

22 December 2020

Anoop Pillai
North Queensland Bulk Ports Corporation
Level 1, Waterfront Place, Mulherin Drive
MACAY HARBOUR QLD 4740

Email: apillai@nqbp.com.au

Dear Anoop,

DEVELOPMENT APPROVAL PACKAGE FOR OPERATIONAL WORKS BEING TIDAL WORKS ON LAND DESCRIBED AS LOT 59 SP115940 AND LOT 63 SP143358, AT THE PORT OF MACKAY

NQBP Reference: PL/04/02/00010

North Queensland Bulk Ports Corporation Ltd (NQBP) wish to advise that your development application seeking approval for operational works being tidal works for the construction of a tug berth facility at the Port of Mackay was approved in full subject to conditions on 22 December 2020.

Approval has been given with respect to Schedule 10, Part 17, Division 1 of the of the *Planning Act 2016* and Port Development Approval under the Port of Mackay Land Use Plan (November 2009).

You are strongly advised to read and familiarise yourself with each of the enclosures applicable to this approvals package.

If you have any queries regarding the approvals package, please contact the undersigned.

Yours sincerely

Julie Keane

Principal, Development Advisor

Telephone: (07) 3011 7912

Email: <u>JKeane@nqbp.com.au</u>

Doc Reference: E19/00109

Enc: Decision notice issued under to s 63 of the *Planning Act 2016*

Port development approval issued under the Port of Mackay Land Use Plan (November 2009).

Approved drawings

Cc: State Assessment and Referral Agency

Mackay Regional Council

BRISBANE OFFICE GPO Box 409 Brisbane Queensland 4001

P 07 3011 7900 F 07 3011 7999 nqbp.com.au info@nqbp.com.au MACKAY OFFICE Level 1 Waterfront Place Mulherin Drive Mackay Harbour Queensland 4740

P 07 4969 0700 F 07 4969 0799 nqbp.com.au info@nqbp.com.au Level 1, Waterfront Place, Mulherin Drive Mackay Harbour Queensland is the Hegistered Office of:

NORTH QUEENSLAND BULK PORTS CORPORATION LIMITED

ACN 136 880 218 · ABN 36 136 880 218

PORTS CORPORATION OF QUEENSLAND LIMITED ACN 126 302 994 • ABN 49 657 447 879

MACKAY PORTS LIMITED

ACN 131 965 707 • ABN 69 131 965 707



Decision Notice

Planning Act 2016 s.63

1. Details of approval

Applicant name:	North Queensland Bulk Ports Corporation
Approved development:	Operational works as described in Schedule 10, Part 17,
	Division 1, being tidal works for the development and
	operation of a tug berthing facility at the Port of Mackay
Date of decision	22 December 2020
Aspect of development:	☐ Material change of use
	Reconfiguring a lot
	□ Operational work
	☐ Building work
Decision:	☐ Preliminary approval only (with conditions)
	☐ Part approval only (with conditions)
	☐ Part approval only (without conditions)
	Approval (with conditions)

1. Property description of proposed development

Port:	MACKAY
Street address:	Ken White Avenue, Mackay Harbour
Real property description:	Lot 59 SP115940 and Lot 63 SP143358
Local government area:	Mackay Regional Council

2. Approved drawings and documents

The following drawings and documents have been approved. Copies of approved drawings are provided in an enclosure.

Drawing or document	Number	Date / revision
Drawing Index and Locality Plan	IW243500-CM-IFT-DRG-001	02/10/2020 Rev 1
Overall Layout of Tug Berth	IW243500-CM-IFT-DRG-002	02/10/2020 Rev 1
General Arrangement and Elevation of Pontoon	IW243500-CM-IFT-DRG-003	02/10/2020 Rev 1
General Arrangement of Abutment and Gangway	IW243500-CM-IFT-DRG-004	02/10/2020 Rev 1
Pile Details and Set-out Drawing	IW243500-CM-IFT-DRG-005	02/10/2020 Rev 1
Draft Construction Environmental Management Plan	IH154300.A.CS.EV-NP- RPT-0002	15/10/2018 Rev 1



3. Referral agency response

The development application was referred to the Department of State Development, Manufacturing, Industry and Planning under the following provision of the Planning Regulation 2017:

- 10.17.3.1.1 Tidal works or work in a coastal management district (Coastal Assessment)
- 10.17.3.2.1 Tidal works or work in a coastal management district (Maritime Assessment)

4. Additional development permits

This development permit is limited to the development described in section 1 above. At no time should this document be interpreted to imply approval to any other development, operation or land use.

5. Currency period for the approval

In accordance with Section 85 of the *Planning Act 2016*, this development approval will lapse if the approved development does not substantially commence within four (4) years of the date of this Decision Notice.

6. Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016*. For particular applications, there may also be a right to make an application for a declaration by a tribunal (see chapter 6, part 2 of the *Planning Act 2016*).

A copy of the relevant appeal provisions is attached.

Further information may be obtained from the Planning and Environment Court website:

http://www.courts.gld.gov.au/courts/planning-and-environment-court



Attachment 1

ASSESSMENT MANAGER CONDITIONS

	Timing			
Carry out the approved dev	Carry out the approved development			
The development must be with the plans and supportable below and attached otherwise specified by an arms.	At all times.			
Drawing or document	Number	Date / revision		
Drawing Index and Locality Plan	IW243500-CM-IFT-DRG- 001	02/10/2020 Rev 1		
Overall Layout of Tug Berth	IW243500-CM-IFT-DRG- 002	02/10/2020 Rev 1		
General Arrangement and Elevation of Pontoon	IW243500-CM-IFT-DRG- 003	02/10/2020 Rev 1		
General Arrangement of Abutment and Gangway	IW243500-CM-IFT-DRG- 004	02/10/2020 Rev 1		
Pile Details and Set-out Drawing	IW243500-CM-IFT-DRG- 005	02/10/2020 Rev 1		
Draft Construction Environmental Management Plan	IH154300.A.CS.EV-NP- RPT-0002	15/10/2018 Rev 1		
2. "For construction" drawings certified by an RPEQ and generally in accordance with the drawings described in Condition 1 and the Guideline: Building and engineering standards for tidal works (EM 2093) must be submitted for review and approval to NQBP via approvals@nqbp.com.au.				
3. a) Provide written notification to NQBP Approvals, via approvals@nqbp.com.au , when development is scheduled to commence. a) At least two (2) weeks prior to commencement of works.			weeks prior to commencement of	
b) Provide written notification to NQBP Approvals, via approvals@nqbp.com.au , when development is completed b) Within two (2) weeks of completion of works.				



