LODGED WITH COUNCIL

PRIOR TO 3.30PM MONDAY TO FRIDAY

TO BE COMPLETED BY APPLICANT

I have read all the information attached to this development application and have completed the checklist above. I acknowledge that the failure to supply all of the information requested by Council will result in the processing of this application being delayed.

GRAEME INGLES

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Print Name

Signature

Date

4. Development Type

Description of proposal for which development is sought (eg Dwelling, Residential Flat Building, Change of Use, Subdivision, Extractive Industry, Animal Establishment etc)

184 lot subdivision including 175 Residential lots; 3 Residue lots;

4 Public Reserves; 1 Drainage Reserve; 1 Sewer Pump Station Lot;

Upgrading of Iron Gates Drive; Demolition of Existing Structures Onsite;

5. Section 68 Approvals

Approvals under Section 68 of the Local Government Act, 1993

- Carry out water supply work
- Carry out stormwater drainage work
- Carry out sewerage work
- Connect a private sewer with a public sewer
- Use a building as a place of public entertainment
- Connect a private drain with a public drain
- Install a sewage management facility & ancillary drainage
- Alter a sewage management facility & ancillary drainage
- Place a waste storage container in a public place
- Other

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6. Cost of Development

Estimated cost of the development

\$12,013,533.0

(Note: Estimate will be checked against current construction cost indices)

7. Statement of Environmental Effects / Impact Statement

To assess your proposal, the consent authority needs to understand the impacts it will have. Depending upon the nature and scale of your proposal you will need to provide:

A Statement of Environmental Effects (see attached Fact Sheet)

An Environmental Impact Statement (for designated development)

(It is a legal requirement that all Development Applications must be accompanied by a Statement of Environmental Effects)

8. Development Type

🛛 Local

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State Integrated

Concurrence (SEPP1) Advertised Designated

9. Principal Certifying Authority

Appointment of Principal Certifyi	ng Authority
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	-			
Richmond Valley Council	Private Certifier (please con	nplete details)		
Name				
Full Postal Address				
		Postcode		
Telephone – Business	Mobile	Private		
Accreditation Authority				
Accreditation No Expiry Date				
Company Issuing Indemnity Certificate	·			
Expiry Date				

10. Integrated Development

If this application is for Integrated Development list other approvals required to be obtained (please specify)

Fisheries Management Act 1994

- Heritage Act 1977
- Mine Subsidence Compensation Act 1961
- Mining Act 1992
- National Parks and Wildlife Act 1974
- Petroleum (On Shore) Act 1991
- Pollution Control Act 1970
- Protection of the Environment Act
- Roads Act 1993
- Rural Fires Act 1997
- Soil Conservation Act 1938
- Waste Minimisation and Management Act 1995
- Water Management Act 2000

11. Disclosure Statement

Disclosure of Political Donations and Gifts

Legislation requires the disclosure of reportable political donations, made with the past two (2) years to political parties, elected members of NSW Parliament, Local Government elections and elected Council members. This includes disclosure of gifts made to Councillors or Council employees, and any donation or gift made when a person was a candidate for Council election.

Have you made a Political Donation or Gift Ses No

(if ticked "Yes" a separate disclosure form must be completed. Forms are available at Council or downloaded from the Department of Planning's website)

PRIVACY & PERSONAL INFORMATION PROTECTION ACT

The personal information that council has collected from you is personal information for the purposes of the Privacy and Personal Information protection Act, 1998.

The intended recipients of the personal information are:

- Officers within the Council;
- Any other agent of the Council; and
- Public sector agencies.

The supply of the information by you is required by law. Failure to provide this information will prevent Council determining this matter.

Council has collected this personal information from you in order to assist it in its determination of this matter. You may make application for access or amendment to information held by Council. You may also make a request that Council suppress your personal information from a public register. Council will consider any such application in accordance with the PPIPA. Council is to be regarded as the agency that holds the information.

OWNER'S CONSENT

WHERE THE OWNER IS A COMPANY

If the owner of the land is a company, the company must sign as the owner. Section 127 of the Corporations Act 2001 details how a company may execute a document. This outlines the following requirements:

A Company may execute a document without using a common seal if they document is signed by:

- two (2) directors of the company; or
- a director and a company secretary of the company; or
- · for a proprietary company that has a sole director who is also the sole company secretary that director.

