



Our reference: 2410-43121 SRA
Your reference: D/141-2020

6 December 2024

The Chief Executive Officer
Rockhampton Regional Council
PO Box 1860
Rockhampton Qld 4700
enquiries@rrc.qld.gov.au

Dear Sir/Madam

SARA response—802 Thirsty Creek Road, Gogango

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the State Assessment and Referral Agency on 30 October 2024.

Response

Outcome:	Referral agency response – with conditions.
Date of response:	6 December 2024
Conditions:	The conditions in Attachment 1 must be attached to any development approval.
Advice:	Advice to the applicant is in Attachment 2 .
Reasons:	The reasons for the referral agency response are in Attachment 3 .

Development details

Description:	Development permit	Other change to a Development Permit for a Material change of use for Extractive Industry and Environmentally Relevant Activities Other change to a Development Permit for Operational Works for Road, Stormwater and Access Works
SARA role:	Referral agency	
SARA trigger:	Schedule 10, Part 5, Division 4, Table 2, Item 1 (Planning Regulation 2017)	

Development application for material change of use for a non-devolved environmentally relevant activity

Schedule 10, Part 9, Division 4, Subdivision 1, Table 1, Item 1 (Planning Regulation 2017)

Development application for a material change of use impacting State transport infrastructure

SARA reference:	2410-43121 SRA
Assessment Manager:	Rockhampton Regional Council
Street address:	802 Thirsty Creek Road, Gogango
Real property description:	Lot 21 on PN81
Applicant name:	Mark Henry Thomas and Bianca Jo Thomas
Applicant contact details:	77 Annie Drive Cawarral QLD 4702 eis@activ8.net.au
Environmental Authority:	<p>This referral included an application for an environmental authority under section 115 of the <i>Environmental Protection Act 1994</i>. Below are the details of the decision:</p> <ul style="list-style-type: none"> • Approved • Reference: EA0002761 • Effective date: The date development approval D/141-2020 takes effect • Prescribed environmentally relevant activities (ERAs): <ul style="list-style-type: none"> o ERA 16 - Extraction and Screening 2: Extracting, other than by dredging, in a year, the following quantity of material (b) more than 100,000t but not more than 1,000,000t o ERA 16 - Extraction and Screening 3: Screening, in a year, the following quantity of material (b) more than 100,000t but not more than 1,000,000t <p>If you are seeking further information on the environmental authority, the Department of Environment, Tourism, Science and Innovation's website includes a register. This can be found at: www.des.qld.gov.au</p>

Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (s.30 Development Assessment Rules). Copies of the relevant provisions are in **Attachment 4**.

A copy of this response has been sent to the applicant for their information.

For further information please contact Thomas Gardiner, Principal Planning Officer, on 0749242916 or via email RockhamptonSARA@dasilgp.qld.gov.au who will be pleased to assist.

Yours sincerely

A handwritten signature in black ink, appearing to read 'AW', is positioned below the text 'Yours sincerely'.

Anthony Walsh
Manager Planning

cc Mark Henry Thomas and Bianca Jo Thomas, eis@activ8.net.au

enc Attachment 1—Referral agency conditions
Attachment 2—Advice to the applicant
Attachment 3—Reasons for referral agency response
Attachment 4—Representations about a referral agency response provisions
Attachment 5—Documents referenced in conditions

Attachment 1—Referral agency conditions

(Under section 56(1)(b)(i) of the *Planning Act 2016* the following conditions must be attached to any development approval relating to this application) (Copies of the plans and specifications referenced below are found at Attachment 5)

No.	Conditions	Condition timing
Material change of use		
10.5.4.2.1 –Material change of use for a non-devolved environmentally relevant activity—The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Environment, Tourism, Science and Innovation to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following condition(s):		
1.	<p>The extractive industry must be carried out generally in accordance with following plans:</p> <ul style="list-style-type: none"> • Thirsty Creek Quarry Extraction and Processing area coordinates by Extractive Industry Solutions dated 16/12/2020, reference TPH/Thi/App20002 • Thirsty Creek Quarry Extraction and Processing area coordinates by Extractive Industry Solutions dated 27/01/2021, reference TPH/Thi/App21003 • Thirsty Creek Quarry Site Plan by Extractive Industry Solutions dated 17/12/2020, reference TPH/Thi/App20005. 	Prior to the commencement of use and to be maintained at all times
10.9.4.1.1.1 – Material change of use impacting state transport infrastructure— The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Transport and Main Roads to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following condition(s):		
2.	Heavy vehicle movements associated with the extractive industry are limited to 100,000 tonnes per annum of total material hauled on the state-controlled road network.	At all times
3.	Maintain records which document the quantity of material hauled on the State-controlled road network and submit these records annually to the Department of Transport and Main Roads' Fitzroy District at corridormanagement@tmr.qld.gov.au .	Within 30 days of the end of June each year until the transportation of material hauled from the site by road under this approval ceases.

