



Department of
Primary Industries
Lands

Level 3, 49-51 Victoria Street GRAFTON NSW 2460
PO Box 2185 DANGAR NSW 2309
Ph: (02) 66429210
Fax: (02) 66425375
e-mail: Nessbit.Hurcum@crowland.nsw.gov.au

General Manager
Tweed Shire Council
PO Box 816
MURWILLUMBAH NSW 2484
Attention: Nela Turnbull

*Contact Officer: Nessbit (Bert) Hurcum
Your Ref: Crown Land – Fingal Head
Our Ref: 15/11099*

Dear Nela

Proposed acquisition of parts of Council public roads at Fingal Head and Pottsville.

Reference is made to email communications between Council and DPI Lands from March 2012 and to your most recent letter of 16th February 2016 regarding the acquisition of parts of Council public roads, affected by operational areas of existing caravan parks at Pottsville and Fingal Head and by Fingal Rovers Surf Club at Fingal Head, for addition to the adjoining Crown reserves.

Council has already caused two plans of survey for acquisition purposes to be lodged with LPINSW to facilitate the acquisition process; DP 1174045 at Fingal Head and DP 1174058 at Pottsville.

Lots 1 & 2 DP 1174045 at Fingal Head illustrate the affected areas of Prince Street and Letitia Road adjoining Lot 7314 DP 1121228 (Reserve 1001012 for Caravan Park) and Lot 7011 DP 1065741 (Reserve 1001008 for Public Recreation and Coastal Environmental Protection) proposed to be acquired. Lot 1 DP 1174058 at Pottsville illustrates the affected area of Tweed Coast Road adjoining Lot 7074 DP 1113900 (Reserve 1001016 for Caravan Park) proposed to be acquired. The areas proposed to be acquired are shown by yellow highlight on the attached Diagrams "A" & "B".

The areas of Council public road proposed to be acquired contain no road formation or associated road infrastructure. Assessment of the level of compensation to be sought in cases where a public road, or part of a public road, is being acquired for a public purpose is undertaken pursuant to Section 206 of the Roads Act 1993. Section 206 provides that compensation is payable only where the road has been formed and there is infrastructure within the area(s) to be acquired. Neither of these circumstances apply to the areas proposed to be acquired, and it is our understanding that no compensation is payable in this instance.

NSW Department of Primary Industries, Lands now seeks a resolution from Council to consent to DPI Lands acquiring the affected parcels of Council public road, being Lots 1 & 2 DP 1174045 at Fingal Head and Lot 1 DP 1174048 at Pottsville, under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 at nil compensation for addition to the adjoining Crown reserves.

Should you have any enquiries with respect to this matter please do not hesitate to contact me.