Where the owner of the land is a company, and owner's consent is provided on documentation accompanying the form, Council requests that the names and positions held (e.g. Company Director) by those signing the form are clearly printed adjacent to the relevant signature(s).

WHERE THE OWNER IS IDENTIFIED AS A BODY CORPORATE

Where the owner is identified as a Body corporate, the following is required:

- Body Corporate Seal; and
- A letter of consent signed by the Chairperson and Secretary.

or

- Body Corporate Seal; and
- Body Corporate resolution consenting to the proposal (i.e. minutes of meeting where proposal was adopted); and
- two (2) signatures, one of which must be the Chairperson.

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• a signed letter of consent from each lot owner covered by the Body Corporate.

WHERE THE LAND IS IDENTIFIED AS CROWN LAND

If the land is Crown land, an authorised officer of the Department of Land and Water Conservation must sign the application

Richmond Council

Notes for Completion of Development Application and/or Construction Certificate

Note 1: The application must be accompanied by such matters as would be required under S.81 of the Local Government Act 1993 if approval was to be sought under that Act.

Note 2: Council may reject any development consent application if it is considered that the application is illegible or unclear as to the development consent which is being sought, (Clause 47 EP&A Amendment Reg. 1998).

Note 3: A Plan of the land MUST indicate:

- a) location, boundary dimensions, site area and north point of the land.
- b) existing vegetation and trees on the land.
- c) location and uses of existing buildings on the land.
- d) existing levels of the land in relation to buildings and roads.
- e) location and uses of buildings on sites adjoining the land.

Note 4: Plans or Drawings describing the proposed development MUST indicate (where relevant):

- a) the location of proposed new buildings or works (including extensions or additions to existing buildings or works) in relation to the land's boundaries and adjoining development.
- b) floor plans of proposed buildings showing layout, partitioning, room sizes and intended uses of each part of the building.
- c) elevations and sections showing proposed external finishes and heights.
- d) proposed finished levels of the land in relation to buildings and roads.
- e) building perspectives, where necessary to illustrate the proposed building.
- f) proposed parking arrangements, entry and exit points for vehicles, and provision for movement of vehicles within the site (including dimensions where appropriate).
- g) proposed landscaping and treatment of the land (indicating plant types and their height and maturity).
- h) proposed methods of draining the land.

Building Work

In the case of an application for a Construction Certificate for building work:

- a) copies of compliance certificates relied upon (if any)
- b) three (3) copies of detailed plans and specifications.
- The plan for the building must be drawn to a suitable scale and consist of a general plan and a block plan. The general plan of the building is to:
 - show a plan of each floor section;
 - show a plan of each elevation of the building;
 - show the levels of the lowest floor and of any yard or unbuilt on area belonging to that floor and the levels
 of the adjacent ground;
 - indicate the height, design, construction and provision for fire safety resistance (if any).

Where the proposed building work involves any alteration or addition to, or rebuilding of, an existing building the general plan is to be coloured or otherwise marked to the satisfaction of the certifying authority to adequately distinguish the proposed alteration, addition or rebuilding.

Where the proposed building work involves a modification to previously approved plans and specifications the general plans must be coloured or otherwise marked to the satisfaction of the certifying authority to adequately distinguish the modification.

Subdivision Work

- details of the existing and proposed subdivision pattern (including the number of lots and the location of roads)
- details as to which public authorities have been consulted with as to the provision of utility services to the land concerned
- detailed engineering plans as to the following matters:
 - (i) earthworks
 - (ii) roadworks
 - (iii) road pavements
 - (iv) road furnishings
 - (v) stormwater drainage
 - (vi) water supply works
 - (vii) sewerage works
 - (viii) landscaping works
 - (ix) erosion control works
- copies of any compliance certificates to be relied on.

Note 5: The specification is:

- to describe the construction and materials of which the building is to be built and the method of drainage, sewerage and water supply.
- state whether the material proposed to be used are new or second hand and give particulars of any second-hand and give particulars of any second-hand materials to be used.
- c) where the application involves an alternative solution to meet the performance requirements of the BCA, the application must also be accompanied by:
 - details of the performance requirements that the alternative solution is intended to meet, and details of the assessment methods used to establish compliance with those performance requirements.
- d) evidence of any accredited component, process or design sought to be relied upon.
- e) except in the case of an application for, or in respect of, a Class 1(a) or Class 10 buildings:
 - a list of any fire safety measures that are proposed to be implemented in the building or on the land on which the building is situated, and
 - if the application relates to a proposal to carry out any alteration or rebuilding of, or addition to, an existing building, a separate list of such of those measures as are currently implemented in the building or on the land on which the building is situated.

