

GPC Document No. 1886338 GPC Ref: DA2022/09/02 Your Ref.:Q23053

9 August 2023

Graham Bailey Pty Ltd C/- Zone Planning Qld Shaunte Farrington PO Box 5332 GLADSTONE QLD 4680

Email: sfarrington@zoneplanning.com.au

Dear Ms Farrington,

DECISION NOTICE – CHANGE APPLICATION FOR MINOR CHANGE – DA2022/09/02 (GIVEN UNDER THE PROVISIONS OF S83 PLANNING ACT 2016)

This changed decision notice replaces the decision notice dated **4 October 2022**. Changes are shown in *italicised bold* font.

1. Application Details

This development application was **properly made** to the Gladstone Ports Corporation Limited on **6 July 2023**.

Application Number:	DA2022/09/02
Applicant Name:	Graham Bailey Pty Ltd
Applicant Contact Details:	C/- Zone Planning Qld Shaunte Farrington PO Box 5332 GLADSTONE QLD 4680 Email: <u>sfarrington@zoneplanning.com.au</u>
Approvals Sought:	Minor change to Port application for works for fuel line replacement (works on land).
Details of Proposed Development:	Minor change to development approval for upgrades of the pipework and lining of underground fuel tanks and sinking three monitoring wells.
Location Street Address:	Alf O'Rourke Drive CALLEMONDAH QLD 4680
Location Real Property Description:	Lot 209 SP120888 and Lot 210 SP120888
Land Owner:	Gladstone Ports Corporation Limited
Present Zoning & Precinct:	Strategic Port Land – Marine Industry

2. Details of Proposed Development

Minor change to development approval for upgrades of the pipework on the trawler wharf and lining of underground fuel tanks at the diesel refuelling facility. Change includes three (3) monitoring wells.

3. Details of Decision

This development application was decided on **4 October 2022** and the minor change decided on **9 August 2023**

This development application is **approved in full with conditions**. These conditions are set out in Attachment 1 and are clearly identified to indicate whether the assessment manager or a concurrence agency imposed them.

4. Details of Approval

This development approval is a **Development Permit** given for:

a) Port Application for undertaking work in, on, over or under premises that materially affects the premises or their use including excavating or filling (GPC Land Use Plan 2012v2).

5. Conditions

This development approval is subject to the conditions in Attachment 1 - Part 1.

6. Further Development Permits

Please be advised that the following development permits are required to be obtained before the development can be carried out:

a. Not applicable.

Note: Works within the development footprint have been considered 'excluded works' for development that is operational works for tidal work. Anything outside of these parameters may require further permits.

7. Properly made submissions

Not applicable – No part of the application required public notification.

7. Approved Plans and Specifications -

Copies of the following plans, specifications or drawings are enclosed in Attachment 2:

Title	Draw	n BY	Drawing No.	Sheet Revision	Date
General Arrangement and Project Scope	WDE Fue Consultin	-	1779-F00	С	05/07/2023
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Fuels Aust	Marine tralia	87583	Sheet 1 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Fuels Aus	Marine tralia	87583	Sheet 2 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf	Bailey's	Marine	87583	Sheet 3	25/03/2022

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Title	Drawn BY	Drawing No.	Sheet Revision	Date
removal of existing steel diesel line underground lines from pump pit	Fuels Australia		Rev A	
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Marine Fuels Australia	87583	Sheet 4 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Key Plan	Bailey's Marine Fuels Australia	87582	Sheet 0 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Pump to isolation valve pit	Bailey's Marine Fuels Australia	87584	Sheet 1 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Isolation valve pit to Bent No 2	Bailey's Marine Fuels Australia	87584	Sheet 2 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 2 to Bent No. 4	Bailey's Marine Fuels Australia	87584	Sheet 3 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 4 to Bent No. 6	Bailey's Marine Fuels Australia	87584	Sheet 4 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 6 to Bent No. 8.	Bailey's Marine Fuels Australia	87584	Sheet 5 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. bunker point riser – Bent No. 8 to Bent o. 10	Bailey's Marine Fuels Australia	87584	Sheet 6 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Pump Pit Details	Bailey's Marine Fuels Australia	87584	Sheet 7 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Isolation valve pit details	Bailey's Marine Fuels Australia	87584	Sheet 8 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. bunker Point Riser & Transition Sump	Bailey's Marine Fuels Australia	87584	Sheet 9 Rev A	25/03/2022

8. Currency Period for the Approval

This development approval will lapse at the end of the period set out below:

a. For Port Application this approval lapses 6 years after the original approval decision date.

9. Rights of Appeal

No legislated appeal rights are afforded with this decision notice in relation to the Port Application as the application was not made under the provisions of the *Planning Act 2016*.

For further information please contact Trudi Smith, Planning Specialist on 07 4976 1314 or via email planning@gpcl.com.au

Yours sincerely

Craig Haymes Chief Executive Officer

Enc. Attachment 1: Conditions of Approval Part 1 – Conditions imposed by the assessment manager

Attachment 2:Approved plans and specificationsAttachment 3:Original Decision Notice

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ATTACHMENT 1: CONDITIONS OF APPROVAL

PART 1: ASSESSMENT MANAGER CONDITIONS

In general the development proposal is in compliance with the requirements of Gladstone Ports Corporation Limited (GPC). This development approval is subject to each of the following conditions which are stated by Gladstone Ports Corporation Limited, the assessment manager.

Part 1a: Approval sought under GPC Land Use Plan 2012 v2 – Port Application

CONDITIONS	
GENERAL	

- 1. Development must be carried out generally in accordance with the Approved plans, except where modified by conditions of this permit.
- 2. Unless otherwise stated, all conditions must be complied with and completed prior to the commencement of the development.
- 3. Where additional "approval" is required under these conditions by GPC for drawings or documentation the **Applicant** must submit for review, amend to the satisfaction of, and obtain written approval from the Assessment Manager.

Furthermore, GPC will require no less than 10 business days, unless otherwise conditioned by GPC, to review the drawings or documentation provided prior to the commencement of the works.

4. The **Applicant** must at its cost and expense, keep and maintain the development footprint in a state that is satisfactory to the Port.

ENGINEERING

- 5. The Applicant is required to apply for and obtain from GPC a Permit to Dig/Excavate prior to commencing works by contacting, Port Infrastructure Asset Manager on (07) 4976 1333. All reasonable measures must be taken to identify and protect existing services onsite, recorded or otherwise, and where necessary the Applicant will submit a plan to GPC for approval to adjust any existing services found during this excavation that was not originally shown on the proposed plans.
- 6. Upon completion of the works, the **Applicant** must supply GPC with certified "As Constructed" plans in both hard copy (2 of) and electronic (CAD format) which illustrate all infrastructure and services installed on, under or over Port land associated with the activity. The **Applicant** must also certify that the development is constructed as per design and generally in accordance with the approved plans prior to the use commencing. Plans shall be certified by an appropriately qualified and competent person, including RPEQ Engineer or Licenced Building Certifier.
- 7. Any site lighting used during construction should not negatively impact on the visibility of Navigational Aids utilised for the primary shipping channels nor illuminate a landward glare beyond the site boundary. Lighting must be reviewed during construction with respect to navigation. Where an issue is identified or a validated complaint received, the **Applicant** must immediately rectify to the satisfaction of GPC.

INFRASTRUCTURE

8. The Applicant must notify the Assessment Manager (GPC) of damage caused to any port or port user infrastructure or services including, but not limited to, security related devices, buildings, fences, lighting etc., roads, walkways and underground services or infrastructure during construction. The **Applicant** must undertake necessary repairs at their expense and to the satisfaction of the Assessment Manager (GPC).

CONSTRUCTION MANAGEMENT

- 9. The hours for the construction of the facility (i.e. operation of any machinery and/or other equipment) shall be restricted to between 6.30am and 6:30pm Monday to Friday and 6.30am to 12.30pm Saturday. No works shall be undertaken on Sunday or on public holidays. Any variations to these times will be subject to the written approval of GPC.
- 10. At all times, maintain and operate an adequate waste disposal service, including the maintenance of refuse bins and associated storage areas and appropriate storage and disposal of regulated waste e.g. materials containing asbestos, so as not to cause an environmental nuisance or create a safety hazard to the public.
- 11. In the event a laydown area is required or works are required to be carried out outside the immediate area shown on the approved plans, or were deemed necessary by the Assessment Manager (GPC), the **Applicant** or their contractor must obtain a Consent to Enter from GPC's Property Advisor prior to works commencing. All works are to achieve safety for the property, staff and customers.
- 12. To ensure public safety with regard to potential hazards, security fencing to a minimum height of 1.8m is to be provided around the development footprint and materials storage area prior to works commencing at the site.
- 13. All fencing is to be of a design that provides maximum security and/or separation without adversely affecting overall amenity and streetscape quality.

