

Registration certificate

Environmental Protection Act 1994

Registration certificate

No: ENRE04619713

This registration certificate is issued by the administering authority and takes effect from: 4 February 2013.

The anniversary day for the purposes of the Annual Return is: 4 February.

This registration certificate is a requirement of section 73F of the *Environmental Protection Act 1994* and authorises the registered operator to undertake the activity listed below at the following place; subject to the conditions set out in a development approval attached to the premises.

Registered Operator:-

BE EJ HE MA and LJ Humphries
t/as Humphries and Sons
7 Joan Street
PROSERPINE QLD 4800

Development Approval No: DA10/077 (EHP Concurrence Response SPCE00377110)

Place:- Lot 2 on RP737831 and Lot 3 on RP737831

Location:- Bed of the Don River (AMTD's 10.1km to 9.8km)
Gladstone Park Road Crossing
Bowen Qld 4805

Registered Activity:- ERA 16 Extractive and screening activities Threshold 1(b) - dredging, in a year, more than 10000t to 100000t of material.



Derek Robson
Delegate
Department of Environment and Heritage Protection
Environmental Protection Act 1994
4 February 2013



Concurrence Agency Response

This notice is issued by the Department of Environment and Resource Management pursuant to section 287 (concurrence agency response of the Sustainable Planning Act 2009 ("the Act").

Our reference: 347715

1. **Application Details**

Assessment Manager Ref.: DA10/077

Date application referred to DERM: 5 May 2010

Development approval applied for: Development Permit

Aspect of development: Material Change of Use (MCU) involving an Environmentally Relevant Activity

Development description: ERA 16 1 (b) Extractive and screening activities - dredging, in a year 10,000t to 100,000t of material.

Property/Location description: Don River at the Gladstone Park Road crossing, adjacent to lot 3 on RP737831 and Lot 2 on RP737831 (AMTD's 10.1km to 9.8km).

2. The Chief Executive, Department of Environment and Resource Management (DERM) concurrence agency response, for the concurrence agency referral jurisdiction for the aspect of development involved with the application the subject of this Notice is to tell the assessment manager as follows.

(a) Conditions must attach to any development approval, and those conditions are attached to this Notice.

3. **Approved plans / specifications**

Nil

4. **General advice to assessment manager**

Pursuant to sections 334 and 363 of the Act, a copy of a decision notice or negotiated decision notice issued by the assessment manager must be forwarded to DERM as a referral agency for the relevant application at PO Box 623 Mackay QLD 4740 and an electronic copy to eco.access@derm.qld.gov.au.



[Signature] 10/6/10

Notice
Concurrence Agency Response

The State's Native Title Work Procedures provide that responsibility for assessment of native title issues for an IDAS application rests with the assessment manager. Therefore, DERM as a referral agency for the relevant application has not provided notification to native title parties.

6. **Additional comments or advice about the application**

NII

7. **Additional information for applicants**

Delegate:



Kevin Kane
Delegate administering the
Environmental Protection Act 1994,
Department of Environment and Resource Management

10 June 2010

Attachment(s)

DERM Permit Number (IPDE01732409)

Enquiries:

Department of Environment and Resource
Management
30 Tennyson Street
P.O. Box 623 MACKAY 4740
Phone: 4944 7812
Fax: 4944 7811
Email: kevin.kane@derm.qld.gov.au

CONDITIONS OF APPROVAL

ERA 16 Extractive and screening activities, Threshold 1(b) - dredging, in a year, 10000t to 100000t of material.

Agency Interest: General

G1 Scope.

This development approval authorises the dredging of a maximum of 10000 cubic metres of quarry material per annum from the Don River at the Gladstone Park Road crossing, adjacent to lot 3 on RP737831 and Lot 2 on RP737831 (AMTD's 10.1km to 9.8km). The total extraction must not exceed 30000 cubic metres.

G2 Prevent and/or minimise likelihood of environmental harm.

In carrying out an ERA to which this approval relates, all reasonable and practicable measures must be taken to prevent and / or to minimise the likelihood of environmental harm being caused.

G3 Site Based Management Plan.

From commencement of an ERA to which this approval relates, a site based management plan (SBMP) must be implemented. The SBMP must identify all sources of environmental harm, including but not limited to the actual and potential release of all contaminants, the potential impact of these sources and what actions will be taken to prevent the likelihood of environmental harm being caused. The SBMP must also provide for the review and 'continual improvement' in the overall environmental performance of all ERAs that are carried out.