The list must describe the extent, capability and basis of design of each of the measures concerned.

Note 6: Other Information MUST indicate (where relevant):

- a) in the case of shops, offices, commercial or industrial development:
 - details of hours of operation;
 - plant and machinery to be installed;
 - type, size and quantity of goods to be made, stored or transported;
 - loading and unloading facilities.
- b) in the case of a change of building use (except where the proposed change is to a Class 1(a) or Class 10 building) where no alterations or additions to the existing building are proposed.
 - a list of any fire safety measures in the building or on the land on which the building is situated in connection with the proposed change of building use, and
 - a separate list of such of those measures as are currently implemented in the building or on the land on which the building is situated.
- The list must describe the extent, capability and basis of design of each of the measures concerned.
- c) in the case of demolition:
 - details of age and condition of buildings or works to be demolished.
- d) in the case of advertisements;
 - details of the size, type, colour, materials and position of the sign board or structure on which the proposed advertisement is to be displayed.
- e) in the case of development relating to an existing use;
- details of the existing use.
- f) in the case of development that requires consent under the Wildemess Act 1987;
 - a copy of the consent under the Wilderness Act 1987.
- g) in the case of development involving the erection of a building, work or demolition:
 - details of the methods of securing the site during the course of construction.
- Note 7: Under S.80(10A) of the Environmental Planning & Assessment Act 1979 development consent cannot be granted until any long service levy payable under Section 34 of the Building and Construction Industry Long Service Payments Act 1986 (or where such a levy is payable by instalments, the first instalment of the levy) has been paid. The local Council may be authorised to accept payment.

Note 8: Home Building Act Requirements

In the case of an application for a Construction Certificate for residential building work (within the meaning of the *Home Building Act 1989*) attach the following:

- a) in the case of work by a licensee under the Act:
 - i) a statement detailing the licensee's name and contractor licence number; and
 - ii) documentary evidence that the licensee has complied with the applicable requirements of that Act,* or
- b) in the case of work done by any other person:
 - i) a statement detailing the person's name and owner-builder permit number, or
 - ii) a declaration signed by the owner of the land, to the effect that the reasonable market cost of the labour and materials involved in the work is less than the amount prescribed for the purposes of the definition of *owner-builder work* in Section 29 of that Act.
 - A certificate purporting to be issued by an approved insurer under Part 6 of the Home Building Act 1989 to the effect that a person is the holder of an insurance contract issued for the purposes of that Part, is sufficient evidence that the person has complied with the requirements of that Part.

Note 9: In addition to any documentation required as set out above, a development application for any development:

- (a) that involves the erection (but not the alteration, enlargement, extension or relocation) of a BASIX affected building, or
 - (b) that involves a change of building use by which a building becomes a BASIX affected building, must also be accompanied by a BASIX certificate, issued no earlier than 3 months before the date on which the applications is made, for each dwelling comprised in the development.
- Note 10: The application must be accompanied by a statement of environmental which must:
 - a) demonstrate that the environmental impact of the development has been considered
 - b) set out steps to be taken to protect the environment or to mitigate the harm

Richmond



Fact Sheet

Statement of Environmental Effects

Development applications must include a Statement of Environmental Effects to legally validate the application. For minor proposals a brief consideration of environment issues will be sufficient. This fact sheet is designed to cover most types of development. However, major developments including designated and integrated development may require a detailed Environmental Impact Statement.

A Statement of Environmental Effects does not have to be in any special form, the following points will give you some idea of what Council requires. Some headings may not be relevant.

Consider ALL the likely effects or impacts of your proposal, for example, effects on privacy and views from adjoining land or additional car movements. You need to assess issues that effect your development and issues that have outward effects on your neighbours or the local environment.