Note: One way of achieving compliance is to provide mesh cloth screening to the security fence.

- 14. A designated parking area and the location of security fencing is to be identified on a site plan and provided to the Assessment Manager prior to any works commencing at the site.
- 15. A Construction Traffic Management Plan (CTMP) shall be submitted to the Assessment Manager, for approval, prior to commencing any works onsite. The plan shall be developed in accordance with Austroad's Guide to Temporary Traffic Management (AGTTGM) and where applicable, the amendments referenced in the Qld Guide To Temporary Traffic Management (QGTTM).
- 16. The **Applicant** shall reinstate any damage caused to the existing carpark pavement, concrete kerb or footpath, etc. as a result of the works, to the same standard and quality as the original construction unless as agreed in writing by the Assessment Manager (GPC). The GPC Port Infrastructure Engineer can be contacted on (07) 49761127 to obtain detailed drawings of the existing infrastructure.
- 17. No mud, dirt or other debris is to be tracked onto public roads during construction and operation of development.
- Any construction fill material used must be uncontaminated and reused from onsite or sourced from a licensed quarry.

WASTE MANAGEMENT

19. Any spillage of sediment, wastes, fuels, chemicals, contaminants, or other materials at the storage site, on port roads or on the wharf must be cleaned immediately. Such spillage must not be cleaned up by hosing, sweeping or otherwise releasing such materials to any stormwater drainage system, roadside gutters or waters.

AMENITY

20. The extent of filling or excavation at the site is to be no more than 1.5m high within 2m of the boundary at any time during the works. Screening is to be attached to any security fencing erected at the site to ensure that visual amenity is maintained at all times.

ENVIRONMENT

Construction Environmental Management Plans

- Prior to construction works commencing on site, an Environmental Management Plan (EMP) specific to these works, is to be submitted to the Assessment Manager (GPC) for approval.
- 22. The construction must be undertaken in accordance with the approved EMP that ensures:
 - a) environmental risks, including but not limited to, noise, odour, lighting, dust, are identified, managed and continually assessed in relation to the construction activity;
 - b) any stormwater runoff within the development footprint is managed during any rain event by providing bunding (or the like) around any stockpiles of soil (or other materials) to ensure that contamination of the Marina/ nearby waters does not occur. that staff are trained and aware of their obligations under the EMP, including a copy of the management plan and development approval available on site at all times;
 - c) that reviews of environmental performance are undertaken at least annually; and
 - d) any amendments to the EMP are to be submitted to GPC for review and approval.

Once approved by the Assessment Manager, the activity must be carried out in accordance with this EMP.

Note: GPC has a guideline for the development of environmental management plans that may be utilised in meeting the requirements of this condition.

Incident notification

- 23. At all times, Gladstone Ports Corporation Environment Hotline (07) 4976 1617 is to be notified of the occurrence of any:
 - a) release / spill of contaminants (e.g. fuels / chemicals / sewerage) greater than 20L to land;
 - b) release / spill of contaminants (e.g. fuels / chemicals / sewerage) of any amount to water;
 - c) any environmental complaints received by the holder of this approval; and

d) non-compliance with conditions of this approval or any other environmental approval obtained in relation to the approved activity.

ACID SULPHATE SOIL

24. In the event acid sulphate soils are disturbed/excavated and require treatment on site, a site specific Acid sulphate Management Plan must be submitted to GPC for approval prior to such works commencing. Once the management plan is approved, the works must be carried out in accordance with this plan.

NEW CONDITION/S

25. Prior to commencing works onsite, the **Applicant** must supply to the assessment manager, for approval, RPEQ certified "For Construction" plans which illustrate all infrastructure and services to be installed on, under or over Port land associated with the activity, and the Trawler Wharf. An engineering certificate is required to be provided in addition to the plan, confirming that the proposed works do not impact the structural integrity of the existing Trawler Wharf.

ADVICE NOTES

- 1. All other relevant approvals must be obtained before commencement of the development or operation of the development.
- 2. Where a Permit to Dig/Excavate prior to commencing excavation or digging for the development, the **Applicant** or their contractor is required to apply for and obtain the permit by contacting the Port Infrastructure Asset Manager on 4976 1332 or <u>bartono@gpcl.com.au</u>.
- 3. Where a construction compound or laydown area is required, the **Applicant** or their contractor is required to apply for and obtain a Consent to Enter from the Assessment Manager's Property Specialist via 07 4976 1334 or property@gpcl.com.au prior to works commencing.
- 4. Where works are to be undertaken outside tenured areas, the **Applicant** or their contractor is required to apply for and obtain a Consent to Enter from GPC's Property Specialist via 07 4976 1334 or property@gpcl.com.au prior to works commencing.
- 5. The *Environmental Protection Act* 1994 states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard persons and entities, involved in the civil, earthworks, construction, and operational phases of this development, are to adhere to their 'general environmental duty' to minimise the risk of causing environmental harm.
- 6. All development should proceed in accordance with the duty of care guidelines under the *Aboriginal Cultural Heritage Act 2003.* Penalties may apply where duty of care under that Act has been breached.
- 7. Where the Applicant is required to submit further documentation to the Assessment Manager, this is to be directed to the Planning section at planning@gpcl.com.au, including reference to the allocated development application number.
- 8. Where communication with GPC Port Security is required e.g. for schedules or service requests, direct communication to the following: <u>pfso@gpcl.com.au</u>, <u>contracted security@gpcl.com.au</u> and <u>gpcsupervisor@diamondprotection.com</u>.

ATTACHMENT 2: APPROVED PLANS AND SPECIFICATIONS

AREA 1 - SCOPE OF WORKS

EXISTING TANKS

- RELINE BOTH EXISITING 42KL UNDERGROUND STEEL DIESEL STORAGE TANKS.
- INSTALL 2 NEW TANK ACCESS MANWAYS AND TANK TURRETS. 2 INSTALL NEW UNDERGROUND NON-CORRODIBLE REMOTE FILL
- PIPELINES AND SPILL-SAFE FILL BOX. INSTALL A NEW ATG (AUTOMATIC TANK GAUGING) SYSTEM TO 4
- THE 2 EXISITING TANKS. REPLACE UNDERGROUND VENTS AND STEEL VENT STACKS 5 WITH NEW NON-CORRODIBLE VENT PIPELINES AND STEEL VENT
- STACKS 6 REPLACE UNDERGROUND STEEL PUMP SUCTION PIPELINES WITH NEW NON-CORRODIBLE. DOUBLE-CONTAINED SUCTION PIPELINES. CONNECT TO EXISTING PUMP FITTINGS IN PUMP PIT.
- INSTALL A NEW STORMWATER ISOLATION PIT WITH AUTOMATED ACTUATED VALVE FOR SPILL CONTAINMENT OF TANKER DISCHARGE AREA. INSTALL A NEW DRAINAGE LINE TO CONNECT ISOLATION PIT INTO ON-SITE DRAINAGE SYSTEM.
- NEW CONCRETE PAVEMENT TO TANKER DISCHARGE AREA PROFILED TO FALL TO THE ISOLATION PIT.

AREA 2- SCOPE OF WORKS

ON SHORE PIPEWORK

R

- REPLACE UNDERGROUND STEEL DIESEL PIPELINES FROM EXISTING PUMP PIT TO WHARF WITH NON-CORRODIBLE. DOUBLE-CONTAINED PIPELINES
- INSTALL NEW CONDUITS POWER AND DATA SERVICES FOR THE NEW 2. REFUELLING HOSE CABINET ON WHARF
- INSTALL A NEW FUEL ISOLATING VALVE PIT AT THE SHORELINE

AREA 3- SCOPE OF WORKS

UNDER-WHARF PIPEWORK

- REPLACE UNDER-WHARF STEEL DIESEL PIPELINES WITH NON-CORRODIBLE, DOUBLE-CONTAINED PIPELINES.
- INSTALL NEW CONDUITS POWER AND DATA SERVICES FOR THE 2 NEW REFUELLING HOSE CABINET ON WHARF
- 3 INSTALL A NEW LADDER RACK STYLE CABLE TRAY TO SUPPORT NEW PIPELINES AND CONDUITS,
- REUSE EXISTING UNDER-WHARF PIPE SUPPORTS.
- EXTEND CABLE TRAY, PIPELINE AND CONDUITS TO THE 5 LOCATION OF THE NEW REFUELLING HOSE CABINET.

