

ADDENDUM REPORT

a12 [OGM] Crown Reserve - Lot 490 DP47021 Kingscliff

ORIGIN:

General Manager

SUMMARY OF REPORT:

Correspondence has been received from the General Manager, Crown Lands NSW advising that the Hon Tony Kelly, MLC, Minister Assisting the Minister for Natural Resources (Lands) has removed Council as Trust Manager for the Crown Reserve over Lot 490 DP47021 Kingscliff and appointed an interim administrator, Mr Richard Dunning to manage the reserve.

A copy of the correspondence and extract from the New South Wales Government Gazette Number 91 is attached.

RECOMMENDATION:

That this report be received and noted.

ADDENDUM REPORT

REPORT:

As per summary.

ADDENDUM REPORT

JUN-2004 09:56 FROM CROWN LANDS NSW GMS office TO 66702483

P.02/

COPY

LANDS04/207

Dr John Griffin
General Manager
Tweed Shire Council
PO Box 816
MURWILLUMBAH NSW 2484

CROWN LAND
GOVT GAZETTE

LN: 26174

Level 4, 437 Hunter Street Newcastle
P O Box 2185 DANGAR NSW 2309
Phone: 49605001; Fax: 4926 4329
www.lands.nsw.gov.au

| | |
|---------------------|-------------------------------------|
| TWEED SHIRE COUNCIL | |
| FILE No. | DA03/1851 P41 |
| DOCUMENT No. | 1650031 |
| RECD | - 8 JUN 2004 |
| ASSIGNED TO | Griffin, J |
| HARD COPY | <input checked="" type="checkbox"/> |
| IMAGE | <input type="checkbox"/> |

7 June 2004

Dear Dr Griffin

As you are aware, the Hon Tony Kelly MLC, Minister Assisting the Minister for Natural Resources (Lands), has removed Council as trust manager of the Crown reserve over lot 490 DP 47021 at Kingscliff and appointed an interim administrator to manage this reserve. Notices to this effect were published in the Government Gazette of 28 May 2004.

Apart from the many representations he has received, the Minister was critical of the apparent conflict of interest in Council's role as developing the economic base of its local government area, its role as the consent authority and its role as a responsible trust manager.

As far as the Government is concerned, no decisions have been made in respect of lot 490. There has been no decision as to whether lot 490 will be developed, the scope of that development and who will carry out the development.

In the circumstances, the Minister considered that council's recent decision regarding the proposed road through lot 490 was premature given that the development control plan and the plan of management are still in draft form.

The interim administrator, Richard Dunning, will consult extensively, as a matter of priority, with the local community and yourself, to determine the most appropriate development for lot 490. In this regard, the Minister has asked Mr Dunning to establish a steering committee to further the public consultation process. It is intended that Council will be represented on this committee. I expect that Mr Dunning would be in a position to report back to the Minister in three to four months time.

Should Council wish to discuss any associated issues with Mr Dunning, he may be contacted on 6640 2045 at the Department's Grafton Office.

A copy of the relevant gazette notices is enclosed for your information.

Yours sincerely

Graham Harding
General Manager Crown Lands NSW

ADDENDUM REPORT

08-JUN-2004 09:56 FROM CROWN LANDS NSW Gms office TO 66702483 P.03/04

28 May 2004

OFFICIAL NOTICES

3301

GRAFTON OFFICE

76 Victoria Street (Locked Bag 10), Grafton, NSW 2460
 Phone: (02) 6640 2000 Fax: (02) 6640 2035

APPOINTMENT OF ADMINISTRATOR TO MANAGE A RESERVE TRUST

PURSUANT to section 117, Crown Lands Act, 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified in Column 1, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|-------------------------|-------------------------------------|------------------------------------------------------------------------------------------------------------------|
| Karen Gladys HEMBROW | Boambee Creek Park Reserve Trust | Reserve No. 84835 Public Purpose: Public Recreation Notified: 10 April 1964 File Reference: GF81R212 |

For a term commencing 04 June 2004 and expiring 03 September 2004.