Attachment 2—Advice to the applicant

General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> its regulation or the State Development Assessment Provisions (SDAP) [v3.1]. If a word remains undefined it has its ordinary meaning.

Attachment 3—Reasons for referral agency response

(Given under section 56(7) of the *Planning Act 2016*)

The reasons for the SARA's decision are:

- SARA assessed the development against the following code(s) of the State Development Assessment Provisions (SDAP), version 3.1:
 - o State code 6: Protection of state transport networks.
 - o State code 22: Environmentally relevant activities
- The development complies with the assessment benchmarks of State code 6 of SDAP (version 3.1) in that the development:
 - o maintains the operating performance of the transport network
- The development complies with the assessment benchmarks of State code 22 of SDAP (version 3.1) in that the development is located and designed to avoid environmental harm on environmental values of the natural environment, adjacent sensitive land uses and sensitive receptors.

Material used in the assessment of the application:

- The development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- The *State Development Assessment Provisions* (version [3.1])
- The Development Assessment Rules
- SARA DA Mapping system

Attachment 4—Representations about a referral agency response provisions

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Attachment 5—Documents referenced in conditions

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Development Assessment Rules—Representations about a referral agency response

The following provisions are those set out in sections 28 and 30 of the Development Assessment Rules¹ regarding **representations about a referral agency response**

Part 6: Changes to the application and referral agency responses

28 Concurrence agency changes its response or gives a late response

- 28.1. Despite part 2, a concurrence agency may, after its referral agency assessment period and any further period agreed ends, change its referral agency response or give a late referral agency response before the application is decided, subject to section 28.2 and 28.3.
- 28.2. A concurrence agency may change its referral agency response at any time before the application is decided if—
- (a) the change is in response to a change which the assessment manager is satisfied is a change under section 26.1; or
 - (b) the Minister has given the concurrence agency a direction under section 99 of the Act; or
 - (c) the applicant has given written agreement to the change to the referral agency response.²
- 28.3. A concurrence agency may give a late referral agency response before the application is decided, if the applicant has given written agreement to the late referral agency response.
- 28.4. If a concurrence agency proposes to change its referral agency response under section 28.2(a), the concurrence agency must—
- (a) give notice of its intention to change its referral agency response to the assessment manager and a copy to the applicant within 5 days of receiving notice of the change under section 25.1; and
 - (b) the concurrence agency has 10 days from the day of giving notice under paragraph (a), or a further period agreed between the applicant and the concurrence agency, to give an amended referral agency response to the assessment manager and a copy to the applicant.