AREA 4 - SCOPE OF WORKS

REFUELLING CABINET

- INSTALL THE CLIENT-SUPPLIED, PRE-FABRICATED REFUELLING HOSE CABINET COMPLETE WITH METER AND CARD READER.
- INSTALL PROTECTIVE BOLLARDS.
- INSTALL ELECTRICAL AND DATA SERVICES TO REFUELLING HOSE CABINET

CIVIL & STEELWORK NOTES:

1. UNDERGROUND PIPES AND CABLES WITHIN THE VICINITY OF PROPOSED EXCAVATIONS ARE TO BE DAY LIGHTED AND HAVE THEIR LOCATION CONFIRMED PRIOR TO THE COMMENCEMENT OF

2. IN THE COURSE OF EXCAVATION IT IS THE CONTRACTOR'S RESPONSIBILITY TO MAINTAIN THE INTEGRITY OF ALL EXISTING STRUCTURES AND EQUIPMENT. ANY DAMAGE IS TO BE MADE GOOD BY THE CONTRACTOR

3. EXCAVATIONS ARE TO BE CARRIED OUT WITH HAND TOOLS UNLESS NOTED OTHERWISE.

4. ALL TRENCHING IS TO BE CARRIED OUT AS SPECIFIED ON THESE DRAWINGS

5. ALL EXCAVATED MATERIAL NOT REUSED IS TO BE STORED & DISPOSED OF AS INSTRUCTED BY BAILEYS MARINE FUELS & IN ACCORDANCE WITH APPLICABLE REGULATORY REQUIREMENTS.

6. THE CONTRACTOR IS TO SUPPLY ALL MATERIALS UNLESS NOTED OTHERWISE.

7. REINFORCING MATERIAL SHALL ALL CONFORM TO AS 4671 TO THE FOLLOWING GRADES: HOT ROLLED DEFORMED BARS - D500N PLAIN ROUND BARS - STRUCTURAL GRADE - R250N HARD DRAWN WIRE FABRIC - D500L

8. FORM WORK SHALL BE ERECTED IN ACCORDANCE WITH AS 3610 WITH FORMED SURFACES FINISHED TO CLASS 3 FOR EXPOSED SURFACES, AND CLASS 5 FOR PERMANENTLY CONCEALED SURFACES. EXPOSED EDGES ARE TO BE CHAMFERED 25mm x 45°.

9. REINFORCEMENT SHALL BE PLACED IN ACCORDANCE WITH AS 3600 TABLE 4.10.3.2 EXPOSURE CLASSIFICATION B2.

10. CONCRETE IS TO BE PORTLAND CEMENT TYPE 'A' AND IS TO HAVE A MINIMUM COMPRESSIVE STRENGTH OF 32mPa AT 28 DAYS. CONCRETE IS TO BE PLACED IN ACCORDANCE WITH AS-3600.

11. CONCRETE SHALL BE COMPACTED WITH HIGH FREQUENCY VIBRATORS.

12. CONCRETE PAVING IS TO BE WOOD FLOAT FINISHED

13. GROUTING SHALL BE 'FOSROC CONBEXTRA HF' UNLESS NOTED OTHERWISE & SHALL BE INSTALLED AS PER MANUFACTURERS SPECIFICATION

14. WELDING OF STAINLESS STEEL SHALL BE IN ACCORDANCE WITH AS 1554.6

AREA 2 AREA 1 TO SW GRASSED ON SITE AREA GROUNDWATER MONITORING WELLS. EXACT LOCATION TO BE CONFIRMED ON SITE. (3 IN TOTAL ARE PROPOSED) EXISTING U/GRD PUMP TANKS PIT AREA 3 SW ISO EXISTING SHED PIT SHORELINE ISO PIT EXISTING WHARF EXISTING ROAD WAY GRASSED AREA SHORELINE Gladstone Ports Corporation **ISSUED FOR CONSTRUCTION** APPROVED Name: Trudi Smith Copyright (c) 2021 DO NO T SCALE Date: 10:10am 11/08/2023 Trawler Wharf Refuelling Facilities Upgrade FUEL INDUSTRY CONSUL A3 Marine Services Precinct.Gladstone Port.Qld WaL 05.07.2023 proposed monitoring well locations added Wayne Lamb WaL scope info updated. Issued for construction 19.04.2023 WayDon Enterprises Pty Ltd Btech (Civ Eng) client preliminary issue for co-ordination and client approval l Wal 06.02.202 acn. 003 901 228 t. +61 408 872 316 **Baileys Marine** by abn. 69 845 364 848 e. WLAMB.WDE@GMAIL.COM issue date description

PIPING NOTES:

PRODUCTS

OTHERWISE

BFI OW

1. U.P.P. PIPING MATERIALS & INSTALLATION SHALL BE IN ACCORDANCE WITH STANDARD 'EN14125' & REFERENCE TO FRANKLIN FUELING SYSTEMS 'UPP PIPING - INSTALLATION GUIDE OVERVIEW'

2. ALL U.P.P. PIPE & FITTINGS SHALL BE 'FRANKLIN FUELING SYSTEMS'

3. THE CONTRACTOR IS TO SUPPLY ALL MATERIALS UNLESS NOTED

4. WELDING. ERECTION & TESTING OF METALLIC PIPING SHALL BE IN ACCORDANCE WITH AMPOL DRG. B1-18260 AND AMPOL-PIPING DESIGN & MATERIALS STANDARD 'SD207560'

5. STAINLESS STEEL PIPE SPOOLS DETAIL No. '1, 2 & 3' ARE TO BE HYDROTESTED TO 2900 kPa.

6. STAINLESS STEEL PIPE SPOOL DETAIL No. '1' IS TO HAVE ONE BUTTWELD RADIOGRAPH TESTED

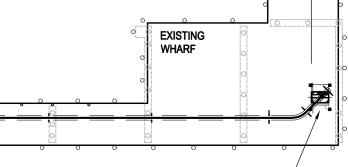
7. LINES THAT ARE CUT & CAPPED AND ARE TO REMAINED BURIED UNDERGROUND SHALL BE 'DENSO' WRAPPED AS PER DETAIL.

8 ON AMPOL STD. DRG. A3-18279. WRAPPING IS TO EXTEND A MINIMUM 100mm BEYOND BARE METAL.

REFERENCE DRAWINGS

THE FOLLOWING AMPOL DRAWINGS SHALL BE REFERRED TO FOR GUIDANCE IN RELATION TO CONSTRUCTION DETAILING AND INTENT. THE SCOPE AND EXTENT OF THE PROPOSED WORKS IS DEFINED ON THIS DRAWING AND NOT AS PER THE AMPOL DRAWINGS LISTED

88529 sheet 0 Gladstone Harbour Trawler Wharf - Site Plan 87583 sheet 1 Gladstone Harbour Trawler Wharf - existing steel diesel line 87583 sheet 2 Gladstone Harbour Trawler Wharf - existing steel diesel line 87583 sheet 3 Gladstone Harbour Trawler Wharf - existing steel diesel line 87583 sheet 4 Gladstone Harbour Trawler Wharf - existing steel diesel line 87582 sheet 0 Gladstone Harbour Trawler Wharf - key plan 87584 sheet 1 Gladstone Harbour Trawler Wharf - pump to isolation valve pit 87584 sheet 2 Gladstone Harbour Trawler Wharf - isolation pit to bend no.2 87584 sheet 3 Gladstone Harbour Trawler Wharf - bend no.2 to bend no.4 87584 sheet 4 Gladstone Harbour Trawler Wharf - bend no.4 to bend no.6 87584 sheet 5 Gladstone Harbour Trawler Wharf - bend no.6 to bend no.8 87584 sheet 6 Gladstone Harbour Trawler Wharf - bend no.8 to bend no.10 87584 sheet 7 Gladstone Harbour Trawler Wharf - pump pit details 87584 sheet 8 Gladstone Harbour Trawler Wharf -isolation valve pit details 87584 sheet 9 Gladstone Harbour Trawler Wharf - bunker point & sump.



AREA 4

REAL PROPERTY DESCRIPTION Lot 209 on SP12088 and Lot 201 on SP120888 Gladstone Port Corportation Limited.