	Condition	Timing
En	vironmental management	
4.	A final Construction Environmental Management Plan is to be submitted for review and approval to NQBP via approvals@nqbp.com.au. The CEMP is to incorporate the following minimum requirements: Detailed methodology for installation of piles Erosion and sediment control measures Measures to manage interactions with marine fauna, being a requirement to stop work where marine mammals or marine turtles are within 100 m of the area of works Measures to minimise and manage spills from construction equipment Measures to minimise and manage noise and dust emissions	Four (4) weeks prior to commencement of works.
Sit	e Management	
5.	A Construction Traffic Management Plan is to be submitted for review and approval by NQBP, via approvals@nqbp.com.au .	Two (2) weeks prior to commencement of works.
6.	The release of sediment or sediment laden stormwater from the site must be minimised by implementing best industry practice for sediment and stormwater control.	At all times.
7.	All waste must be removed from the site and taken to a licenced waste management facility on a regular basis. No waste is to be burned or buried on site.	At all times.



Attachment 2

REFERRAL AGENCY RESPONSE

Agency	Reference	Date received
State Assessment and Referral Agency	1810-7904 SRA	27/10/2020



Queensland Treasury

Our reference: 1810-7904 SRA Your reference: PL/04/02/00010

27 October 2020

The North Queensland Bulk Ports GPO Box 409 BRISBANE QLD 4001

Email: planning@nqbp.com.au

Attention: Ms Julie Keane

Dear Ms Keane

Changed referral agency response—with conditions

(Given under section 28 of the Development Assessment Rules)

On 20 October 2020, the State Assessment and Referral Agency (SARA) received notice of a change to the development application described below. SARA has assessed the changes and now provides this changed referral agency response which replaces the response dated 19 December 2018.

Applicant details

Applicant name: North Queensland Bulk Ports

Applicant contact details: Level 1, 50 Mulherin Dr

North Mackay QLD 4740 Email: apillai@nqbp.com.au

Location details

Street address: Ken White Avenue, Mackay Harbour QLD

Real property description: Lot 59 on SP115940 and Lot 63 on SP143358

Local government area: Mackay Regional Council

Application details

Development permit Operational work for Tidal Works for the development of tug berthing

facilities within the Mackay Harbour.

Referral triggers

The development application was referred to SARA under the following provisions of the Planning Regulation 2017:

- 10.17.3.1.1 Tidal works or work in a coastal management district (Coastal assessment)
- 10.17.3.2.1 Tidal works or work in a coastal management district (Maritime safety)

Conditions

Under section 56(1)(b)(i) of the *Planning Act 2016*, the conditions set out in Attachment 1 must be attached to any development approval.

Reasons for decision to impose conditions

SARA must provide reasons for the decision to impose conditions. These reasons are set out in Attachment 2.

Advice to the applicant

SARA offers advice about condition 9 to the applicant—see Attachment 3.

Approved plans

SARA requires that the plans set out below and enclosed must be attached to any development approval.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue	
Aspect of development: O	Aspect of development: Operational work				
Locality plan and drawing index Drawing index and locality plan	Jacobs	09/10/2018 07/10/2020	IH154300-DA- ICR-DRG-001 IW243500- CM-IFT-DRG- 001	1	
General arrangement Overall layout of tug berth	Jacobs	09/10/2018 07/10/2020	IH154300-DA- ICR-DRG-001 IW243500- CM-IFT-DRG- 002	1	
Pontoon typical section General arrangement and elevation of pontoon	Jacobs	09/10/2018 07/10/2020	IH154300-DA- ICR-DRG-001 IW243500- CM-IFT-DRG- 003	1	
Operational envelope General arrangement of abutment and gangway	Jacobs	09/10/2018 07/10/2020	IH154300-DA- ICR-DRG-001 IW243500- CM-IFT-DRG- 004	1	

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

For further information please contact Felicity Laub, Senior Planning Officer, on (07) 4898 6814 or via email MIWSARA@dsdmip.qld.gov.au who will be pleased to assist.

Yours sincerely

Patrick Ruettjes Manager (Planning)

Mackay Isaac Whitsunday Regional Office

cc North Queensland Bulk Ports, Mr Anoop Pillai, apillai@nqbp.com.au

enc Attachment 1—Changed conditions to be imposed

Attachment 2—Reasons for decision to impose conditions

Attachment 3—Advice to the applicant

Referral agency plans

Attachment 1—Changed conditions to be imposed

No.	Conditio	ns	Condition timing	
Opera	Operational work			
the Plate	<i>anning Act</i> the enforce	works or work in a coastal management district—The chief ender 2016 nominates the Director-General of the Department of Tement authority for the development to which this development and enforcement of any matter relating to the following conditions	ransport and Main Roads at approval relates for the	
1.	B a E a	Provide written notice to the Regional Harbour Master, PO 80x 58, Mackay QLD 4740, when the development uthorised under this approval is scheduled to commence. Each notice must state this application number, the location nd name of registered place and the condition number nder which the notice is being given.	a) At least two (2) weeks prior to the commencement of works.	
	B a E a	Provide written notice to the Regional Harbour Master, PO sox 58, Mackay QLD 4740, when the development uthorised under this approval has been completed. Each notice must state this application number, the location nd name of registered place and the condition number nder which the notice is being given.	b) Within two (2) of the completion of works.	
2.	a) " <i>A</i>	As Constructed drawings" of the approved structure must e provided to the Regional Harbour Master, PO Box 58, lackay QLD 4740.	Within two (2) weeks of the completion of the works.	
	H D h	RPEQ certification must be provided to the Regional larbour Master, PO Box 58, Mackay QLD 4740, within the Department of Transport and Main Roads that the works ave been undertaken in accordance with part (a) of this ondition.		
3.		ture must be lit/marked in accordance with the following, it does not cause a risk to the safe navigation of other	At all times.	
		ighting on the pontoon must be fixed white and pointed ownward.		
		provided must not obscure, disguise or otherwise interfere effectiveness of navigational lighting.		
Operational work				
17.17.3.1.1 Tidal works or work in a coastal management district—The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Environment and Science 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):				
4.	The work	s must be undertaken generally in accordance with the plans:	For the duration of the works.	
	1	ocality plan and Drawing Index prepared by Jacobs, dated 9/10/2018, reference IH154300-DA-ICR-DRG-001 version; Prawing index and locality plan prepared by Jacobs,		