¹ Pursuant to Section 68 of the *Planning Act 2016*

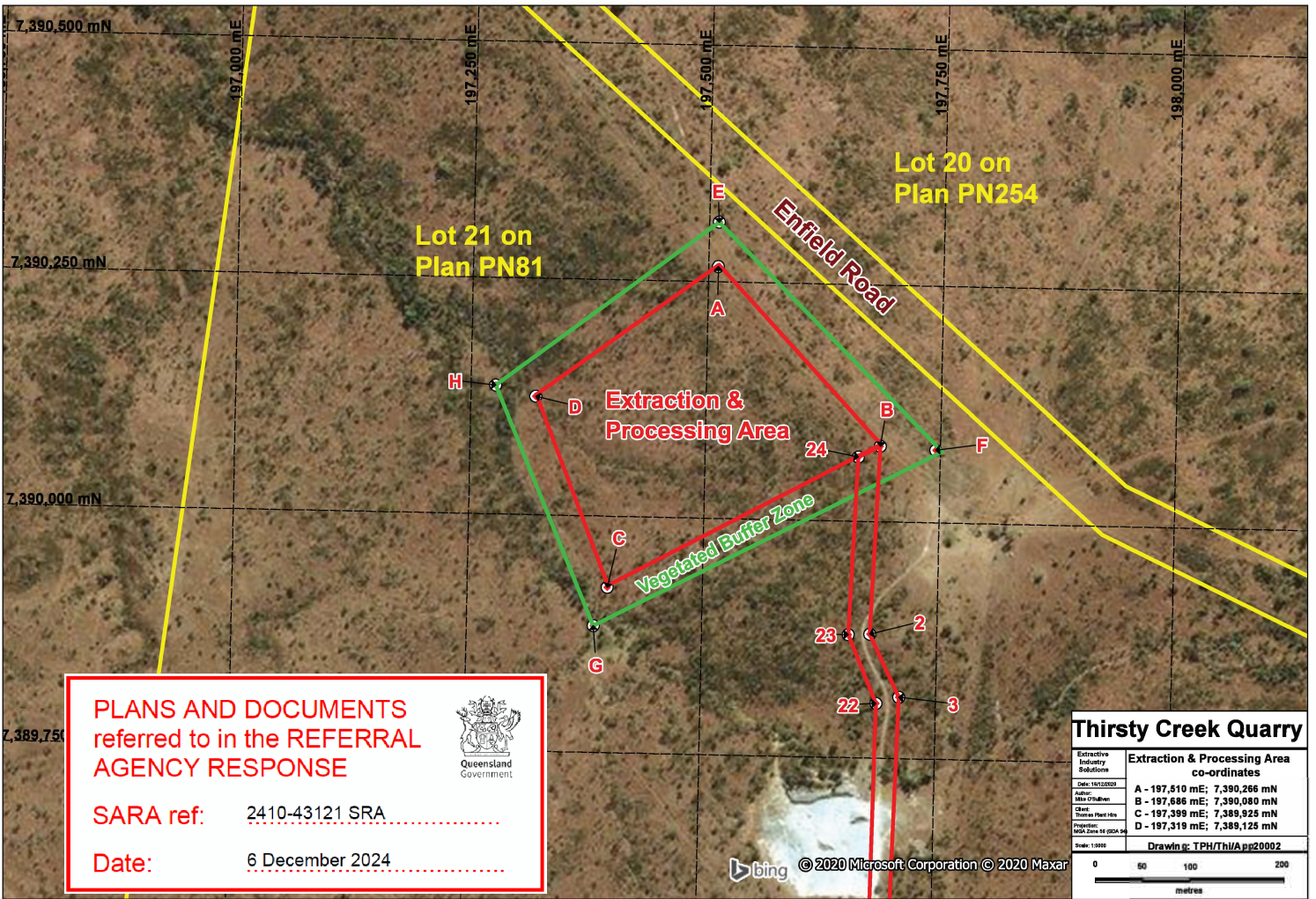
² In the instance an applicant has made representations to the concurrence agency under section 30, and the concurrence agency agrees to make the change included in the representations, section 28.2(c) is taken to have been satisfied.

Part 7: Miscellaneous

30 Representations about a referral agency response

30.1. An applicant may make representations to a concurrence agency at any time before the application is decided, about changing a matter in the referral agency response.³

³ An applicant may elect, under section 32, to stop the assessment manager's decision period in which to take this action. If a concurrence agency wishes to amend their response in relation to representations made under this section, they must do so in accordance with section 28.