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WHARF

EXISTING

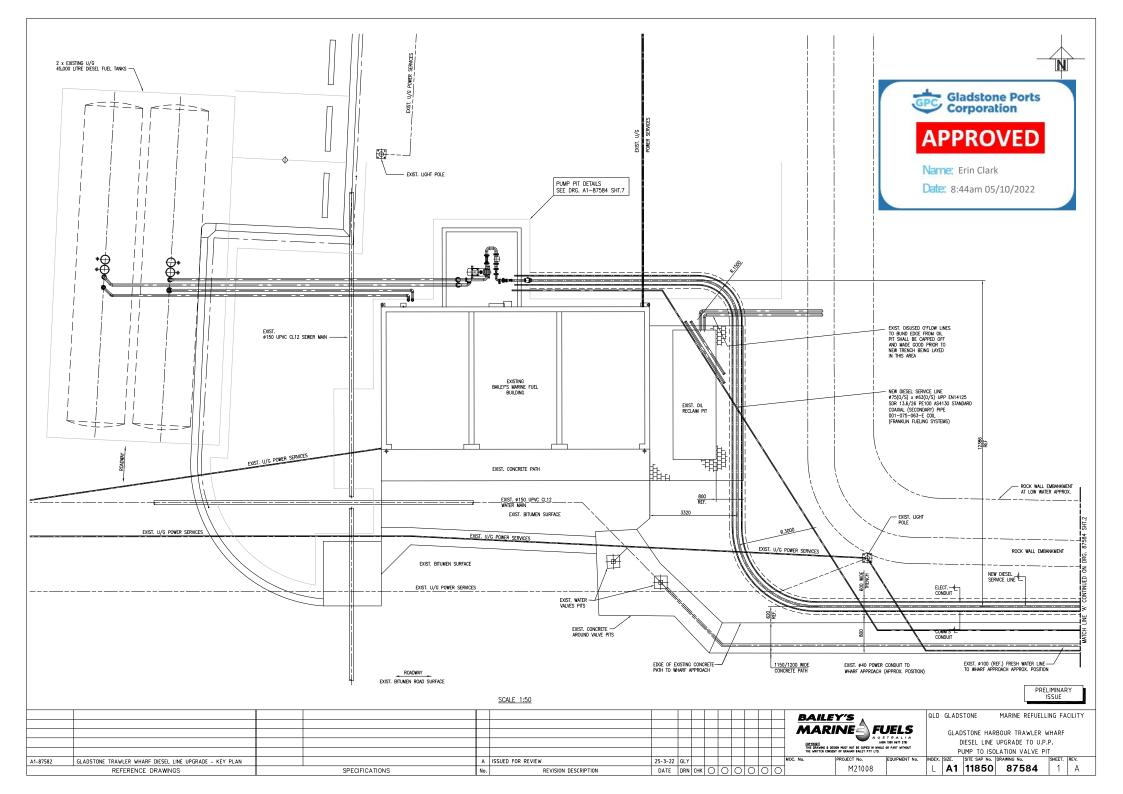
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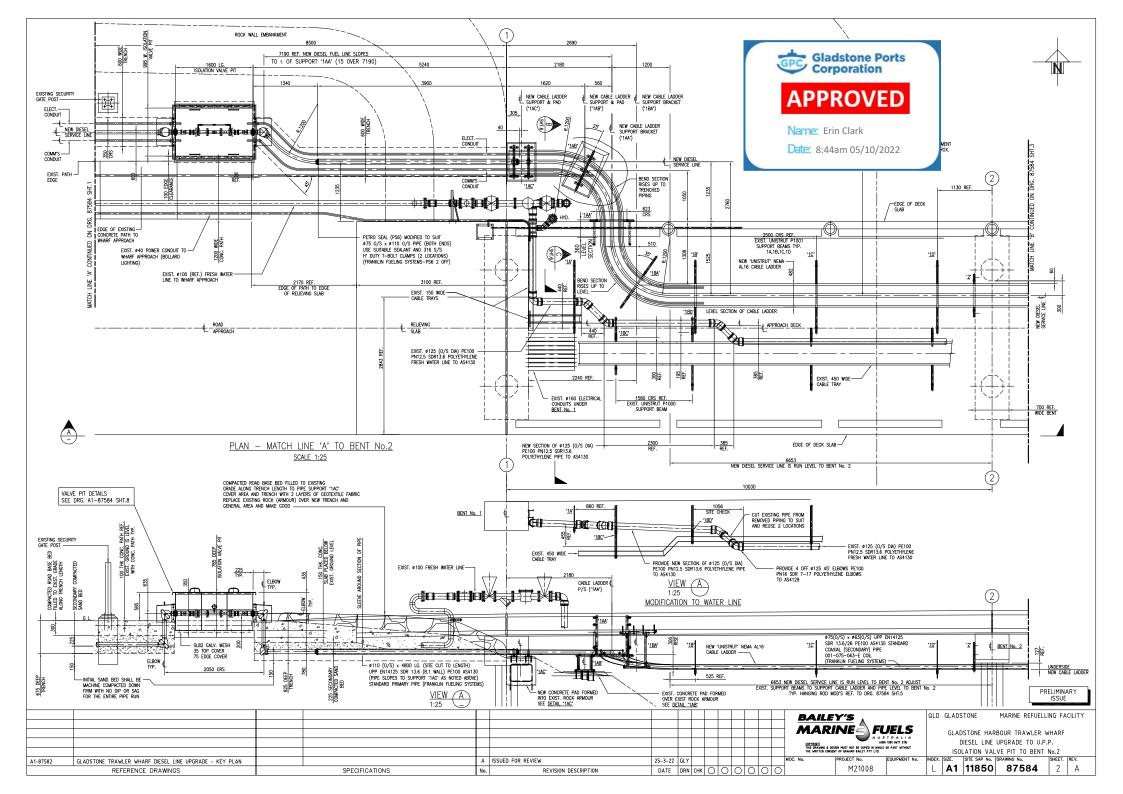
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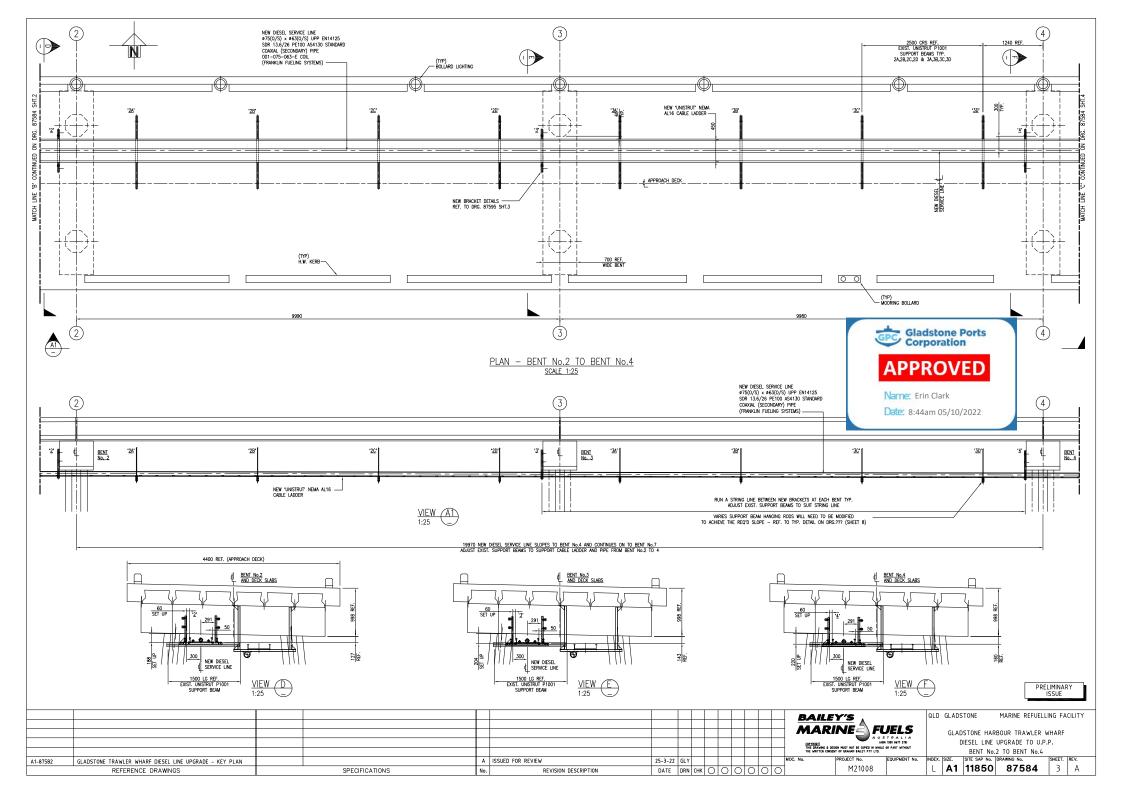
General Arrangement and Project Scope