- Planning Policies and Controls
 - Address whether the proposal is permissible under the zoning of the land and the relevant Development Control Plan.
 - Consider how the development satisfies the relevant planning controls applying to the site and justify any areas of non-compliance. A separate form is available from Council to vary any clause of a Development Control Plan. Some parts of the Council area are affected by special Scenic Protection and Environmental Protection zones, check your planning certificate for further information.
- Site Suitability Have you identified and dealt with potential hazards?
 - o Flooding
 - Poor drainage
 - o Landslip
 - o Soil erosion
 - o Bushfire
 - Land contamination including previous land use and any remediation that has been carried out or is proposed to be carried out

Make sure you provide details on your plans of all excavation, filling and any removal of vegetation.

- > Access and Traffic How will you access the development?
 - o Driveway location, access grades, manoeuvrability and safety
 - Is the existing road network and footpath crossing suitable?
 - Consider the number of vehicles entering and exiting the site, including delivery trucks and pedestrian safety
 - Provide calculations of number and location of parking spaces.

Please show the location of driveways and parking areas on your plans.

- > Streetscape and Design Will the design suit the area?
 - Discuss how the design of the development has taken into consideration the existing streetscape
 - o Include details of the proposed external finishes, including material type and colour
- Services What services are required?
 - o Discuss the availability of services; are telephone and electricity available?
 - What type of water supply is required?
 - o Is Council sewerage available or is an on-site system required?
 - How is stormwater disposal to be carried out?



Fact Sheet - Statement of Environmental Effects

- > Privacy, Views and Overshadowing Will the neighbours be affected?
 - How the proposal will impact on neighbouring properties and any measures proposed to reduce the impact of noise, shadows
 - Will the proposal affect the views of the neighbouring properties and any measures to reduce the impact?
- > Social and Economic Effects Are there any likely impacts?
 - Is any native vegetation to be removed?
 - o Are native animals or birds likely to be effected?
 - In relation to the Threatened Species Conservation Act, discuss the impact that the development will have any threatened or endangered species
 - o Proposed landscaping of the site and whether any existing trees should be preserved.

Note:

You may be requested to produce EVIDENCE or DOCUMENTATION in support of any claims you make.

USE THIS DOCUMENT AS A GUIDE



SCHEDULE OF LAND TO ACCOMPANY DEVELOPMENT APPLICATION FOR GOLD CORAL PTY LTD

Land:

Lot 163 DP 831052, Lots 276 and 277 DP 755624, Crown Road Reserve between Lots 163 DP 831052 and Lot 276 DP 755724, Crown Foreshore Reserve and Iron Gates Drive, Evans Head NSW; 240 Iron Gates Drive, Evans Head



Council's Reference: DA2015/0096

12 August 2019

Goldcoral Pty Ltd PO Box 3441 AUSTRALIA FAIR, SOUTHPORT QLD 4215

Dear Graeme

Owner's Consent to lodge a Development Application over Iron Gates Drive, Evans Head

Under delegated authority of Richmond Valley Council, I hereby grant owner's consent to Goldcoral Pty Ltd to lodge a Development Application over sections of public road known as Iron Gates Drive, Evans Head, for the purposes of undertaking roadworks.

Please note this owner's consent is not authority to carry out any works on the road without first obtaining: development consent for those works; and having Section 138 Approval under the *Roads Act 1993*.

Yours sincerely,

Vaughan Macdonald General Manager





File Ref:GF95H652Account No:611043

Peter Baumann Phone: 02 6642 9201 Peter.Baumann@crownland.nsw.gov.au

Goldcoral Pty Ltd PO Box 3441 AUSTRALIA FAIR QLD 4215

16 September 2019

Dear Sir/Madam

Landowner's Consent for Lodgement of Applications relating to development comprising Iron Gates - Residential Subdivision (DA2015/0096) incorporating Crown Public Roads adjoining Lot 163 DP831052 and Lots 276 – 277 DP 755624 Parish Riley County Richmond at Evans Head.

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

This consent is subject to the following:

- (1) This 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.
- (2) This consent does not imply the concurrence of the Minister for Water, Property & Housing for the proposed development, or the issue of any necessary lease, licence or other approval under the *Roads Act 1993*; and does not prevent the Department of Planning, Industry & Environment Crown Lands from making a submission commenting on the proposal.
- (3) This 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 can be sought.
- (4) 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.
- (5) Irrespective of any development consent or any approval given by other public authorities, any work or occupation of a Crown Public Road cannot commence without authorisation from the Department of Planning, Industry & Environment Crown Lands for such work or occupation.
- (6) In the event that development consent is granted the affected Crown Public Roads will be transferred to the control of Richmond Valley Council in accordance with Section 152I – Roads Act 1993.