The SBMP must address the following matters:

- (a) Environmental commitments - a commitment by senior management to achieve specified and relevant environmental goals.
- (b) Identification of environmental issues and potential impacts.
- (c) Control measures for routine operations to minimise likelihood of environmental harm.
- (d) Contingency plans and emergency procedures for non-routine situations.
- (e) Organisational structure and responsibility.
- (f) Effective communication.
- (g) Monitoring of contaminant releases.
- (h) Conducting environmental impact assessments.
- (i) Staff training.
- (j) Record keeping.
- (k) Periodic review of environmental performance and continual improvement.

G4 The site based management plan must not be implemented or amended in a way that contravenes any condition of this approval.

G5 A copy of the SBMP is to be supplied to the Department of Environment and Resource Management within 3 months of commencement of an ERA to which the approval relates.

G6 Notification.

Telephone the DERM's Pollution Hotline or local office as soon as practicable after becoming aware of any release of contaminants not in accordance with the conditions of this approval.

 10/6/10

G7 Information About Spills.

A written notice detailing the following information must be provided to the DERM within 14 days of any advice provided:

- a) the name of the operator, including their approval / registration number;
- b) the name and telephone number of a designated contact person;
- c) quantity and substance released;
- d) vehicle and registration details;
- e) person/s involved (driver and any others);
- f) the location and time of the release;
- g) the suspected cause of the release;
- h) a description of the effects of the release;
- i) the results of any sampling performed in relation to the release;
- j) actions taken to mitigate any environmental harm caused by the release; and
- k) proposed actions to prevent a recurrence of the release.

G8 Spill Kit.

An appropriate spill kit, personal protective equipment and relevant operator instructions/emergency procedure guides for the management of wastes and chemicals associated with the ERA must be kept at the site, and in each vehicle used if the activity is a mobile ERA.

G9 Spill Kit Training.

Anyone operating under this approval must be trained in the use of the spill kit.

G10 Acid Sulphate Soils.

If acid sulphate soils are found to be present through testing of areas subject to excavation in accordance with the requirements of State Planning Policy 2/02, then the works must be managed to prevent release of acidic drain water to any natural waters and comply with procedures outlined in the current version of the Queensland Acid Sulphate Soils Technical Manual Soil Management Guidelines.

G11 All acid sulphate soils must be disposed of or managed in accordance with the Acid Sulphate Soil Investigation and management plan.

G12 Maintenance Of Measures and Equipment.

The operator of an ERA to which this approval relates must:

- (a) install all measures and equipment necessary to ensure compliance with the conditions of this approval; and
- (b) maintain such measures and equipment in a proper and efficient condition; and
- (c) operate such measures and equipment in a proper and efficient manner.

G13 Records.

Record, compile and keep all monitoring results required by this approval and present this information to the administering authority when requested.

G14 All records required by this approval must be kept for 5 years.

Agency Interest: Air

A1 Dust Nuisance.

The release of dust and/or particulate matter resulting from the ERA must not cause an environmental nuisance at any nuisance sensitive or commercial place.

A2 Nuisance.

The release of noxious or offensive odours or any other noxious or offensive airborne contaminants resulting from the activity must not cause a nuisance at any nuisance sensitive or commercial place.

A3 When requested by the administering authority, dust and particulate monitoring must be undertaken to investigate any complaint of environmental nuisance caused by dust and/or particulate matter, and the results notified within 14 days to the administering authority following completion of monitoring. Monitoring must be carried out at a place(s) relevant to the potentially affected dust sensitive place and at upwind control sites and must include:

- a) for a complaint alleging dust nuisance, dust deposition; and
- b) for a complaint alleging adverse health effects caused by dust, the concentration per cubic metre of particulate matter with an aerodynamic diameter of less than 10 micrometre (μm) (PM10) suspended in the atmosphere over a 24hr averaging time.

A4 Dust and particulate matter must not exceed the following levels when measured at any nuisance sensitive or commercial place:

- (a) Dust deposition of 120 milligrams per square metre per day, when monitored in accordance with Australian Standard AS 3580.10.1 of 2003 (or more recent editions); OR
- (b) A concentration of particulate matter with an aerodynamic diameter of less than 10 micrometre (μm) (PM10) suspended in the atmosphere of 50 micrograms per cubic metre over a 24 hour averaging time, at a nuisance sensitive or commercial place downwind of the site, when monitored in accordance with:
 - Australian Standard AS 3580.9.6 of 2003 (or more recent editions) 'Ambient air - Particulate matter - Determination of suspended particulate PM10 high-volume sampler with size-selective inlet - Gravimetric method'; or
 - any alternative method of monitoring PM10 which may be permitted by the 'Air Quality Sampling Manual' as published from time to time by the administering authority.