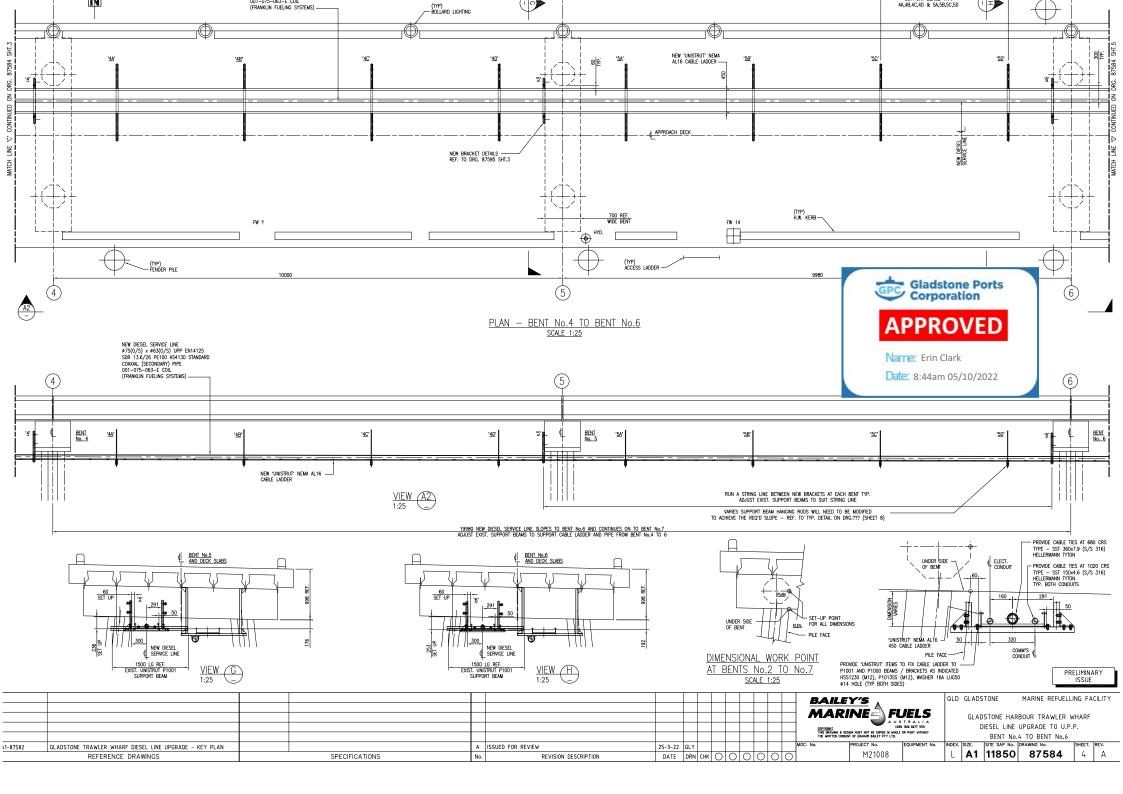
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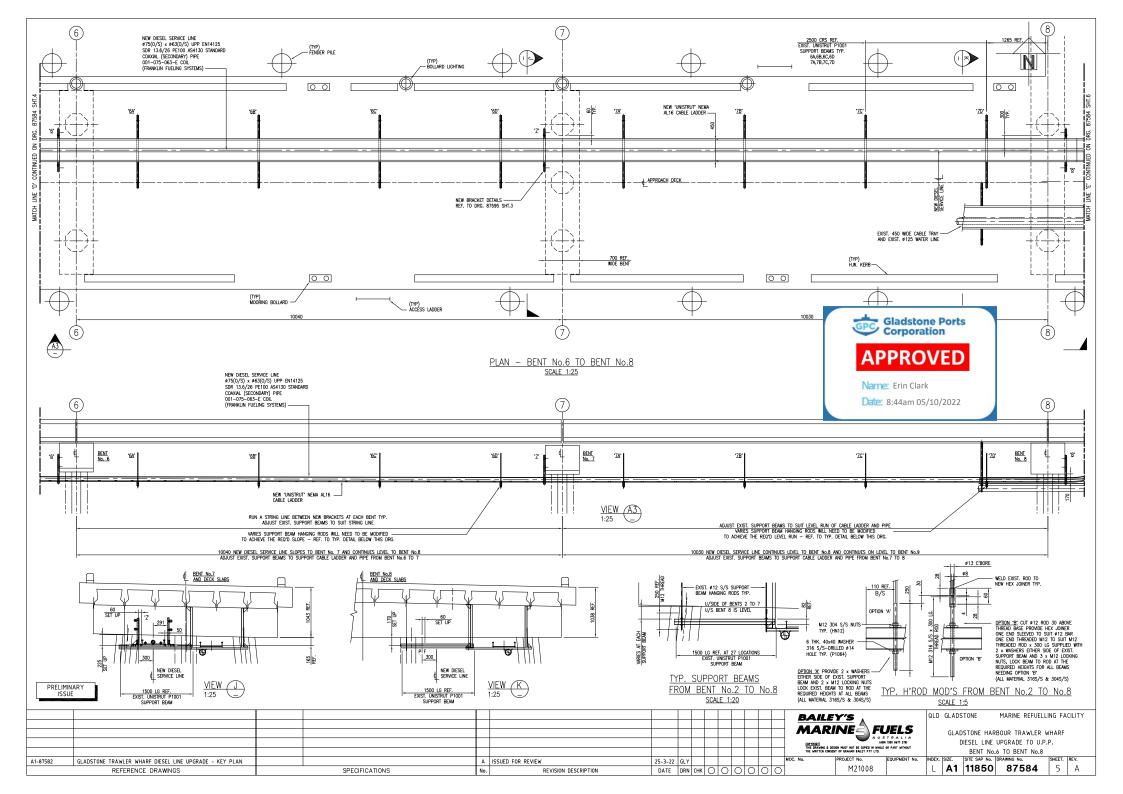
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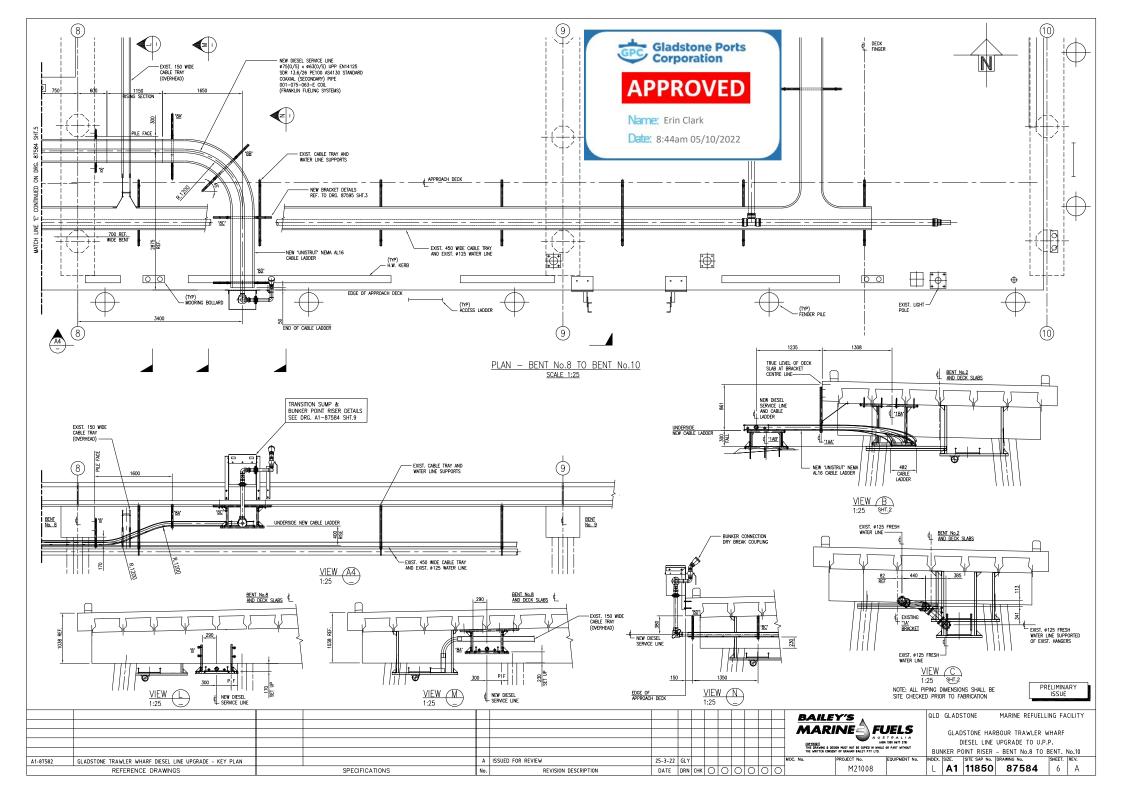