	1		I	
		<u>dated 07/10/2020, reference IW243500-CM-IFT-DRG-001, version 1;</u>		
	b)	General Arrangement prepared by Jacobs, dated 09/10/2018, reference IH154300-DA-ICR-DRG-002 version		
		1; Overall layout of tug berth prepared by Jacobs, dated 07/10/2020, reference IW243500-CM-IFT-DRG-002, version 1;		
	c) Pontoon Typical Section prepared by Jacobs, dated 09/10/2018, reference IH154300-DA-ICR-DRG-005 version 1; General arrangement and elevation of pontoon prepared by Jacobs, dated 07/10/2020, reference IW243500-CM-			
	d)	IFT-DRG-003, version 1; Operational Envelope prepared by Jacobs, dated 09/10/2018, reference IH154300-DA-ICR-DRG-006 version 1.		
		General arrangement of abutment and gangway prepared by Jacobs, dated 07/10/2020, reference IW243500-CM-IFT-DRG-004, version 1.		
5.		proposed works, only use clean materials and ensure that ks do not cause contamination.	For the duration of the works.	
6.	Erosion and sediment control measures which are in accordance with the Best Practice Erosion and Sediment Control (BPESC) guidelines for Australia (International Erosion Control Association), are to be installed and maintained to prevent the release of sediment to tidal waters.		For the duration of the works.	
7.	Should the structures collapse, fail or otherwise suffer structural consequences which impact their integrity or ability to function as intended, the works must be: a) Reinstated in accordance with this development approval; or b) Removed and disposed of at an appropriately licensed facility.		As soon as reasonably practical subsequent to the damage.	
8.	Submit to:	"As Constructed drawings" to palm@des.qld.gov.au or mail	Within two (2) weeks of the completion of the	
		Department of Environment and Science Permit and License Management Implementation and Support Unit GPO Box 2454 Brisbane QLD 4001	works.	
9.	a)	In the event that the works cause disturbance or oxidisation of acid sulfate soil, the affected soil must be treated and thereafter managed (until the affected soil has been neutralised or contained) in accordance with the current Queensland Acid Sulfate Soil Technical Manual: Soil management guidelines, prepared by the Department of Science, Information Technology, Innovation and the Arts, 2014.	a) Upon disturbance or oxidisation until the affected soil has been neutralised or contained.	
	b)	Certification by an appropriately qualified person, confirming that the affected soil has been neutralised or contained, in accordance with (a) above is to be provided to palm@des.qld.gov.au or mail to:	b) At the time the soils have been neutralised or contained.	
		Department of Environment and Science		

Permit and License Management Implementation and Support Unit GPO Box 2454 Brisbane QLD 4001	
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Attachment 2—Reasons for decision to impose conditions

The reasons for this decision are:

- To facilitate the monitoring of the development works for compliance purposes.
- To ensure that at all times, all lights on or above the development site do not interfere with safe navigation in surrounding waterways.
- To ensure the development is carried out generally in accordance with the plans of development submitted with the application.
- To ensure the development avoids or minimises adverse impacts on coastal resources and their values.
- To ensure landowners are aware they must take responsibility for their damaged property as they can impact on coastal resources and public safety.
- To allow for compliance in relation to what is considered generally in accordance with the approved plans when preliminary plans are submitted with the application. Development inconsistent with the approval may have an impact on coastal management that was not considered in assessment.
- To ensure any disturbance to acid sulfate soils is managed to prevent impacts on coastal environments.

Attachment 3—Advice to the applicant

General advice

1. Appropriately qualified person means a person or persons who has professional qualifications, training, skills or experience relevant to the nominated subject matter and can give authoritative assessment, advice and analysis to performance relative to the subject matter using the relevant protocols, standards, methods or literature.

DEFINITION DRAWING INDEX		
IW243500-CM-IFT-DRG-001	DRAWING INDEX AND LOCALITY PLAN	
IW243500-CM-IFT-DRG-002	OVERALL LAYOUT OF TUG BERTH	
IW243500-CM-IFT-DRG-003	GENERAL ARRANGEMENT AND ELEVATION OF PONTOON	
IW243500-CM-IFT-DRG-004	GENERAL ARRANGEMENT OF ABUTMENT AND GANGWAY	
IW243500-CM-IFT-DRG-005	PILE DETAILS AND SET-OUT DRAWING	
IW243500-CM-IFT-DRG-006	MARINE SIDE ELECTRICAL SERVICES GENERAL LAYOUT	
IW243500-CM-IFT-DRG-007	MARINE SIDE ELECTRICAL SERVICES TUG BERTH SWITCHBOARD SCHEMATIC	