Agency Interest: Land

L1 Preventing Contaminant Release To Land.

Contaminants must not be released to land.

L2 Spillage of all chemicals and fuels must be contained within an on-site containment system and controlled in a manner that prevents environmental harm.

NOTE: All petroleum product storage's must be designed, constructed and maintained in accordance with AS 1940 - Storage and Handling of Flammable and Combustible Liquids.

L3 All temporary bunding at the authorised place must be constructed and maintained so as to be sufficiently impervious to allow retention and recovery of any materials being stored within the bund.

L4 Where vehicle access to a bunded area is required, the access must be way of a rollover bund (or similar) to contain any residues, spillage and any liquid that has come into contact with contaminants.

L5 Land Rehabilitation.

The site (including all disturbed areas such as slopes, stockpile and screening areas) must be rehabilitated in a manner such that:

- (a) suitable native species of vegetation are planted and established;
- (b) potential for erosion of the site is minimised;
- (c) the likelihood of environmental nuisance being caused by release of dust is minimised; and
- (d) the final landform is stable and not subject to slumping.

Agency Interest: Noise**N1 Noise Nuisance.**

Noise from the ERA must not cause an environmental nuisance at any nuisance sensitive place or commercial place

N2 All noise from activities must not exceed the levels specified in Table 1 - Noise limits at any nuisance sensitive or commercial place.

Table 1 - Noise limits

Noise level measured as	Monday to Saturday			Sundays and public holidays		
	7am - 6pm	6pm - 10pm	10pm - 7am	9am - 6pm	6pm - 10pm	10pm - 9am
Noise measured at a 'Noise sensitive place'						
L _{A10} , adj, 10 mins	Bkg + 5	Bkg + 5	Bkg + 0	Bkg + 5	Bkg + 5	Bkg + 0
L _{A1} , adj, 10 mins	Bkg + 10	Bkg + 10	Bkg + 5	Bkg + 10	Bkg + 10	Bkg + 5
Noise measured at a 'Commercial place'						
L _{A10} , adj, 10 mins	Bkg + 10	Bkg + 10	Bkg + 5	Bkg + 10	Bkg + 10	Bkg + 5
L _{A1} , adj, 10 mins	Bkg + 15	Bkg + 15	Bkg + 10	Bkg + 15	Bkg + 15	Bkg + 10

N3 Noise Monitoring.

When requested by the administering authority, noise monitoring must be undertaken to investigate any complaint of noise nuisance, and the results notified within 14 days to the administering authority. Monitoring must include:

- airblast overpressure (dB (Lin) Peak);
- LA 10, adj, 10 mins
- LA 1, adj, 10 mins
- the level and frequency of occurrence of impulsive or tonal noise;
- atmospheric conditions including wind speed and direction;
- effects due to extraneous factors such as traffic noise; and
- location, date and time of recording.

N4 The method of measurement and reporting of noise levels must comply with the latest edition of the Department of Environment and Resource Management's Noise Measurement Manual.

Agency Interest: Social

S1 Complaint Response.

The operator of the ERA must record the following details for all complaints received and provide this information to the administering authority on request:

- a) Time, date, name and contact details of the complainant;
- b) reasons for the complaint;
- c) any investigations undertaken;
- d) conclusions formed; and
- e) any actions taken.

Agency Interest: Waste

W1 Waste Handling.

All waste generated in carrying out the activity must be disposed at a facility that can lawfully accept that waste.

Agency Interest: Water

WA1 Contaminants must not be released to waters

WA2 Stockpile Areas

No stockpile areas have been proposed under this approval.

WA3 Stormwater Management.

Erosion protection measures and sediment control measures must be implemented and maintained to minimise:

- a) erosion of soils in areas disturbed by the activity; and
- b) the release of sediment to any waters.

 10/6/10

DEFINITIONS

Words and phrases used throughout this permit¹ are defined below. Where a definition for a term used in this permit¹ is sought and the term is not defined within this permit¹ the definitions provided in the relevant legislation shall be used.

"administering authority" means the Department of Environment and Resource Management or its successor.