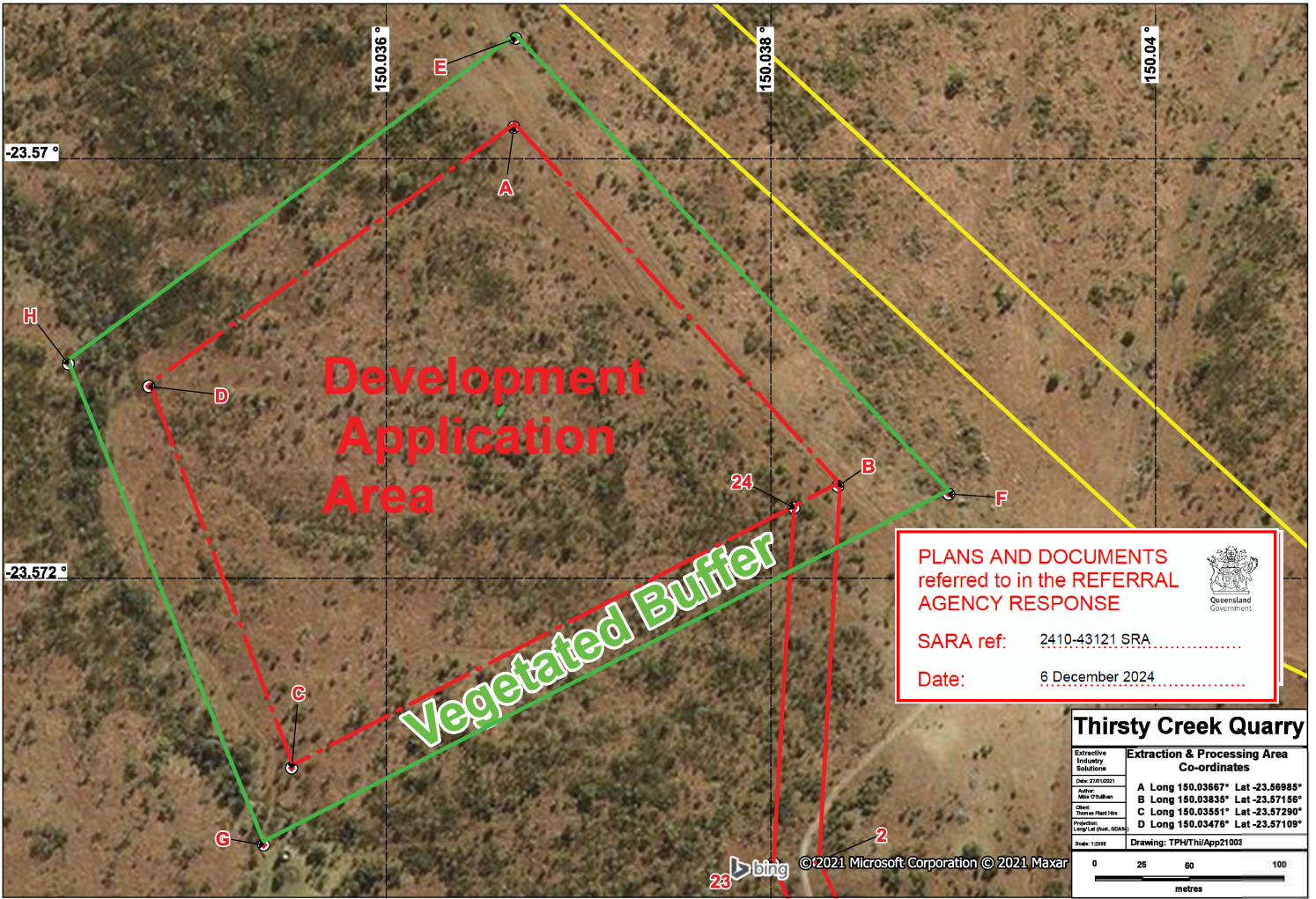
PLANS AND DOCUMENTS referred to in the REFERRAL AGENCY RESPONSE

SARA ref: 2410-43121 SRA

Date: 6 December 2024



Thirsty Creek Quarry	
Extractive Industry Solutions	Extraction & Processing Area co-ordinates
Date: 15/12/2023	A - 197,510 mE; 7,390,266 mN
Author: Mike Crabban	B - 197,686 mE; 7,390,080 mN
Client: Thomas Reed H&A	C - 197,399 mE; 7,389,925 mN
Project: M&A Case 19/0004	D - 197,319 mE; 7,389,125 mN
Scale: 1:2000	Drawn by: TPH/Thi/App20002