RPEQ		
SIGNATURE	Ada Ja S	
DATE	19 OCTOBER 2020	
NAME	G HARVINDER SINGH	
RPEQ NO.	14537	

DEFINITION DRAWING

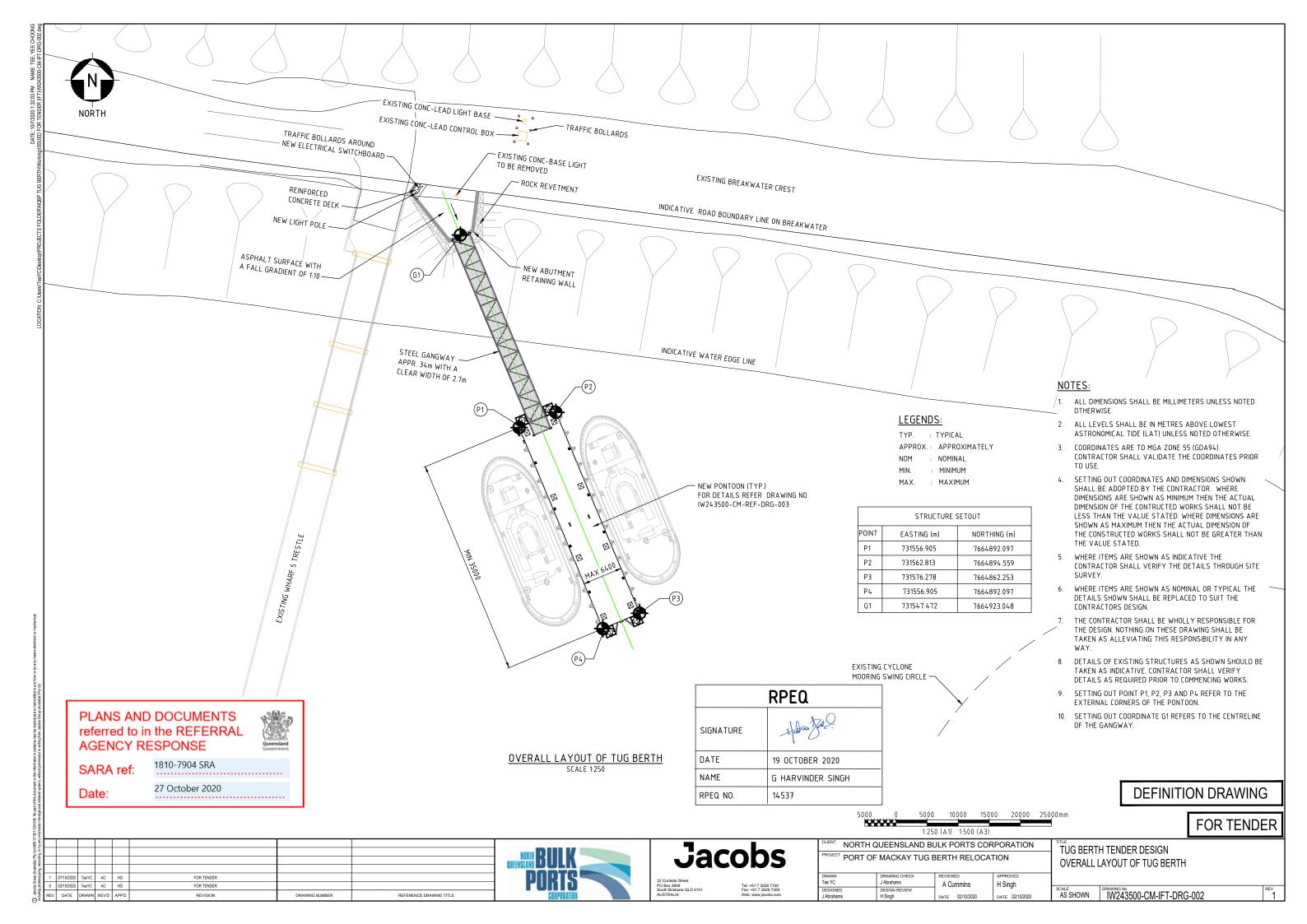
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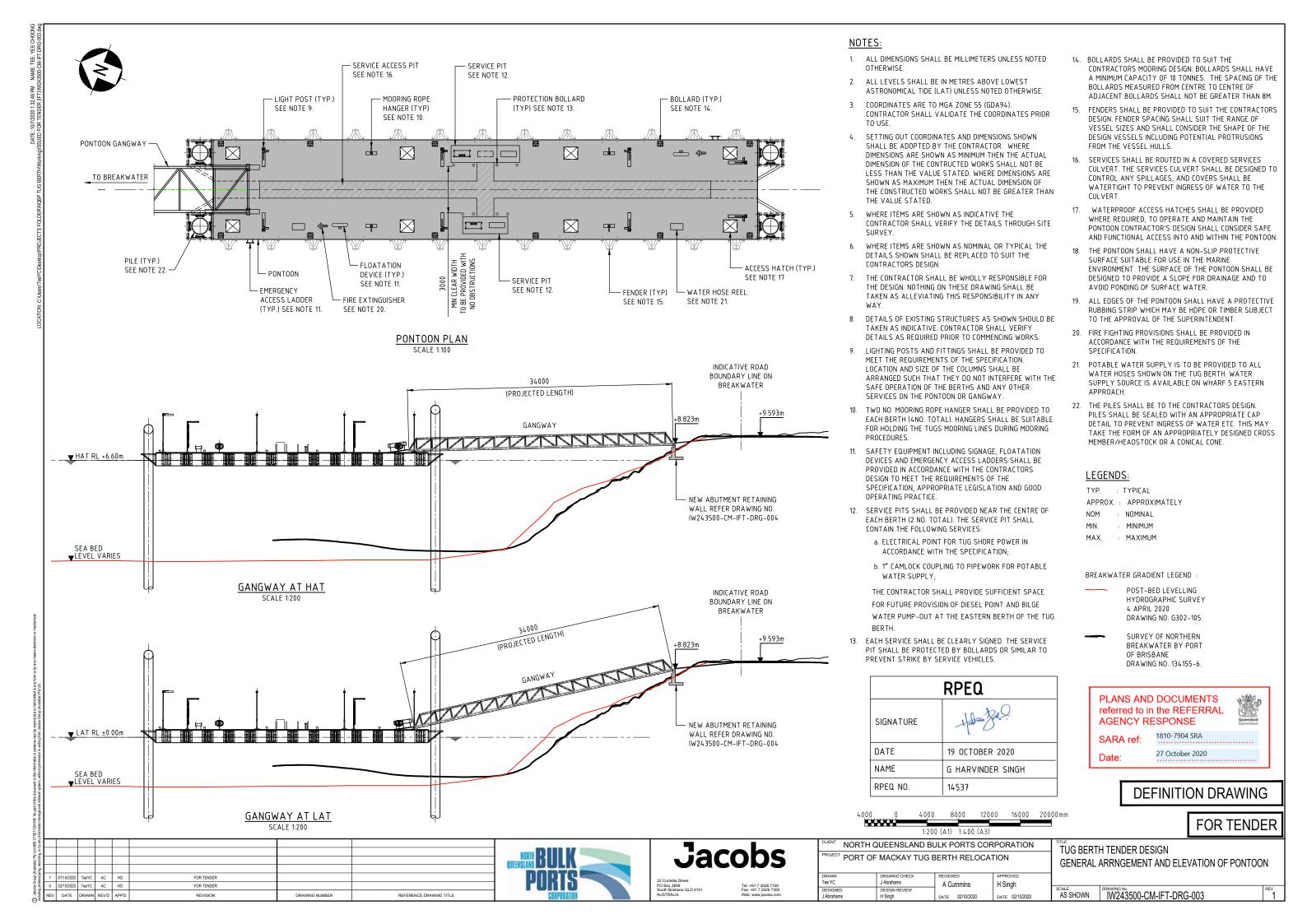
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Jac	cobs
Cordelia Street	
Box 3848	Tel: +61 7 3026 7100

ENT NORTH C	QUEENSLAND BU	JLK PORTS COR	TUG BERTH TENDER DESIGN DEFINITION DRAWING INDEX AND LOCALITY PLAN		
PORT OF	MACKAY TUG E	BERTH RELOCAT			
AWN LYC	DRAWING CHECK J Abrahams	REVIEWED	APPROVED		
SIGNED	DESIGN REVIEW	A Cummins	H Singh	SCALE	DRAWING No.
brahams H Singh		DATE 02/10/2020	DATE 02/10/2020	AS SHOWN	IW243500-CM-IFT-DRG-001
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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.