"annual return" means the return required by the annual notice (under section 316 of the *Environment Protection Act 1994*) for the section 73F registration certificate that applies to the development approval.

"approval" means 'notice of development application decision' or 'notice of concurrence agency response' under the *Integrated Planning Act 1997*.

"approved plans" means the plans and documents listed in the approved plans section in the notice attached to this development approval.

"artificial waterway" means an artificial channel, lake or other body of water. Artificial waterway includes –

- an artificial channel that is formed because the land has been reclaimed from tidal water and is intended to allow boating access to allotments on subdivided land;
- other artificial channels subject to the ebb and flow of the tide; and
- any additions or alterations to an artificial waterway.

"authorised place" means the place authorised under this development approval for the carrying out of the specified environmentally relevant activities.

"canal" means an artificial waterway surrendered to the State. A canal is an artificial waterway connected, or intended to be connected, to tidal water; and from which boating access to the tidal water is not hindered by a lock, weir or similar structure.

"clinical waste" means waste that has the potential to cause disease including, for example, the following:

- animal waste;
- discarded sharps;
- human tissue waste;
- laboratory waste.

"coastal dune" means a ridge or hillock of sand or other material on the coast and built up by the wind.

"commercial place" means a place used as an office or for business or commercial purposes.

"dredge spoil" means material taken from the bed or banks of waters by using dredging equipment or other equipment designed for use in extraction of earthen material.

"dwelling" means any of the following structures or vehicles that is principally used as a residence –

- a house, unit, motel, nursing home or other building or part of a building;
- a caravan, mobile home or other vehicle or structure on land;
- a water craft in a marina.

"Department of Environment and Resource Management" means the department or agency (whatever called) administering the *Coastal Protection and Management Act 1995* or the *Environmental Protection Act 1994*.

"erosion prone area" means an area declared to be an erosion prone area under section 70(1) of the *Coastal Protection and Management Act 1995*.

"high water mark" means the ordinary high water mark at spring tides.

"infectious waste" means waste containing viable micro-organisms or their toxins which are known or suspected to cause disease in animals or humans.

"intrusive noise" means noise that, because of its frequency, duration, level, tonal characteristics, impulsiveness or vibration –

- is clearly audible to, or can be felt by, an individual; and
- annoys the individual.
- In determining whether a noise annoys an individual and is unreasonably intrusive, regard must be given to Australian Standard 1055.2 – 1997 Acoustics – Description and Measurement of Environmental Noise Part 2 – Application to Specific Situations.

"L_A 10, adj, 10 mins" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 10% of any 10 minute measurement period, using Fast response.

"**L_A 1, adj, 10 mins**" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 1% of any 10 minute measurement period, using Fast response.

"**L_A, max adj, T**" means the average maximum A-weighted sound pressure level, adjusted for noise character and measured over any 10 minute period, using Fast response.

"**land**" in the "land schedule" of this document means land excluding waters and the atmosphere.

"**mg/L**" means milligrams per litre.

"**noxious**" means harmful or injurious to health or physical well being.

"**NTU**" means nephelometric turbidity units.

"**nuisance sensitive place**" includes –

- a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
- a motel, hotel or hostel; or
- a kindergarten, school, university or other educational institution; or
- a medical centre or hospital; or
- a protected area under the *Nature Conservation Act 1992*, the *Marine Parks Act 1992* or a World Heritage Area; or
- a public thoroughfare, park or gardens; or
- a place used as a workplace, an office or for business or commercial purposes and includes a place within the curtilage of such a place reasonably used by persons at that place.

"**offensive**" means causing offence or displeasure; is disagreeable to the sense; disgusting, nauseous or repulsive.

"**ponded pasture**" means a permanent or periodic pondage of water in which the dominant plant species are pasture species used for grazing or harvesting.

"**protected area**" means –

- a protected area under the *Nature Conservation Act 1992*; or
- a marine park under the *Marine Parks Act 1992*; or
- a World Heritage Area.

"**quarry material**" means material on State coastal land, other than a mineral within the meaning of any Act relating to mining. Material includes for example stone, gravel, sand, rock, clay, mud, silt and soil, unless it is removed from a culvert, stormwater drain or other drainage infrastructure as waste material.

"**regulated waste**" means non-domestic waste mentioned in Schedule 7 of the *Environmental Protection Regulation 1998* (whether or not it has been treated or immobilised), and includes –

- for an element - any chemical compound containing the element; and
- anything that has contained the waste.