This letter should be submitted to the relevant consent or approval authority in conjunction with the development application and/or any other application.

It is advised that the Department of Planning, Industry & Environment - Crown Lands will inform Richmond Valley Council of the issue of this landowner's consent and will request that Richmond Valley Council notify the department of the subsequent development application, for potential comment, as part of any public notification procedure.

You are required to forward to Department of Planning, Industry & Environment - Crown Lands a copy of any development consent or other approval as soon as practical after that consent or approval is received.

If any modifications are made to the application (whether in the course of assessment, by conditions of consent, or otherwise), it is your responsibility to ensure the modified development remains consistent with this landowner's consent.

This landowner's consent relates to the following plans and other documents as stamped and retained by the Department of Planning, Industry & Environment - Crown Lands:

Revised Statement of Environmental Effects DA2015/0096 prepared by DAC PLANNING PTY LTD For GOLDCORAL P/L October 2014 – Revised December 2018 – Revised July 2019 + Annexures

- (1) Site Analysis Plan and Design Response Plan, Issue 01 Arcadis, 17 July 2019
 - a. Proposed Subdivision Plans, Rev M, 27 June 2019 LandPartners
 - b. Proposed Subdivision Plans with Air Photo Overlay, Rev H, 27 June 2019 LandPartners
 - c. Proposed Subdivision Plans with Zone Overlay, Rev O, 27 June 2019 LandPartners
 - d. Engineering Plans, Iron Gates Drive Upgrade Work, Rev 02 Arcadis, 21 August 2017
- (2) Iron Gates Residential Development Revised Engineering Services and Civil Infrastructure Report -Arcadis Consulting Pty Ltd, 12 November 2018 and Engineering Plans, 26 November 2018
- (3) Revised Consolidated Bushfire Report Bushfire Risk Pty Ltd, 12 July 2019
- (4) Bushfire Assessment Additional Information Response, Iron Gates Drive Bushfire Risk, 8 March 2017
- (5) Terrestrial Flora and Fauna Assessment Planit Consulting, August 2014 as amended by JWA Pty Ltd, July 2019
- (6) Amended Ecological Assessment (Iron Gates Drive) JWA Pty Ltd, April 2019
- (7) Statement of Landscape Intent Plummer & Smith, 17 July 2019
- (8) Revised Aboriginal Cultural Heritage Assessment Everick Heritage Consultants, July 2019
- (9) Letters of Advice Mills Oakley, 16 October 2016, 23 October 2016 and 5 March 2019
- (10) Contour Level & Detail Survey (Iron Gates Drive) Robert A Harries, 23 July 2014
- (11) SEPP14 Coastal Wetlands Map JWA Pty Ltd, 31 October 2016
- (12) Revised Biting Insect Impact Assessment Mosquito Consulting Services Pty Ltd, 10 July 2019
- (13) Demolition Plan Planit Consulting, Undated (Annexure H of 23 October 2015 RFI Response)
- (14) Authority for DAC Planning Pty Ltd to Act on Behalf of Goldcoral Pty Ltd Dated 22 February 2019
- (15) Email from Crown Lands Dated 29 March 2019 in Relation to the Status of Existing Road Reserves and the Evans River Foreshore Reserve and Letter from Crown Lands Dated 24 February 2014
- (16) Email from Richmond Valley Council Dated 6 June 2019 in Relation to the Status of Water Reserve WR28105
- (17) Original Planit Consulting Plan of Subdivision and Zoning Plan, Rev 3, 7 October 2014
- (18) Social & Economic Impact Assessment, Hill PDA, July 2019
- (19) Evans Head Airport OSL Plan, Rev B GHD, 12 April 2005
- (20) Evans Head Airport ANEF Contours, Rev C GHD, 21 April 2005
- (21) Crime Prevention Through Environmental Design Report, Stuart Crawford, 29 June 2019
- (22) Iron Gates Waterfront Layout Planit Consulting, Undated (Annexure G of 23 October 2015 RFI Response)
- (23) Revised Development Application Form dated 23 July 2019

For further information, please contact Peter Baumann via the details given in the letter head.

Yours faithfully

P. Ban

Peter Baumann Department of Planning, Industry & Environment - Crown Lands