Pursuant to Section 68 of the *Planning Act 2016*

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.



Attachment 3

APPEAL PROVISIONS

PLANNING ACT 2016

229 APPEALS TO TRIBUNAL OR P&E COURT

- (1) Schedule 1 states—
 - (a) matters that may be appealed to—
 - (i) either a tribunal or the P&E Court; or
 - (ii) only a tribunal; or
 - (iii) only the P&E Court; and
 - (b) the person—
 - (i) who may appeal a matter (the "appellant"); and
 - (ii) who is a respondent in an appeal of the matter; and
 - (iii) who is a co-respondent in an appeal of the matter; and
 - (iv) who may elect to be a co-respondent in an appeal of the matter.
- (2) An appellant may start an appeal within the appeal period.
- (3) The "appeal period" is—
 - (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
 - (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
 - (c) for an appeal against a decision of the Minister, under *Chapter 7*, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269 (3)(a) or (4); or
 - (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
 - (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the **appellant** gives the deemed approval notice to the assessment manager; or
 - (f) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.

Example: See the P&E Court Act for the court's power to extend the **appeal period**.



SCHEDULE 1 APPEALS

- 1 Appeal rights and parties to appeals
 - (1) Table 1 states the matters that may be appealed to—
 - (a) the P&E court; or
 - (b) a tribunal.

Table 1

Appeals to the P&E Court and, for certain matters, to a tribunal

1. Development applications

For a development application other than an excluded application, an appeal may be made against—

- (a) the refusal of all or part of the development application; or
- (b) the deemed refusal of the development application; or
- (c) a provision of the development approval; or
- (d) if a development permit was applied for—the decision to give a preliminary approval.

Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent (if any)	Co-respondent by
			election (if any)
The applicant	The assessment	If the appeal is about a	1 A concurrence
	manager	concurrence agency's	agency that is not a
		referral response—the	co-respondent
		concurrence agency	2 If a chosen
			assessment manager
			is the respondent—the
			prescribed assessment
			manager
			3 Any eligible advice
			agency for the
			application
			4 Any eligible
			submitter for the
			application



Statement of Reasons

Planning Act 2016 s.56

1. Applicant details

Applicant name:	North Queensland Bulk Ports Corporation
Applicant contact details:	Anoop Pillai
	North Queensland Bulk Ports Corporation
	Level 1, Waterfront Place, Mulherin Drive
	MACAY HARBOUR QLD 4740
	Email: apillai@nqbp.com.au

2. Property description of proposed development

Port:	Mackay
Street address:	Ken White Avenue, Mackay Harbour
Real property description:	Lot 59 SP115940 and Lot 63 SP143358
Local government area:	Mackay Regional Council

3. Development details

Approved development:	10.17.3.1.1 Tidal works or work in a coastal management district (Coastal Assessment)	
	10.17.3.2.1 Tidal works or work in a coastal management district (Maritime Assessment)	

4. Assessment matters

The application has been assessed against:

- Port of Mackay Land Use Plan (November 2009).
- Port authority functions under the Transport Infrastructure Act 1994, chapter 8, part 3.

5. Reasons for the decision

The reasons for the decision are that the proposal:

- Complies with and contributes toward the achievement of the desired environmental outcomes of the Port of Mackay Land Use Plan (November 2009). and the applicable regional policies
- Is consistent with the functions of the Port as specified in the *Transport Infrastructure Act* 1994, chapter 8, part 3

6. Relevant material

Evidence or other material on which the findings were based:

Material provided in the development application.



Port Development Approval

Port of Mackay Land Use Plan (November 2009)

1. Details of approval

Applicant:	North Queensland Bulk Ports Corporation
Approved proposal:	Development of a new tug berthing facility, comprising Pile driving Installation of pontoons Construction laydown area Associated works.
Currency of approval	This approval will lapse if the Approved Development is does not substantially commence within four (4) years of the date of decision.
Date of decision	22 December 2020
Decision:	☐ Approved☒ Approved subject to conditions

2. Property description of proposed development

Port:	Mackay
Street address:	Ken White Avenue, Mackay Harbour
Real property description:	Lot 59 SP115940 and Lot 63 SP143358

3. Approved drawings and documents

The following drawings and documents are approved by NQBP as the basis for the works. Copies of these approved drawings are provided as an enclosure.

Drawing or document	Number	Date / revision
Drawing Index and	IW243500-CM-IFT-DRG-001	02/10/2020 Rev 1
Locality Plan		
Overall Layout of Tug	IW243500-CM-IFT-DRG-002	02/10/2020 Rev 1
Berth		
General Arrangement and	IW243500-CM-IFT-DRG-003	02/10/2020 Rev 1
Elevation of Pontoon		
General Arrangement of	IW243500-CM-IFT-DRG-004	02/10/2020 Rev 1
Abutment and Gangway		
Pile Details and Set-out	IW243500-CM-IFT-DRG-005	02/10/2020 Rev 1
Drawing		
Draft Construction	IH154300.A.CS.EV-NP-RPT-0002	15/10/2018 Rev 1
Environmental		
Management Plan		



4. Additional approvals required

This Port Development Approval is limited to proposal described above. At no time should this document be interpreted to imply approval to any other development, operation or land use.

This Port Development Approval does not remove the requirement for any other legislative approval (including approvals under the *Planning Act 2016*).