"**site**" means land or tidal waters on or in which it is proposed to carry out the development approved under this development approval.

"**tidal water**" means the sea and any part of a harbour or watercourse ordinarily within the ebb and flow of the tide at spring tides.

"**watercourse**" means a river, creek or stream in which water flows permanently or intermittently–

- in a natural channel, whether artificially improved or not; or
- in an artificial channel that has changed the course of the watercourse.

"**waters**" includes river, stream, lake, lagoon, pond, swamp, wetland, unconfined surface water, unconfined water natural or artificial watercourse, bed and bank of any waters, dams, non-tidal or tidal waters (including the sea), stormwater channel, stormwater drain, roadside gutter, stormwater run-off, and groundwater and any part thereof.

"**works**" or "**operation**" means the development approved under this development approval.

"**you**" means the holder of this development approval or owner / occupier of the land which is the subject of this development approval.

"**50th percentile**" means not more than three (3) of the measured values of the quality characteristic are to exceed the stated release limit for any six (6) consecutive samples for a release/monitoring point at any time during the environmental activity(ies) works.

"80th percentile" means not more than one (1) of the measured values of the quality characteristic is to exceed the stated release limit for any five (5) consecutive samples for a sampling point at any time during the environmental activity(ies) works

END OF CONDITIONS

REFERRAL AGENCY RESPONSE

Application for a Concurrence Condition *Integrated Planning Act 1997*



Response IC0510MKY0006
Concurrence Condition 602918
Applicant HUMPHRIES & SONS

Approval Information

The application for development to remove quarry material on land described as is approved by this agency subject to the conditions endorsed hereon or attached hereto being imposed on any development permit given.

Development to remove quarry material from a watercourse or lake may continue under this permit only during the period for which an allocation notice granted under the *Water Act 2000* authorises the material to be removed.

It is an offence for a person to remove quarry material from a watercourse or lake without appropriate authority under the *Water Act 2000*.

Given at Mackay this NINTH day of JUNE 2010.

John Bradley
Director-General
Department of Environment and Resource Management

Schedule of Referral Agency Conditions

Description of Approved Works

Works Reference 570247

Removal of quarry material from DON RIVER.

Development for the removal of quarry material associated with a Quarry Material Allocation Notice.

The bed of the DON RIVER adjacent to Lot 2 on RP737831 and Lot 3 on RP737831.

Must be located on Lot 2 on RP737831 and Lot 3 on RP737831.

Part A - General Conditions of the Works

DQ02

The permit area is confined to within the bed and banks of the Don River.

DQ03

Existing sand, gravel, clay or rock bars that create a natural storage in the bed of the watercourse shall not be lowered or disturbed in any way to prejudice the interests or rights of owners of adjacent or affected lands, or water entitlements given under the provisions of the Water Act 2000.

DQ04

Removal of material must not be carried out within 100 metres of any public road, bridge culvert or railway crossing.

DQ05

Attached to this document is a map indicating the location of the permit area.

DQ06

Removal of material and associated operations shall not cause erosion or damage to the bed or banks, the vegetation growing thereon, pumps, fences or structures within the watercourse, nor shall they cause unauthorised interference to the flow of the watercourse.

DQ08

All batters must be no steeper than 1 vertical on 4 horizontal.

DQ09

The surface area of the operation within the bed of the watercourse shall be left at an even longitudinal grade, smooth and free from holes and ridges or as required by an approved works or rehabilitation plan.

DQ10

All works are to be carried out in accordance with the approved operations plan identified as Operations Plan for an Allocation of Quarry Material submitted by the applicant.

DQ11

Material removed from the watercourse should be stored above known flood level and must only be returned to the watercourse in accordance with an operations plan approved by the chief executive of the Department of Environment and Resource Management.

DQ14

Development for removing quarry material may continue under this permit only during the period
Quarry Material Allocation Notice 300196 remains in force.

Part A - General Conditions of the Approvals

D025

The permittee must provide a copy of the permit to any person contracted to construct the works approved by this permit.