Yours Sincerely

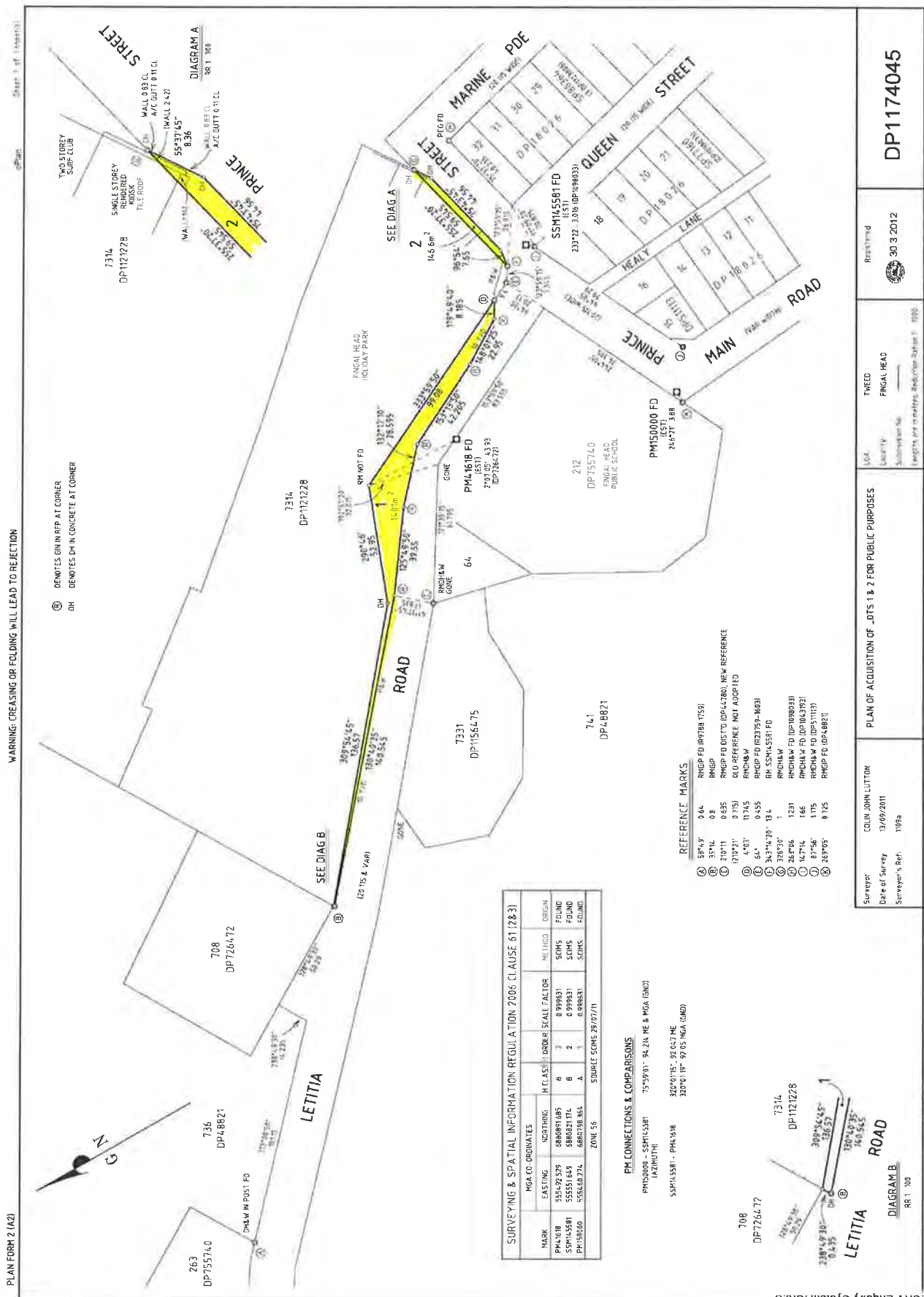


New South Wales Government



Nessbit (Bert) Hurcum
Senior Registered Surveyor
DPI Lands
Grafton
29th February 2016

Diagram "A"



WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

PLAN FORM 2 (A2)

Sheet 1 of 1 (total)

- ⊕ DENOTES GIN IN REP AT CORNER
- DH DENOTES DH IN CONCRETE AT CORNER

SURVEYING & SPATIAL INFORMATION REGULATION 2006 CLAUSE 61(2)&3

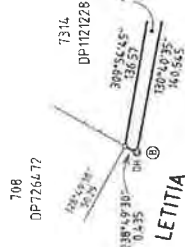
MARK	EASTING	NORTHING	H CLASS	LOGGER SCALE FACTOR	METHOD	ORIGIN
PHL1618	555429.279	586991.685	B	0.999831	SCMS	FOUND
SSM15581	555531.645	586821.711	B	0.999831	SCMS	FOUND
PH15000	555633.271	680708.861	A	0.999831	SCMS	FOUND

ZONE 56 SOURCE SCMS 29/07/11

EM CONNECTIONS & COMPARISONS

PM150000 - SSM15581 75°59'01" 94.214 HE & MGA (IND)
 HAZIMUTHI
 SSM15581 - PHL1618 320°01'15" 22.021 HE
 320°01'19" 39.03 MGA (IND)

- REFERENCE MARKS**
- ⊕ 38°49' 0.64 RMGP FD (R9788 7159)
 - ⊕ 35°14' 0.8 RMGP
 - ⊕ 20°11' 0.635 RMGP FD DIST (DP42780), NEW REFERENCE
 - ⊕ 12°21' 0.715 OLD REFERENCE NOT ADOPTED
 - ⊕ 4°53' 11.745 RMCHAW
 - ⊕ 64° 0.455 RMGP FD (R2759-6681)
 - ⊕ 34°14' 20" 13.4 RMCHAW
 - ⊕ 28°20' 1 RMCHAW
 - ⊕ 26°26' 1.231 RMCHAW FD (DP1098933)
 - ⊕ 14°74' 1.66 RMCHAW FD (DP1843951)
 - ⊕ 81°56' 1.175 RMCHAW FD (DP511131)
 - ⊕ 269°05' 0.125 RMGP FD (DP48821)



Surveyor: COLIN JOHN LUTTON
 Date of Survey: 13/09/2011
 Surveyor's Ref: 11093

PLAN OF ACQUISITION OF LOTS 1 & 2 FOR PUBLIC PURPOSES

REA: TREC'D
 Locality: FINGAL HEAD
 Subsystem No.:
 Height for installation: Substation Station: 11093