It is the proponent's responsibility to ensure all necessary approvals, permits and licences are obtained to undertake the proposed use / works. In particular, the applicant should note the requirement to obtain approvals for, but not limited to:

Permit / licence requirements	Relevant agency
Permit to Work – To be obtained prior to any ground disturbance activities occurring.	North Queensland Bulk Ports Corporation Email: PortOperations@nqbp.com.au
Building Approvals – To be obtained for any temporary construction offices and other buildings.	Private Building Certifier

5. Conditions of approval

	Condition	Timing
Ca	rry out the approved development	
1.	The Applicant is to provide details regarding the location and extent of the construction laydown area to be utilised during construction works via approvals@nqbp.com.au .	At least four (4) weeks prior to commencement of works.
2.	NQBP Port Operations via, PortOperations@nqbp.com.au must be advised of commencement of works and project timing.	Two (2) weeks prior to commencement of works.
Sit	e management	
3.	All construction vehicle parking must be accommodated within the lay down area agreed in Condition 1.	At all times.
4.	The Applicant, or party acting on behalf of the applicant, is not permitted to adversely impact the effective and efficient operation of the Port.	At all times.
5.	The Applicant will ensure that infrastructure, services, property assets or utilises are not damaged during the construction or operation of the approved development. If any damage results, the proponent will be required to meet all costs of the remediation / repair to the satisfaction of NQBP and / or the relevant service provider.	At all times.



	Condition	Timing
Ge	neral environmental management	
6.	Where potential or actual environmental harm may be caused by the approved development, NQBP may at any time direct the Applicant, or persons acting on behalf of the Applicant, to: cease an activity implement appropriate impact control measures modify work plans or methods.	At all times.
7.	Any environmental emergency, incident or potentially harmful event involving the approved development must be reported to NQBP's Environment Group via environment@nqbp.com.au or 1300 129 255.	Initial report: within 24 hours of the emergency, incident or event occurring.
	A written report must also be provided, detailing the following information: name of the operator the name and telephone number of a designated contact person quantity and substance released person/s involved location and time of the release/event likely cause of release/event effects of the release sampling performed and conclusions drawn actions taken to mitigate any environmental harm proposed actions to prevent a recurrence.	Written report: within 14 days of the emergency, incident or event occurring.
Cu	ltural heritage	
8.	NQBP is a party to a Cultural Heritage Management Plan with the Yuwibara People which includes the area of proposed development. Consultation, via NQBP's Development Advisor, must be undertaken with the parties to the CHMP to determine if any monitoring or management action are required.	At least 2 months prior to commencement of works.
Co	mmunity	
9.	Any community complaints, received by the Applicant, or party acting on behalf of the applicant, must be reported to NQBP via approvals@nqbp.com.au or 07 3011 7900.	Initial report: within 24 hours of the emergency, incident or event occurring.
	 A written report must also be provided, detailing the following information: incident subject of the complaint investigations undertaken into the complaint proposed action to be undertaken to prevent further complaints. 	Written report: within 14 days of the emergency, incident or event occurring.



6. Advisory information

Please note that the information contained in this section under the heading Advisory information has been provided as advice only and does not form part of the development approval conditions. This information has been provided to advise of other obligations under state legislation or local laws that may require action to be undertaken prior to commencing the activity approved by this development approval.

NOTES

Cultural heritage duty of care

Section 23 of the Aboriginal Cultural Heritage Act 2003 establishes a duty of care for all
persons carrying out an activity to take all reasonable and practicable measures to
ensure the activity does not harm Aboriginal cultural heritage. It is the person undertaking
the activity responsibility to ensure compliance with the duty of care.

A copy of the legislation can be accessed via https://www.legislation.qld.gov.au/LEGISLTN/CURRENT/A/AborCultHA03.pdf

General safety during construction

- 2. The *Work Health and Safety Act 2011* establishes a number of obligations relevant to the project, in particular:
 - a. Under section 19(2), a person conducting a business or undertaking must ensure the health and safety of other persons is not put at risk from work carried out as part of the conduct of the business or undertaking.
 - b. Under section 20(2), the person in control of the workplace is obliged to ensure that the means of entering and exiting the workplace and anything arising from the workplace are without risks to the health and safety of any person.

A copy of the legislation can be accessed via https://www.legislation.qld.gov.au/LEGISLTN/CURRENT/W/WorkHSA11.pdf



Approved drawings

Drawing or document	Number	Date / revision
Drawing Index and Locality Plan	IW243500-CM-IFT-DRG-001	02/10/2020 Rev 1
Overall Layout of Tug Berth	IW243500-CM-IFT-DRG-002	02/10/2020 Rev 1
General Arrangement and Elevation of Pontoon	IW243500-CM-IFT-DRG-003	02/10/2020 Rev 1
General Arrangement of Abutment and Gangway	IW243500-CM-IFT-DRG-004	02/10/2020 Rev 1
Pile Detail and Set-out Drawings	IW243500-CM-IFT-DRG-005	02/10/2020 Rev 1

DEFINITION DRAWING INDEX					
IW243500-CM-IFT-DRG-001	DRAWING INDEX AND LOCALITY PLAN				
IW243500-CM-IFT-DRG-002	OVERALL LAYOUT OF TUG BERTH				
IW243500-CM-IFT-DRG-003	GENERAL ARRANGEMENT AND ELEVATION OF PONTOON				
IW243500-CM-IFT-DRG-004	GENERAL ARRANGEMENT OF ABUTMENT AND GANGWAY				
IW243500-CM-IFT-DRG-005	PILE DETAILS AND SET-OUT DRAWING				
IW243500-CM-IFT-DRG-006	MARINE SIDE ELECTRICAL SERVICES GENERAL LAYOUT				
IW243500-CM-IFT-DRG-007	MARINE SIDE ELECTRICAL SERVICES TUG BERTH SWITCHBOARD SCHEMATIC				



