Hi Claire,

May I please request the following information urgently (by COB today) for the Minister’s trip to Mareeba tomorrow.

- The land in question is over part of Lot 20 NR7137.
- The department has previously written to the applicants (Departmental Reference 2014/006215) regarding an application to purchase the land and have the parcel joined to a neighbouring lot to allow development.
- Parcel sits between 2 rail corridors. Seen as surplus to requirements and applicants wish to construct retail shopping centre
- It is understood that there is a lack of support from the local government
- May I please have information on all relevant information the Department holds on this particular matter.
- The history of the application process, future steps/applications required and associated timeframes
- Any objections received, and the rationale of the local government’s position
- Any information on the applicants that the Department holds
- A map of the location of the particular parcel of land

Gillian, if I have missed anything of note or have made an error, please let myself and Claire know.

Regards,

Simon

This email, together with any attachments, is intended for the named recipient(s) only; and may contain privileged and confidential information. If received in error, you are asked to inform the sender as quickly as possible and delete this email and any copies of this from your computer system network.

If not an intended recipient of this email, you must not copy, distribute or take any action(s) that relies on it; any form of disclosure, modification, distribution and/or publication of this email is also prohibited.

Unless stated otherwise, this email represents only the views of the sender and not the views of the Queensland Government.

Please consider the environment before printing this email.
AREA OF PART OF:

Lot 201 on SP129905
ah-bcd-d-eaf-gan-f-e-c-b-a
229m²

Lot 20 on NR7137
ah-gaf-aal-ihi
1128m²

Lot 231 on SP129908
g-a-h-f-g-i-m-n-m-i-h-g
464m²

Area of Closed Road - Rankin Street
g-k-a-e-m-a-b-a-a
451m²

NOTE
Stns a - z & aa are offset 5.0 metres to C/L Rails

PROPOSED REALIGNMENT OF BOUNDARIES AND ROAD TO BE CLOSED

LOCALITY: MARREEBA
SITUATED AT:
BYRNES STREET & RANKIN STREET

DWG NO. 5165 - RAILS 2 24.4.2014 REV A

TWINE SURVEYS
E info@twinessurveys.com.au

AMENDMENTS
LOCAL GOVERNMENT: MSC
Key to Proposed Realignment of Boundaries and Part Road to be Closed

1- Lot 79 on SP 136292
2- Part of Lot 201 on SP 129905
3- Part of Lot 20 on NR 7137
4- Part of Lot 231 on SP 129908
5- Part of Rankin St, Mareeba adjoining Lot 78 on SP 152626
28 April 2015

Girgenti Lawyers
PO Box 2086
MAREEBA QLD 4880

Attention: Pietro Girgenti

Dear Pietro

Proposed land development at Mareeba – Multi-tenure applications in the vicinity of Lot 78 on SP152626

Reference is made to your clients applications as follows:

1. Application to purchase state land being part of Lot 20 on NR7137 being Operational Reserve for Local Government and Aged Persons Home purposes – DNRM reference 2014/006215
2. Application for permanent road closure of part of Rankin Street abutting Lot 78 on SP152626 – DNRM reference 2014/006210

In accordance with section 31A of the Land Act 1994 (the Act), the Department may change the boundaries of a reserve by registering an adjustment notice or a plan of subdivision. In relation to your application a plan of subdivision registered in terms of section 31A of Act, would be on the basis that part of the reserve is revoked in terms of section 33 of the Act.

In reference to your written submission that the area, subject to your application, is no longer needed for its dedicated purpose is not supported by the current trustees of the reserve. The supporting information provided, does not diminish the trustees requirement to maintain their interest in the land for the purpose it was dedicated.

The information you have provided through the assessment of the application is noted. The department has written and consulted with the trustees regarding the partial revocation of that part of Lot 20 on NR7137. The trustees are firm in their position that the land is still needed for its dedicated purpose.
The department recognises that trustees, especially local governments are best placed to advise the department about the use of local community land and nominate and retain land required for public purposes. After consideration of the advice from the trustees and the provisions of section 33 of the Act, there are insufficient grounds to revoke part of the reserve. The delegate of the Minister has decided not to revoke that part of the reserve to enable your client to purchase the application on the basis that, in the public interest, it is needed for its allocated purpose.

You are also advised that prior to lodging any future similar applications over the subject areas, the application will not be accepted unless it includes the written consent from the Trustee and Department of Transport and Main Roads supporting the application.

The abovementioned application for permanent road closure is part of the wholistic approach to your client’s proposed development of Lot 78 on SP152626. Please provide advice in writing if your client would like to continue with your application for permanent road closure.

If you wish to discuss this matter please contact this office on telephone no. 4048 3705, quoting reference numbers 2014/006215 and 2014/006210.

All future correspondence relative to this matter is to be referred to the contact Officer at the mentioned address or by email to Townsville.SLAMS@dnrm.qld.gov.au

Yours sincerely,

Karen Lodge
Land Officer
State Land Asset Management
North Region
Our Ref: WR15/9285

Mr Pietro Girgenti
PO Box 6995
CAIRNS QLD 4870

Dear Mr Girgenti

Thank you for meeting me on 29 April 2015 during my trip to Mareeba.

I appreciate the time you took to brief me on the project and explain your interactions with council to date. It appears that the main area of disagreement rests with your potential acquisition of land for which council is currently a trustee. To this end, I am happy to ask officers from the Department of State Development (DSD) to undertake further discussions with council to see if a solution can be reached.

I have asked Mr Darren Cleland, Executive Regional Director, Regional Services, DSD to contact council to discuss the matter further. Whilst I am not able to provide any guarantee that council will agree to the outcome you are looking for, I will certainly ask my officers to pursue whether a mutually beneficial outcome can be secured for all parties.

If you have any questions about my advice to you, Mr Adrian Noon, Acting Chief of Staff, will be pleased to assist you and can be contacted on telephone 3719 7360.

Yours sincerely

[Signature]

Dr Anthony Lynham MP
Minister for State Development and
Minister for Natural Resources and Mines
Mr Pietro Girgenti  
PO Box 6995  
CAIRNS QLD 4870  

Dear Mr Girgenti  

It was great to meet you in Mareeba on 29 April 2015. I appreciated the opportunity to hear about your proposed commercial development in Mareeba and boundary redistribution issues.  

As I mentioned at our meeting, I suggest you continue discussions with Mareeba Shire Council, as little can be achieved without council’s support.  

If you have any questions about my advice to you, Mr Adrian Noon, Acting Chief of Staff, will be pleased to assist you and can be contacted on telephone 3719 7360.  

Yours sincerely  

Dr Anthony Lynham MP  
Minister for State Development and  
Minister for Natural Resources and Mines
Thank you for meeting. I will look into the issue and write to the Mayor to see if there can be some resolution to the issue.

Response letter DIS/58885

DEPARTMENTAL ALLOCATION (Departmental Liaison Officer to complete)

- DG
- SD
- RS

DLO COMMENTS:

Approved by Director-General/Coordinator-General: