

29 March 2007
Julie Carstairs
Implementation & Assessment Branch, Nerang
(07) 5582 8866
1396-96 DRH
PN184435/02/DA1
Application No: ROL2700053

Ms Projects Pty Ltd
C/- Gassman Development Perspectives
PO Box 392
BEENLEIGH QLD 4207

Dear Sir/Madam

EXTENSION TO RELEVANT PERIOD OF DEVELOPMENT APPROVAL - NOTICE TO APPLICANT

APPLICATION TYPE: RECONFIGURATION OF LOT

PROPERTY DESCRIPTION: LOT 334 ON SP169272

PROPERTY SITUATED AT: CHRISTENSEN ROAD SOUTH, STAPYLTON

I wish to advise that on 29 March 2007, the request to extend the relevant period was approved as outlined in the attached document.

Extracts from the Integrated Planning Act 1997, which detail your appeal rights, are attached for your information.

Should you wish to clarify any issues contained in this letter, please do not hesitate to contact Julie Carstairs on telephone (07) 5582 8866.

Yours faithfully

Rachel Duncan
SUPERVISING PLANNER ROL
For the Chief Executive Officer

JC:MM

Real Property Description	Lot 334 on SP169272
Address of Property	Christensen Road South
Area of Property	23.876ha

The applicant be notified as required under the provisions of the Integrated Planning Act that under Delegated Authority the Manager of Implementation & Assessment Branch approves the extension to the 'relevant period' for the Development Permit for Reconfiguring a Lot (subdivision to create four management lots), approved by Council on 10 December 2002, for a period of two years to 10 December 2008.

APPEAL RIGHTS FOR APPROVAL OR REFUSAL OF DEVELOPMENT APPLICATIONS FOR MATERIAL CHANGE OF USE, RECONFIGURATION OF A LOT OR OPERATIONAL WORKS APPLICATIONS.

Appeals by applicants

- 4.1.27 (1)** An applicant for a development application may appeal to the court against any of the following -
- (a) the refusal, or the refusal in part, of a development application;
 - (b) a matter stated in a development approval, including any condition applying to the development, and the identification of a code under section 3.1.6; **
 - (c) the decision to give a preliminary approval when a development permit was applied for;
 - (d) the length of a currency period;
 - (e) a deemed refusal.
- (2)** An appeal under subsection (1)(a) to (d) must be started within 20 business days (the **"applicant's appeal period"**) after the day the decision notice or negotiated decision notice is given to the applicant.
- (3)** An appeal under subsection (1)(e) may be started at any time after the last day a decision on the matter should have been made.

APPEAL RIGHTS FOR APPROVAL OR REFUSAL OF EXTENSIONS TO A CURRENCY PERIOD FOR MATERIAL CHANGE OF USE, RECONFIGURATION OF A LOT OR OPERATIONAL WORKS APPLICATIONS.

Appeals for matters arising after approval given (co-respondents)

- 4.1.30** (1) For a development approval given for a development application, a person to whom any of the following notices have been given may appeal to the court against the decision in the notice -
- (a) a notice giving a decision on a request for an extension of the currency period for an approval;
 - (b) a notice giving a decision on a request to make a minor change to an approval.
- (2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.
- (3) Subsection (1)(a) does not apply if the approval resulted from a development application (superseded planning scheme) that was assessed as if it were an application made under a superseded planning scheme.
- (4) Also, a person who has made a request mentioned in subsection (1) may appeal to the court against a deemed refusal of the request.
- (5) An appeal under subsection (4) may be started at any time after the last day the decision on the matter should have been made.
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APPEAL RIGHTS FOR APPROVAL OR REFUSAL OF AMENDED DEVELOPMENT APPLICATIONS FOR MATERIAL CHANGE OF USE, RECONFIGURATION OF A LOT OR OPERATIONAL WORKS APPLICATIONS (IE. A REQUEST TO CHANGE OR CANCEL A CONDITION OF A DEVELOPMENT APPROVAL, A REQUEST UNDER SECTION 3.5.33A GIVING A DECISION TO CHANGE OR CANCEL A CONDITION OF A DEVELOPMENT APPROVAL)

Appeals for matters arising after approval given (no co-respondents)

- 4.1.31.** (1) A person to whom any of the following notices have been given may appeal to the court against the decision in the notice -
- (a) a notice giving a decision on a request to change or cancel a condition of a development approval;
 - (b) a notice under section 6.1.44⁷⁷ giving a decision to change or cancel a condition of a development approval.
- (2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.
- (3) Also, a person who has made a request mentioned in subsection (1)(a) may appeal to the court against a deemed refusal of the request.
- (4) An appeal under subsection (3) may be started at any time after the last day the decision on the matter should have been made.