

## Holland, Ivan

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**From:** ConveyancingTeam <conveyancingteam@essentialenergy.com.au>  
**Sent:** Tuesday, 6 July 2021 4:32 PM  
**To:** Holland, Ivan  
**Cc:** Network Planning  
**Subject:** Re: CNR-23834 / 10.2017.201.2 Modification - 342 Ewingsdale Road, Byron Bay - Modify consent granted by NSW L&E Court - staging & timeframes for delivering urban release project (subdivision/s)  
**Attachments:** Staging Plan\_PAN-97306.pdf

Dear Sir/Madam,

We refer to the above matter and to your correspondence via the NSW Planning Portal seeking comment from Essential Energy in relation to the proposed modified development over Lot 1 DP542178, Lot 227 DP755695, Lot 1 DP1166535 and Lots 5 & 6 DP1269369.

Strictly based on the documents submitted, Essential Energy has no comments to make as to potential safety risks arising from the proposed modified development.

Essential Energy makes the following general comments:

1. If the proposed modified development changes, there may be potential safety risks and it is recommended that Essential Energy is consulted for further comment.
2. As part of the subdivision/s, easement/s are to be created for any existing electrical infrastructure, using Essential Energy's standard easement terms current at the time of registration of the plan/s of subdivision. Refer Essential Energy's Contestable Works Team for requirements via email [contestableworks@essentialenergy.com.au](mailto:contestableworks@essentialenergy.com.au).
3. Any existing encumbrances in favour of Essential Energy (or its predecessors) noted on the title of the above properties should be complied with.
4. Council should ensure that a Notification of Arrangement (confirming satisfactory arrangements have been made for the provision of power) is issued by Essential Energy with respect to all proposed lots which will form part of the subdivision/s, prior to Council releasing the Subdivision Certificate. It is the Applicant's responsibility to make the appropriate application with Essential Energy for the supply of electricity to the subdivision/s, which may include the payment of fees and contributions. Despite Essential Energy not having any safety concerns, there may be issues with respect to the subdivision/s layout, which will require Essential Energy's approval.
5. Any proposed planting of trees or landscaping in the vicinity of any existing overhead or underground electrical infrastructure must comply with the latest industry guideline currently known as *ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure*.
6. In addition, Essential Energy's records indicate there is electricity infrastructure located within the properties and within close proximity to the properties. Any activities within these locations must be undertaken in accordance with *ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure*. Approval may be required from Essential Energy should activities within the properties encroach on the electricity infrastructure.
7. Prior to carrying out any works, a "Dial Before You Dig" enquiry should be undertaken in accordance with the requirements of Part 5E (Protection of Underground Electricity Power Lines) of the *Electricity Supply Act 1995 (NSW)*.

8. Given there is electricity infrastructure in the area, it is the responsibility of the person/s completing any works around powerlines to understand their safety responsibilities. SafeWork NSW ([www.safework.nsw.gov.au](http://www.safework.nsw.gov.au)) has publications that provide guidance when working close to electricity infrastructure. These include the *Code of Practice – Work near Overhead Power Lines* and *Code of Practice – Work near Underground Assets*.

Should you require any clarification, please do not hesitate to contact us.

Regards

Fiona Duncan  
Conveyancing Officer  
Legal & Conveyancing  
Governance & Corporate Services



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**From:** NSW Planning <[planning.apps@planning.nsw.gov.au](mailto:planning.apps@planning.nsw.gov.au)>  
**Sent:** Tuesday, 6 July 2021 3:49 PM  
**To:** Fiona Duncan <[fiona.duncan@essentialenergy.com.au](mailto:fiona.duncan@essentialenergy.com.au)>  
**Cc:** ConveyancingTeam <[conveyancingteam@essentialenergy.com.au](mailto:conveyancingteam@essentialenergy.com.au)>  
**Subject:** Update: NSW Government concurrence and referral request CNR-23834(BYRON SHIRE COUNCIL)

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The NSW Government consideration of an application 10.2017.201.2 at 342 EWINGSDALE ROAD BYRON BAY 2481 has been assigned to you for assessment.

Please log into the [NSW Planning Portal](#) and use reference number CNR-23834 to action this request.

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