APPROVED SUBJECT TO CONDITIONS

NQBP ref: PL/04/02/00010

Signed: 22/12/2020

	RPEQ
SIGNATURE	Ada Ja D
DATE	19 OCTOBER 2020
NAME	G HARVINDER SINGH
RPEQ NO.	14537

DEFINITION DRAWING

FOR TENDER

37.C									
yan)									
g.orb									
raia) Pty Ltd ABN (recording, or by an									
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droc droco droco	1	07/10/2020	TeeYC	AC	HS	FOR TENDER			
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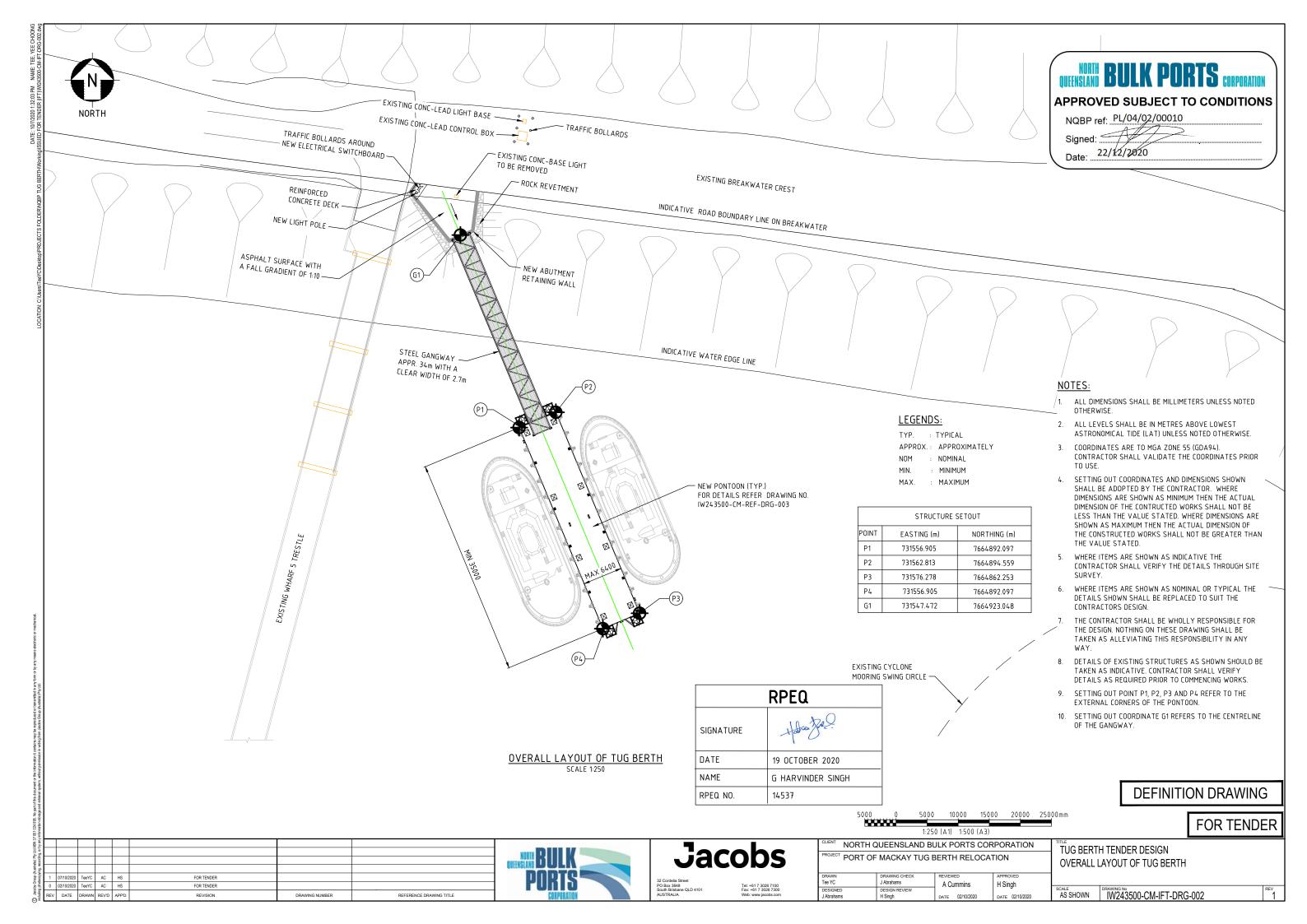
Jac	cobs	
ordelia Street		
3ox 3848	Tel: +61 7 3026 7100	

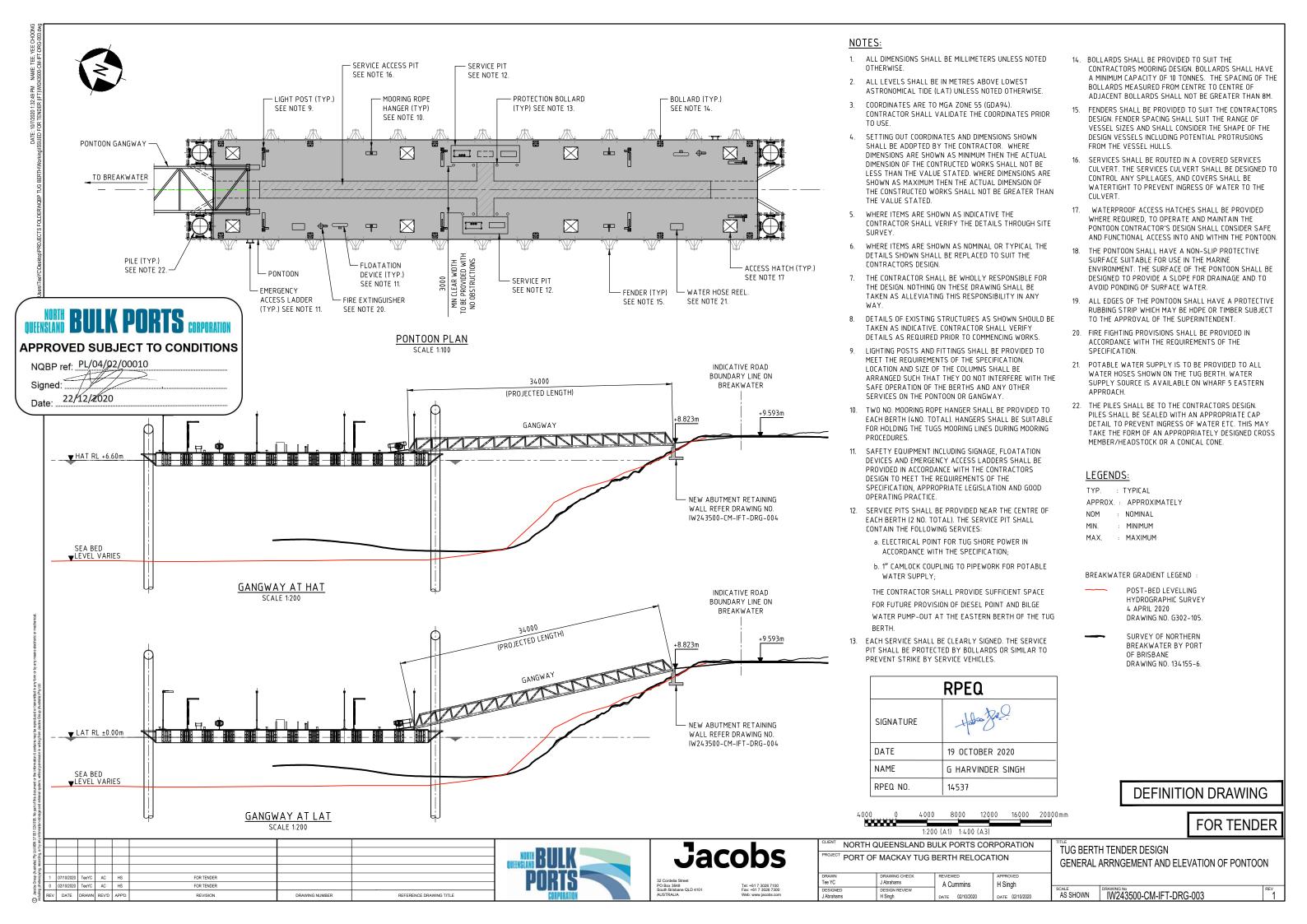
NORTH C	NORTH QUEENSLAND BULK PORTS CORPORATION					
PORT OF MACKAY TUG BERTH RELOCATION						
vn C	DRAWING CHECK J Abrahams	A Cummins	APPROVED H Singh			
GNED ahams	DESIGN REVIEW H Singh	DATE 02/10/2020	DATE 02/10/2020	8		