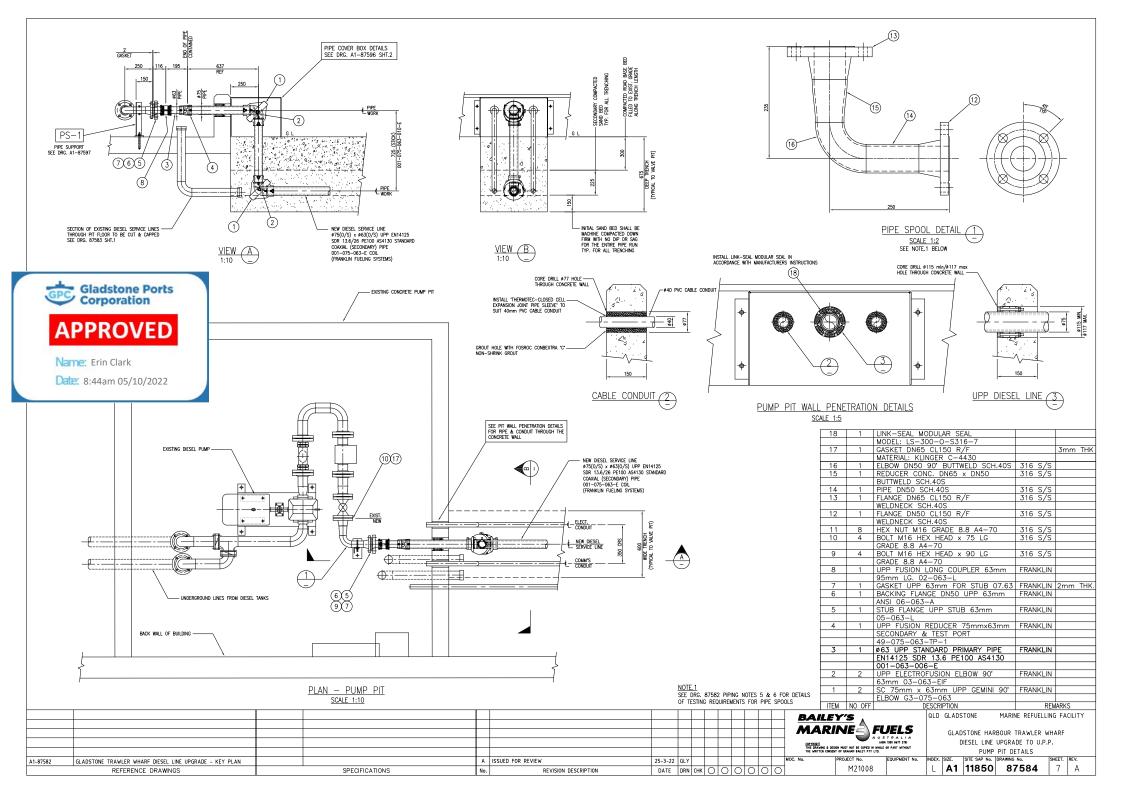


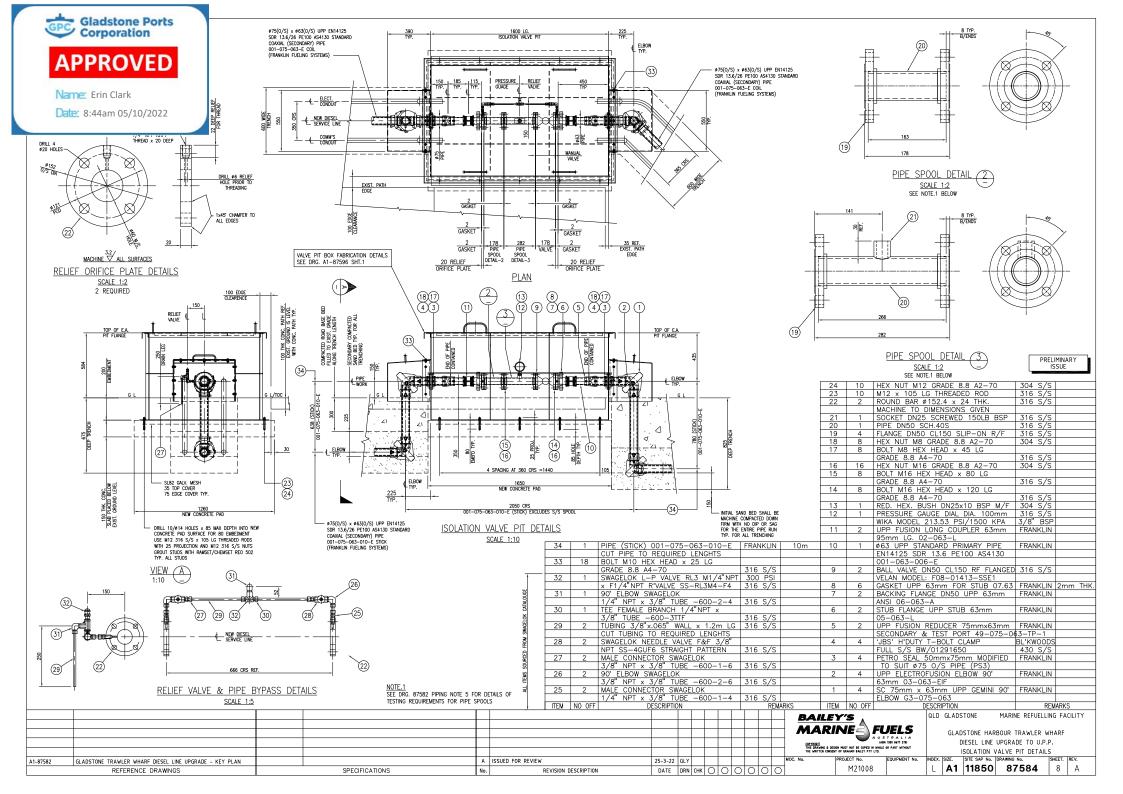


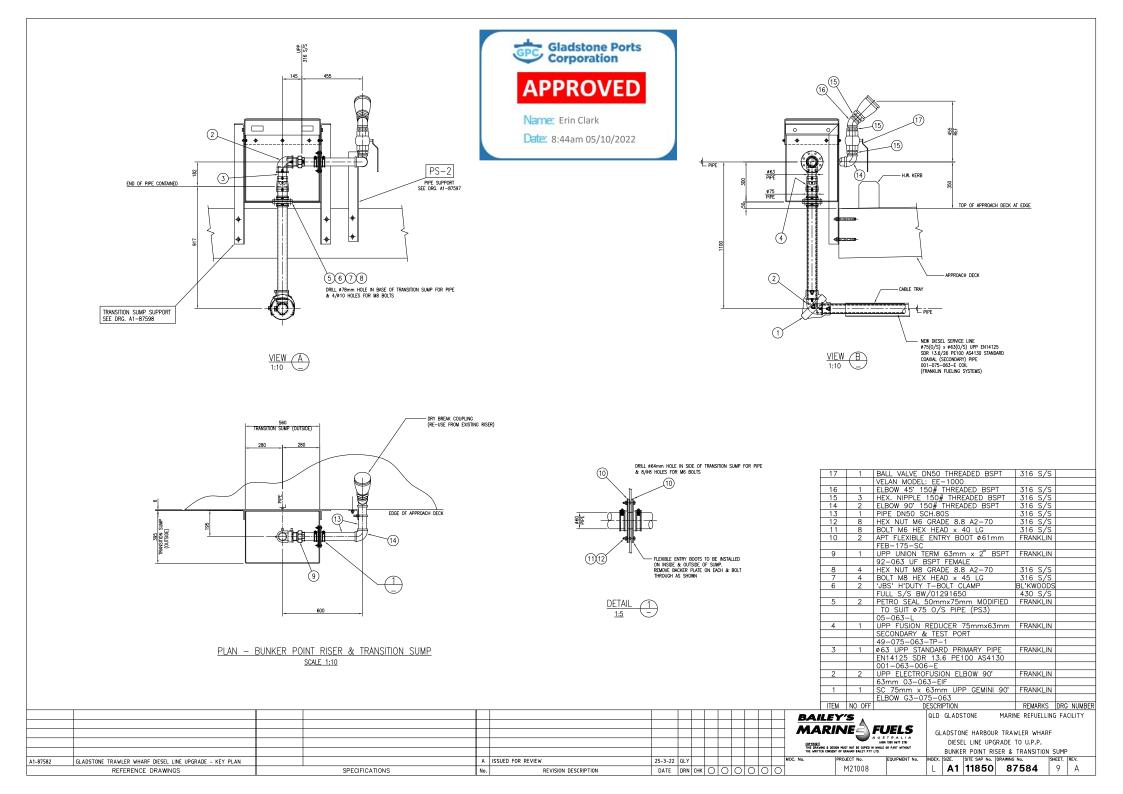


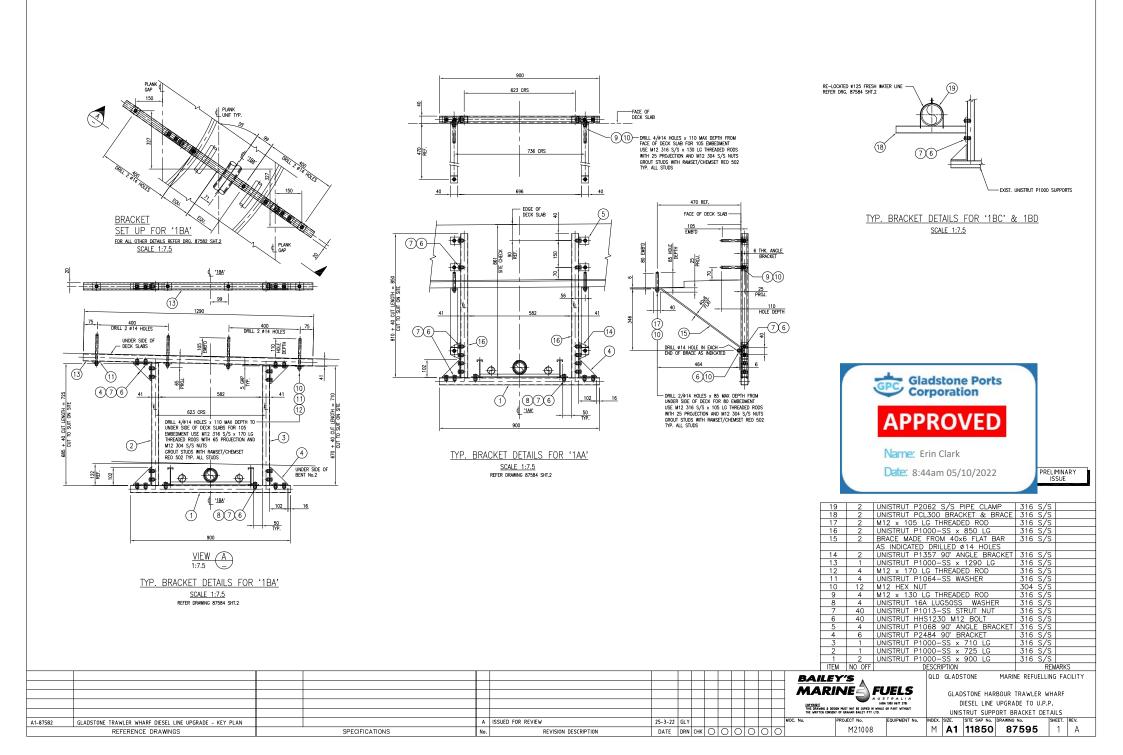


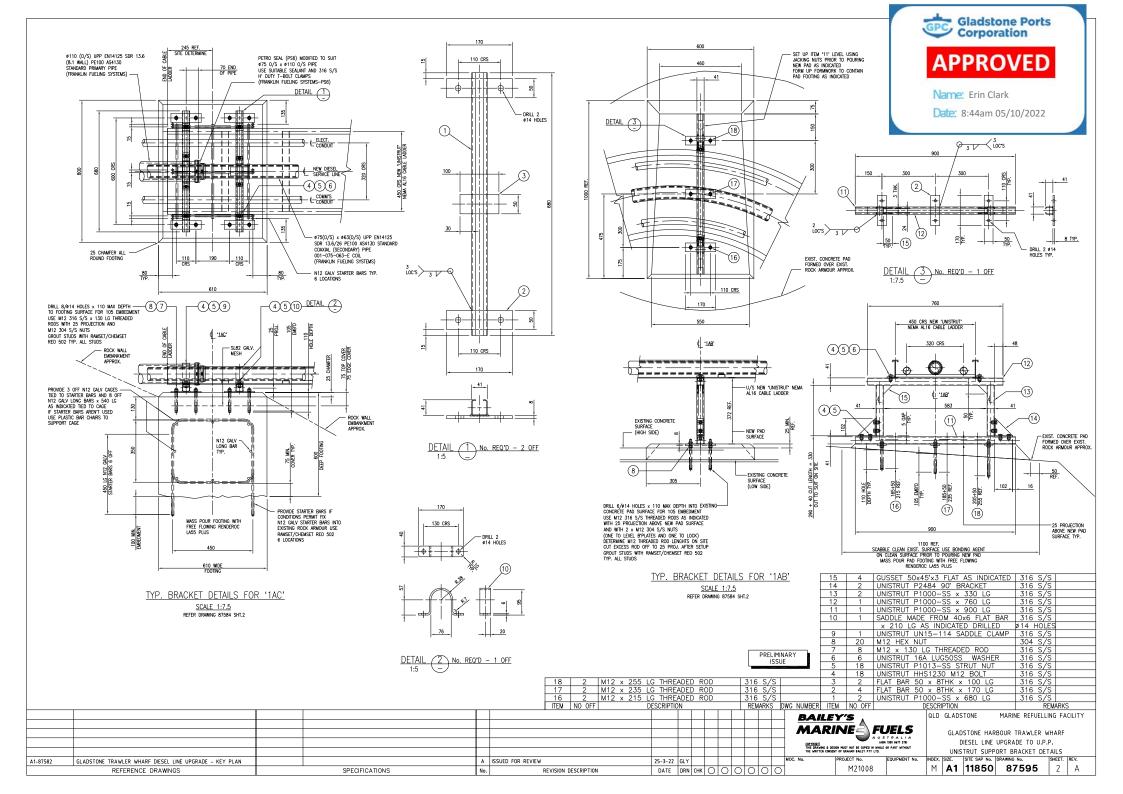