REVOCATION OF THE APPOINTMENT OF A RESERVE TRUST

PURSUANT to section 92(3) of the Crown Lands Act 1989, the appointment of the reserve trust specified in Column 1 of the Schedule hereunder, to the reserve specified opposite thereto in Column 2 of the schedule, is revoked to the extent specified opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|
| Tweed Coast Reserve Trust | Reserve No. 1002202 Public Purpose: Tourist Facilities and Services Notified: 6 November 1998 File Reference: GF01R21 | The whole, being Lot 490 DP 47021. Parish of Cudgen, County of Rous. |

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|-------------------------|----------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Karen Gladys HEMBROW | Moonee Beach Public Recreation Reserve Trust | Reserve No. 64933 Public Purpose: Public Recreation, Resting Place Notified: 23 November 1934 Reserve No. 1003022 Public Purpose: Environmental Protection Notified: 6 September 2002 File Reference: GF80R78 |

For a term commencing 04 June 2004 and expiring 03 September 2004.

ESTABLISHMENT OR RESERVE TRUST

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is established under the name stated in that Column and is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE

| COLUMN 1 | COLUMN 2 |
|-----------------------|-----------------------------------------------------------------------------------------------------------------------------------|
| Lot 490 Reserve Trust | Reserve No. 1002202 Public Purpose: Tourist Facilities and Services Notified: 6 November 1998 File Reference: GF04R19 |

NOTIFICATION OF CLOSING OF PUBLIC ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

Description

Land District - Lismore; Shire - Byron

Road closed: Lot 1, DP 1067933, at Nashua, Parish Teven,
 County Rous. File No.: GF03 H 18.

Note: On closing, the land within lot 1 becomes vested in
 the State of New South Wales as Crown land.

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule to the extent specified opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

NEW SOUTH WALES GOVERNMENT GAZETTE No. 91

ADDENDUM REPORT

08-JUN-2004 09:56 FROM CROWN LANDS NSW Gms office TO 66702483

P.04/04

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OFFICIAL NOTICES

28 May 2004

SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|-----------------------|--------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------|
| Lot 490 Reserve Trust | Reserve No. 1002202 Public Purpose: Tourist Facilities and Services Notified: 6 November 1998 File Reference: GF04R19 | The whole, being Lot 490 DP 47021, Parish of Cudgen, County of Rous. |

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown road specified in Schedule 1 is hereby transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from the date, the road specified in schedule 1, ceases to be Crown road.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands).

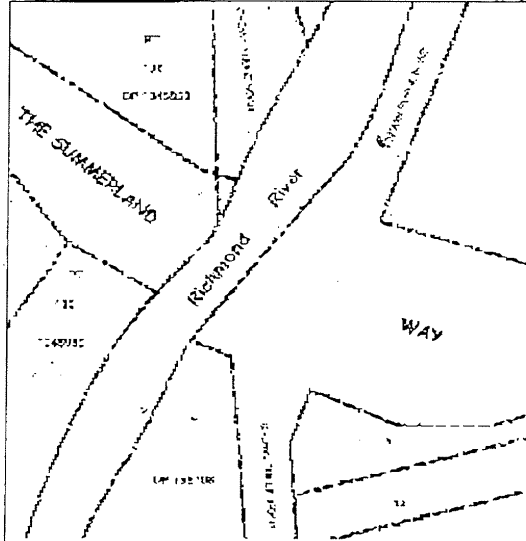
APPOINTMENT OF ADMINISTRATOR TO MANAGE A RESERVE TRUST

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified in Column 1, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1

Crown road variable width (in two parts) as shown hatched on diagram below, Parishes Findon & Roseberry, County Rous, at Grevillia.



SCHEDULE

| COLUMN 1 | COLUMN 2 | COLUMN 3 |
|----------------------|-----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Richard John DUNNING | Lot 490 Reserve Trust | Reserve No. 1002202 Public Purpose: Tourist Facilities and Services Notified: 28 May 2004 File Reference: GF04R19 Commencing the day of this notice |

SCHEDULE 2

Roads Authority: Kyogle Shire Council
File No. GF04H60
Council's reference: FW:LMT:ROADS.BRIDGES.MR83

*Erratum re diagram -
Gazette*

ADDENDUM REPORT

LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:

Nil.

POLICY IMPLICATIONS:

Nil.

UNDER SEPARATE COVER:

Nil.

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