TUG BERTH TENDER DESIGN
DEFINITION DRAWING INDEX AND LOCALITY PLAN

SCALE
AS SHOWN

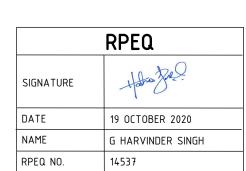
DRAWING NO
IW243500-CM-IFT-DRG-001





SEE NOTE 11.

ROCK REVETMENT



22/12/2020

2700 MIN

CLEAR WIDTH

STEEL GRATING

3200

GANGWAY - TYPICAL CROSS SECTION

SCALE 1:25

- GUARDRAIL

- ALL DIMENSIONS SHALL BE MILLIMETERS UNLESS
- ALL LEVELS SHALL BE IN METRES ABOVE LOWEST ASTRONOMICAL TIDE (LAT) UNLESS NOTED
- COORDINATES ARE TO MGA ZONE 55 (GDA94). CONTRACTOR SHALL VALIDATE THE COORDINATES PRIOR TO USE.
- SETTING OUT COORDINATES AND DIMENSIONS SHOWN SHALL BE ADOPTED BY THE CONTRACTOR. WHERE DIMENSIONS ARE SHOWN AS MINIMUM THEN THE ACTUAL DIMENSION OF THE CONTRUCTED WORKS SHALL NOT BE LESS THAN THE VALUE STATED. WHERE DIMENSIONS ARE SHOWN AS MAXIMUM THEN THE ACTUAL DIMENSION OF THE CONSTRUCTED WORKS SHALL NOT BE GREATER THAN THE VALUE STATED.
- WHERE ITEMS ARE SHOWN AS INDICATIVE THE CONTRACTOR SHALL VERIFY THE DETAILS THROUGH SITE SURVEY.
- WHERE ITEMS ARE SHOWN AS NOMINAL OR TYPICAL THE DETAILS SHOWN SHALL BE REPLACED TO SUIT THE CONTRACTORS DESIGN.
- THE CONTRACTOR SHALL BE WHOLLY RESPONSIBLE FOR THE DESIGN. NOTHING ON THESE DRAWING SHALL BE TAKEN AS ALLEVIATING THIS RESPONSIBILITY IN ANY WAY.
- DETAILS OF EXISTING STRUCTURES AS SHOWN SHOULD BE TAKEN AS INDICATIVE. CONTRACTOR SHALL VERIFY DETAILS AS REQUIRED PRIOR TO COMMENCING WORKS.
- ACCESS GANGWAY TO BE DESIGNED TO ACCOMMODATE A MAXIMUM OPERATIONAL GRADIENT OF 1:10 FOR SERVICE VEHICLE ACCESS. OPERATIONAL TIDES WOULD THEREFORE BE BETWEEN HAT TO RL+4.4M LAT.
- 10. THE GANGWAY SHALL BE DESIGNED FOR A VEHICLE OF GROSS VEHICLE MASS - GVM 3.5T.
- THE CONTRACTOR SHALL INSTALL AN ACCESS CONTROLLED SECURITY GATE AND SECURITY CAMERA AT THE ENTRANCE OF THE ACCESS GANGWAY WITH SECURITY SYSTEM LINKED TO THE PORT'S GALLAGHER SYSTEM FOR RESTRICTED ENTRY.

LEGENDS:

- ELECTRICAL DUCTS

POTABLE WATER

(TYP.)

(TYP.)

TYP. : TYPICAL

APPROX. : APPROXIMATELY

NOM NOMINAL MINIMUM

MIN : MAXIMUM MAX.



POTABLE WATER LINE TO CONNECT TO EXISTING

CONNECTION APPROX. 15m

PONTOON GANGWAY

NEW ROCK REVETMENT

HAT RL+6.60m

BREAKWATER SECTION

TO BE REMOVED DURING

CONSTRUCTION IF REQUIRED

NEW ABUTMENT

RETAINING WALL

TOP OF ABUTMENT

NEW ABUTMENT

RETAINING WALL

+8.823m

COORDINATE G1 -

REFER DRAWING NO.

IW243500-CM-IFT-DRG-002

ELECTRICITY DUCTS

FROM SWITCHBOARD

PONTOON

LAYOUT OF ABUTMENT RETAINING WALL

SCALE 1:100

COMPACTED FILL

(CRUSHED ROCK)

GUARDRAIL

GEOTEXTILE

EXISTING BREAKWATER

BED PREPARATION FOR

RETAINING WALL

GANGWAY

2000 4000 6000 8000 10000mm 1000 2000 3000 4000 5000mm 500 1000 1500 1000 2000 2500mm ----1:100 (A1) 1:200 (A3) 1:25 (A1) 1:50 (A3) NORTH QUEENSLAND BULK PORTS CORPORATION

DEFINITION DRAWING FOR TENDER

TUG BERTH TENDER DESIGN GENERAL ARRANGEMENT OF ABUTMENT AND GANGWAY

FOR TENDER REVISION DRAWING NUMBER REFERENCE DRAWING TITLE

FUTURE PROVISION

FOR FUEL PIPE (TYP.)

FUTURE PROVISION

FOR BILGE WATER

PIPE (TYP.)

J Abrahams A Cummins H Singh

PORT OF MACKAY TUG BERTH RELOCATION AS SHOWN W243500-CM-IFT-DRG-004