**Development
Application
Area**

Vegetated Buffer

**PLANS AND DOCUMENTS
referred to in the REFERRAL
AGENCY RESPONSE**

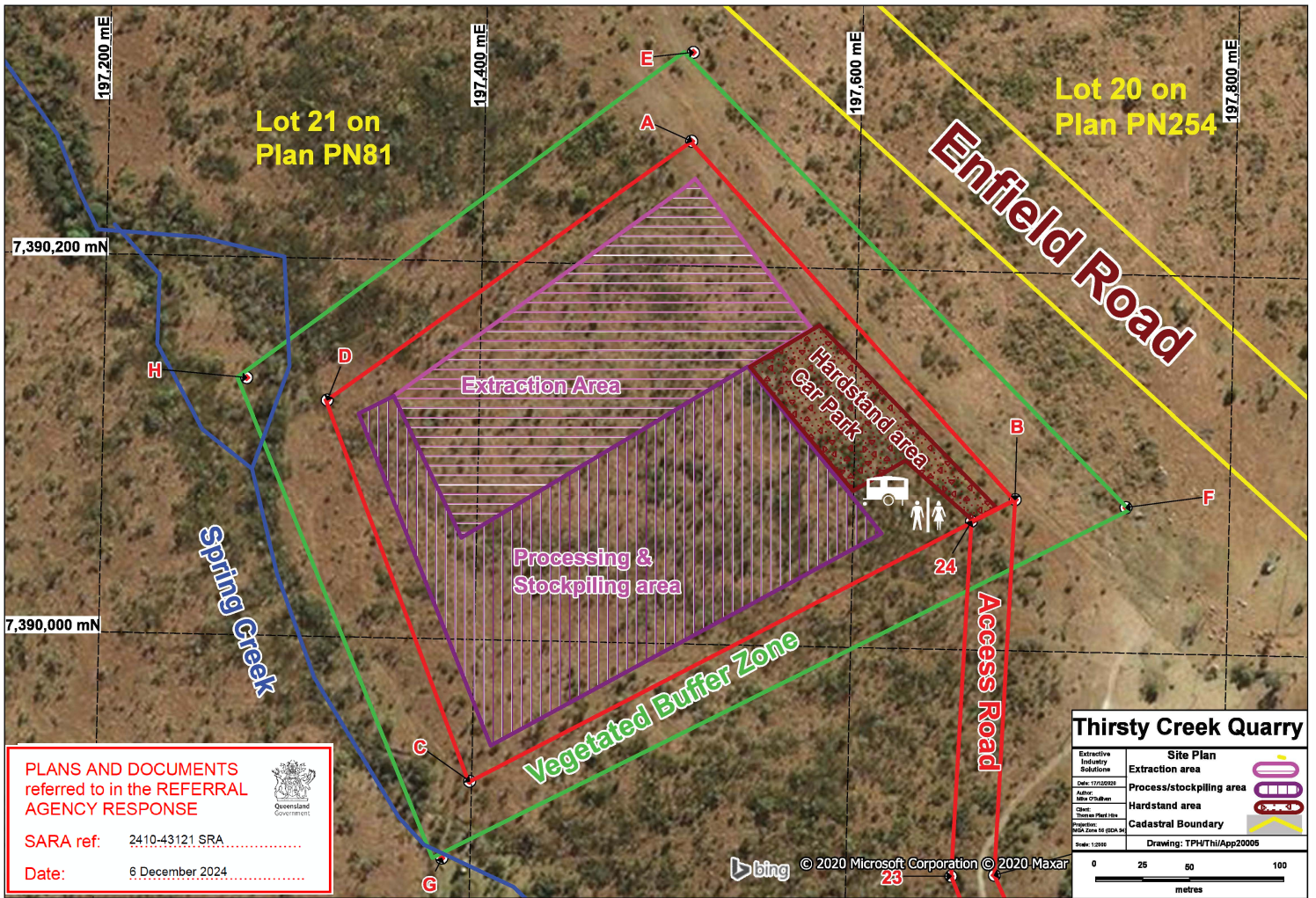
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Thirsty Creek Quarry

Extractive Industry Solutions	Extraction & Processing Area
Date: 21/01/2021	Co-ordinates
Author: Max Graham	A Long 150.03667° Lat -23.56985°
Client: Thomas Plant Hire	B Long 150.03835° Lat -23.57156°
Project: Long Flat West, GCA4	C Long 150.03551° Lat -23.57290°
Scale: 1:2000	D Long 150.03476° Lat -23.57109°
Drawing: TPH/Thi/App21003	



PLANS AND DOCUMENTS referred to in the REFERRAL AGENCY RESPONSE

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Thirsty Creek Quarry

Extractive Industry Solutions	Site Plan	
Date: 17/12/2023	Extraction area	
Author: Mike Crabb	Process/stockpiling area	
Client: Thomas Field Hill	Hardstand area	
Project: 2023-2024 (2024-24)	Cadastral Boundary	
Scale: 1:2000	Drawing: TPH/Thi/App20005	

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