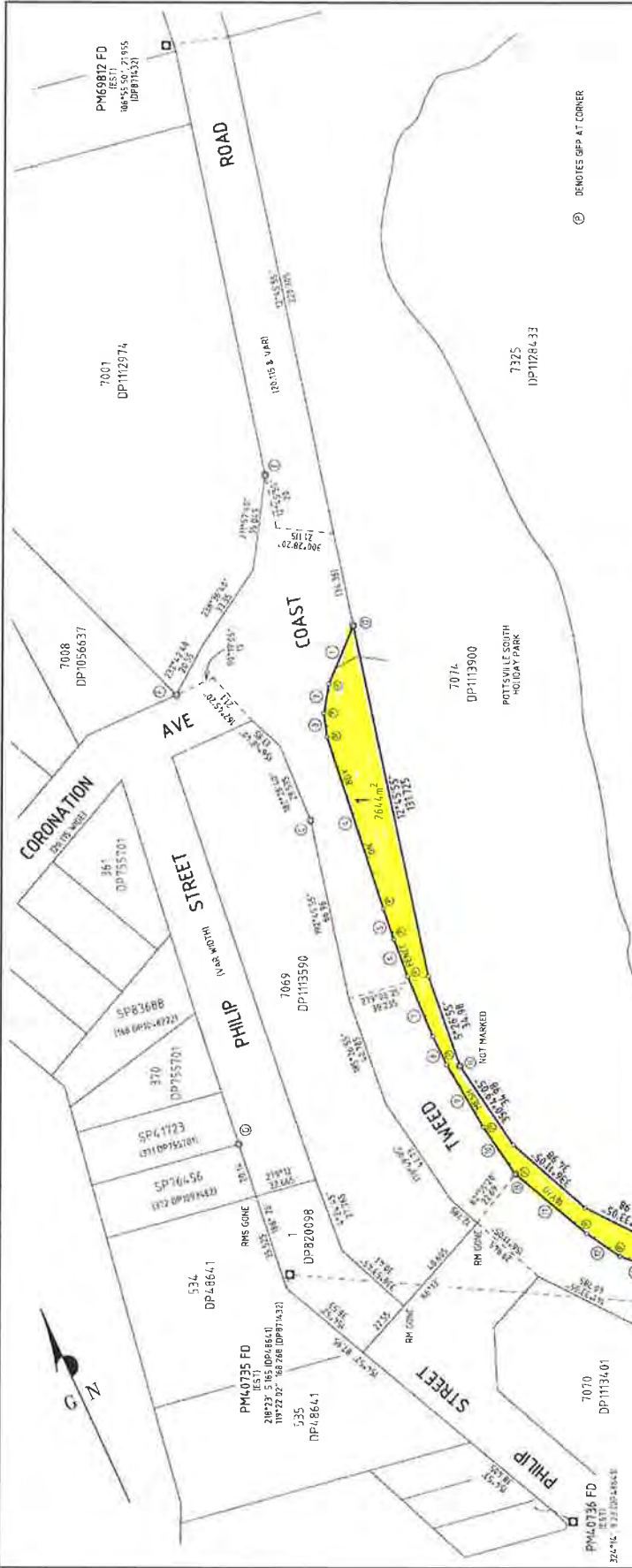
RR 1.00

DP1174045

Diagram "B"

PLAN FORM 2 (A2) cPlan Sheet 1 of 1 sheets

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION



⊙ DENOTES GPP AT CORNER

SURVEYING & SPATIAL INFORMATION REGULATION 2006 (CLAUSE 61 (2) 3)

MARK	EASTING	NORTHING	N CLASS	ORDER	SCALE FACTOR	METHOD	ORIGIN
PM4032	545301.056	685337.133	B	7	0.999631	SIGNS	FOUND
PM4033	545301.056	685337.133	B	5	0.998651	SIGNS	FOUND
PM4887	555443.028	685806.333	B	5	0.992851	SIGNS	FOUND

ZONE 56 SOURCE SIGNS 29/07/11

PH CONNECTIONS & COMPARISONS

PH CONNECTIONS	COMPARISONS
PM40735 - PM46882 (AZIMUTH)	19795.36 - 452.843 MGA (IGND)
PM40735 - PM40735	154705 - 107175 MGA (IGND)
PM46882 - COR	187001.55 - 722.98
PM40736 - COR	51722.00 - 99.225

LINE SCHEDULE

LINE	BEARING	DISTANCE
1	277°41'55"	29.28
2	214°45'00"	10.845
3	197°26'20"	8.73
4	185°49'40"	66.395
5	164°32'55"	14.55
6	182°05'50"	23.885
7	178°41'25"	11.555
8	174°32'40"	26.55
9	154°53'55"	34.07
10	145°41'50"	16.78
11	134°48'25"	15.225
12	199°21'15"	13.23
13	345°52'30"	13.895

- REFERENCE MARKS
- Ⓐ 6735 - 2.685 RMOHAW
 - Ⓑ 5742 - 22.05 RMOHAW
 - Ⓒ 294 - 2.08 RMOHAW FD DP671432
 - Ⓓ 5146 - 27.93 RMOHAW
 - Ⓔ 2897.16 - 3.41 RMOHAW FD DP671432
 - Ⓕ 4711.40 - 5.575 RMOHAW FD DP671432
 - Ⓖ 2662.35 - 4.055 RMOHAW FD DP671432
 - Ⓗ 8355 - 5.075 RMOHAW

PLAN OF ACQUISITION OF LOT 1 FOR PUBLIC PURPOSES

Surveyor: COLIN JOHN LUTTON
 Date of Survey: 28/09/2011
 Surveyor's Ref: 11095

Local Authority: POTTSVILLE
 Submission No: _____
 Lengths are in metres. Reduction Ratio: 1:1000

Revised: 3.4.2012

DP1174058