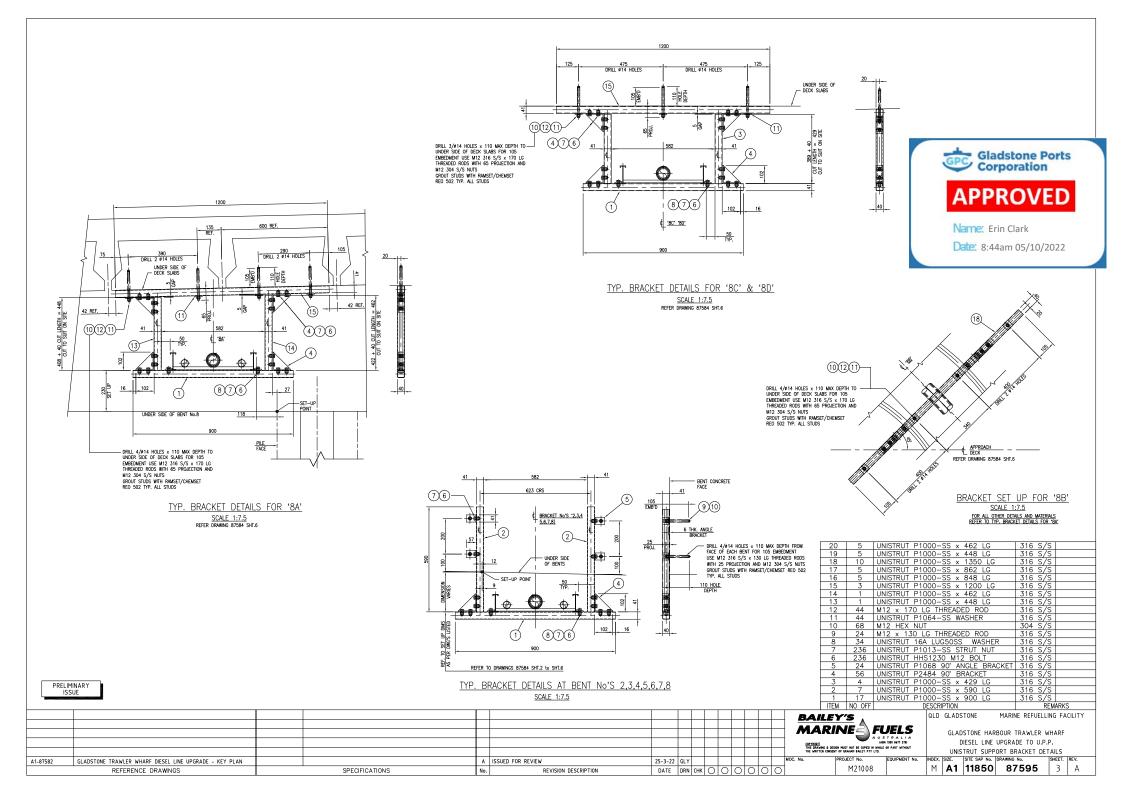


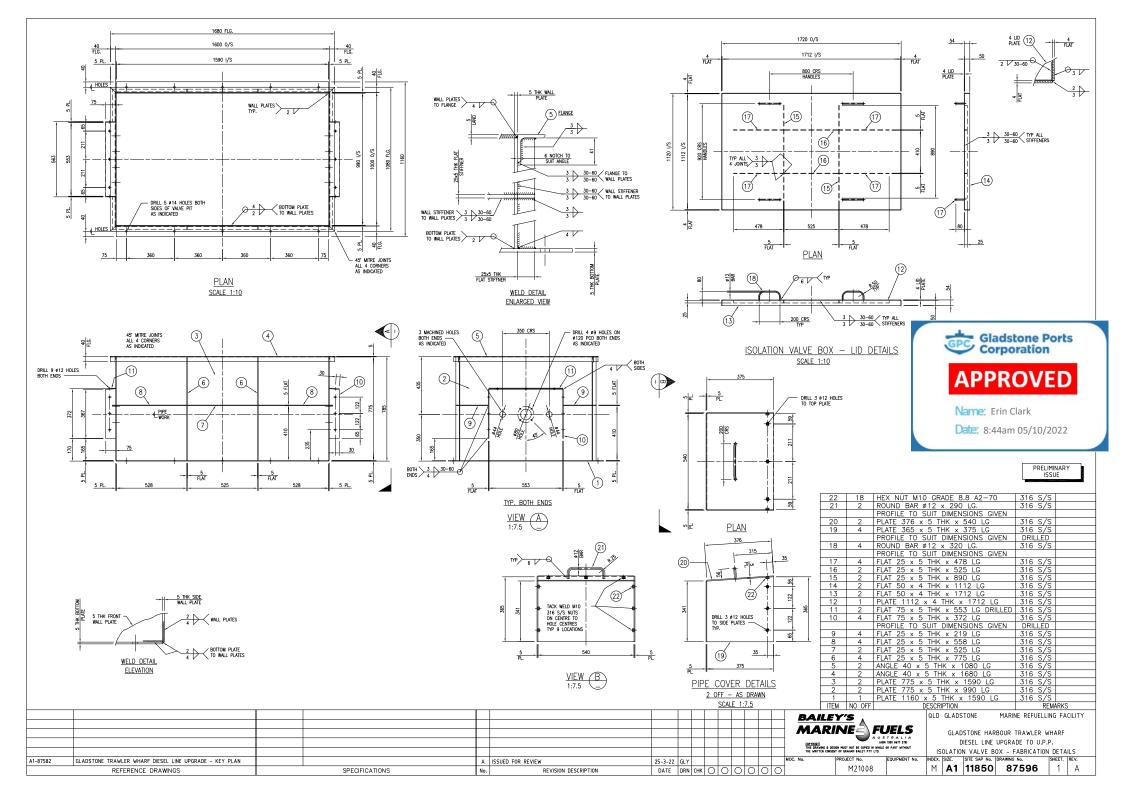


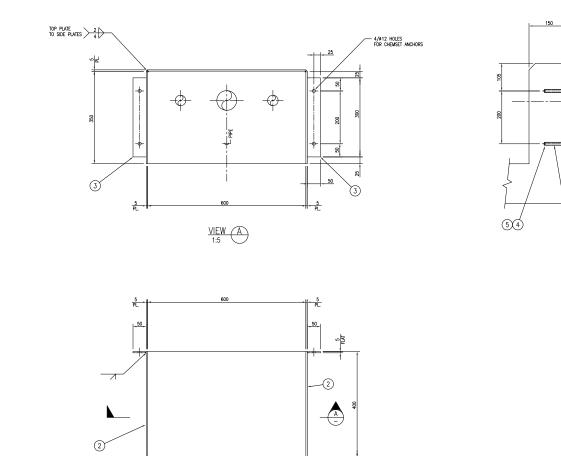












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PLAN SCALE 1:5 5 L