Part B - Other Conditions of the Approval

1. The permittee is to ensure that any person employed or contracted by the permittee in connection with this operation understands and complies with the provisions of this permit.
2. The permittee must maintain current permission to traverse any property to access the permit site.
3. Access to the removal site over banks to the bed of the river or lake is via existing tracks only. These tracks are to be maintained in an "as good" state and will be subject of rehabilitation to a standard as directed by an Officer of this Department.
4. Work is only allowed to be undertaken within the area defined on site by an officer of the Department. The area will be defined by:
Downstream AMTD: Lat:20°02'54" Long: 148°12'03" (Datum GDA94)
Upstream AMTD: Lat:20°02'54" Long: 148°12'03" (Datum GDA94)
5. Removal of Material and associated operations is prohibited:
 - Below the water level prevailing at the time of operation
 - Below the elevation of the bed of the adjacent low flow channel
 - Within 5 meters of the stem or trunk of any native vegetation
 - Within 30 meters of the toe of the banks of the Don River
6. Consolidated material comprising the bed and banks of the watercourse may only be interfered with at the access track and for the purpose of maintaining the access track. Any other interference with the consolidated material comprising the bed and the banks of the watercourse is prohibited.
7. In the case of a screening process, reject oversize material and unwanted sand shall be replaced in the bed of the excavation on an even gradient over the removal area.
8. Stockpiling of quarry material is not permitted from the 1st of November to the 1st of April except by written approval by an authorised officer of the Department.
9. Care shall be taken to disturb as little as possible any mud, clay or fine silt which could cause increased discolouration of the water or cause siltation in the Don River downstream of this operation

END OF APPROVAL

Under the *Integrated Planning Act 1997* and the *Water Act 2000*, you as the permittee and the chief executive of the Department of Environment and Resource Management have certain obligations and abilities that are applicable to the management of water resources. For your information, those obligations and abilities applicable to your development permit are outlined below. Please note that the wording in these notes does not reflect the exact wording in the *Integrated Planning Act 1997* or the *Water Act 2000* and reference should be made to these Acts for precise details.

- The assessment manager for a development application (in this case a delegated officer of the Department of Environment and Resource Management) may grant a development permit with conditions.
- During the appeal period for this permit, you may apply to change these conditions or another matter in the decision notice. This is called a negotiated decision. The appeal period is 20 business days from receiving the decision notice. (Details of how to appeal are included in the decision notice.)
- Only one negotiated decision notice may be given and it must be given within five business days after the day the assessment manager agrees with the representations. If the assessment manager does not agree with any of the representations, it must, within five business days after deciding not to agree with any of the representations, give a written notice to you stating the decision about the representations.
- If you want to change or cancel a condition and no assessable development would arise from the change or cancellation, you may make a request in writing to the assessment manager to change or cancel the condition. If you are not the owner of the land to which the approval attaches, the request must contain the owner's consent. The request must have the written consent of the chief executive of the Department of Environment and Resource Management before it can be accepted as properly made. The assessment manager must decide the request within 20 business days after accepting the request as properly made and must give you written notice of the decision. The changed condition or cancellation of condition takes effect from the day the notice is given.
- Under the *Water Act 2000*, the chief executive of the Department of Environment and Resource Management may, at any time and if considered necessary, ask you to show cause why the chief executive should not direct that these works be modified or removed. (An example of this might be where the works have not been properly abandoned or are causing erosion of a watercourse or the requirements of such a development have changed.)
- If you want to make a minor change to a development approval other than change of a condition, you must request by written notice to the assessment manager that you wish to make the change. If you are not the owner of the land, the request must also contain the owner's consent. The request must have the written consent of the chief executive of the Department of Environment and Resource Management before it can be accepted as properly made. A "minor change" of a development approval means a change that would not, if the application for the approval were remade including the change, require referral to additional concurrence agencies.
- The development approval will lapse at the end of the relevant period unless development substantially starts before the end of the relevant period. The relevant period for water-related developments is, by default, 2 years from the date this permit takes effect or for the specific period stated on this permit. Any specified period also starts on the day this approval takes effect.
- You may apply in writing to extend a relevant period before the development approval lapses. If you do so and you are not the owner of the land, the request must contain the owner's consent. The request must have the written consent of the chief executive of the Department of Environment and Resource Management before it can be accepted as properly made.
- This development approval attaches to the land, the subject of the original application. It binds the owner, the owner's successors in title and any occupier of the land to the conditions on the permit and the requirements of the *Integrated Planning Act 1997*. To remove any doubt, this applies even if later development such as subdividing the land is approved for the land.
- The permittee must allow an authorised officer of the Department of Environment and Resource Management full and free access to the facility at all reasonable times for the purpose of checking compliance with the development permit conditions or the *Integrated Planning Act 1997* generally. The permittee must pay any fee or charge prescribed by a regulation made under the *Integrated Planning Act 1997* or *Water Act 2000*.