2 SIDE PLATES TO BACK PLATE



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RF 135

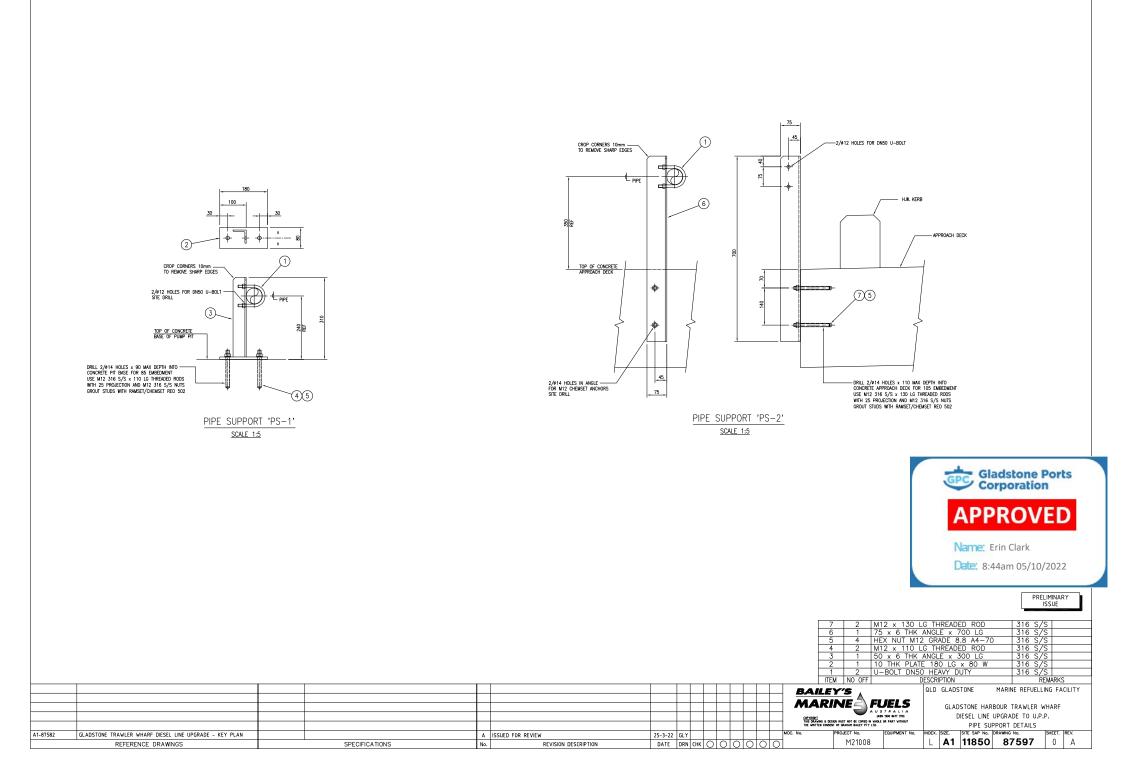
TOP OF CONCRETE PIT WALL

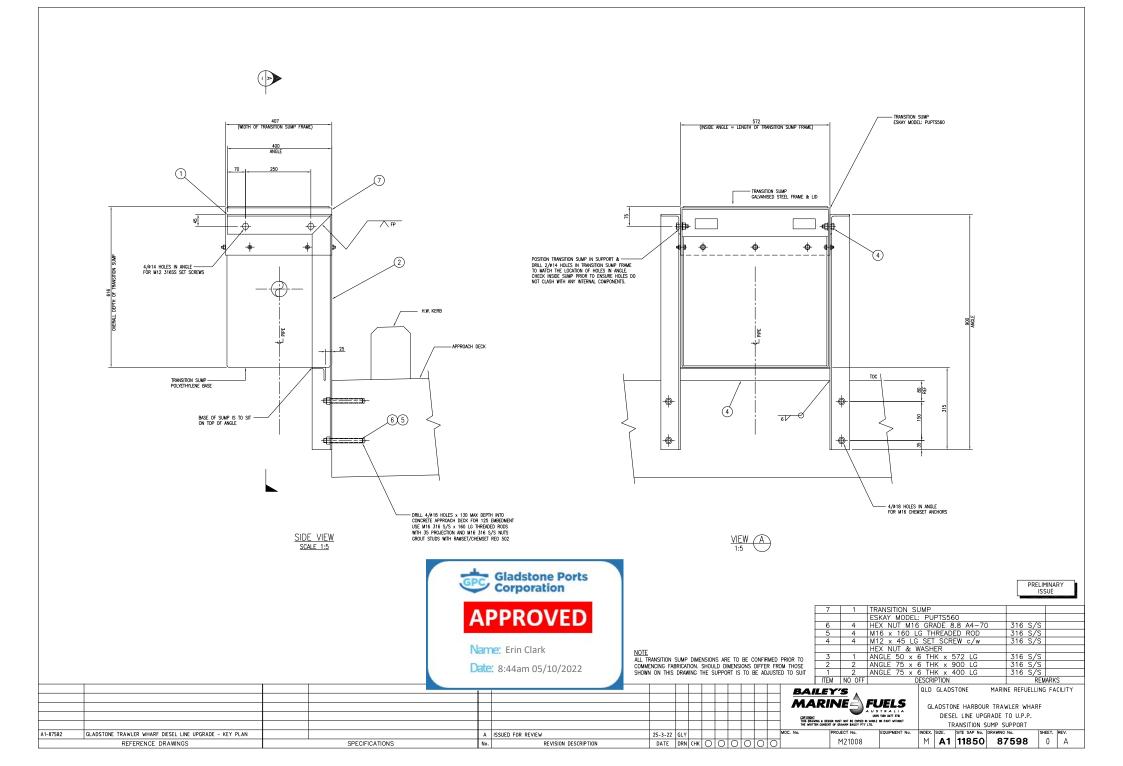
-E PIPE

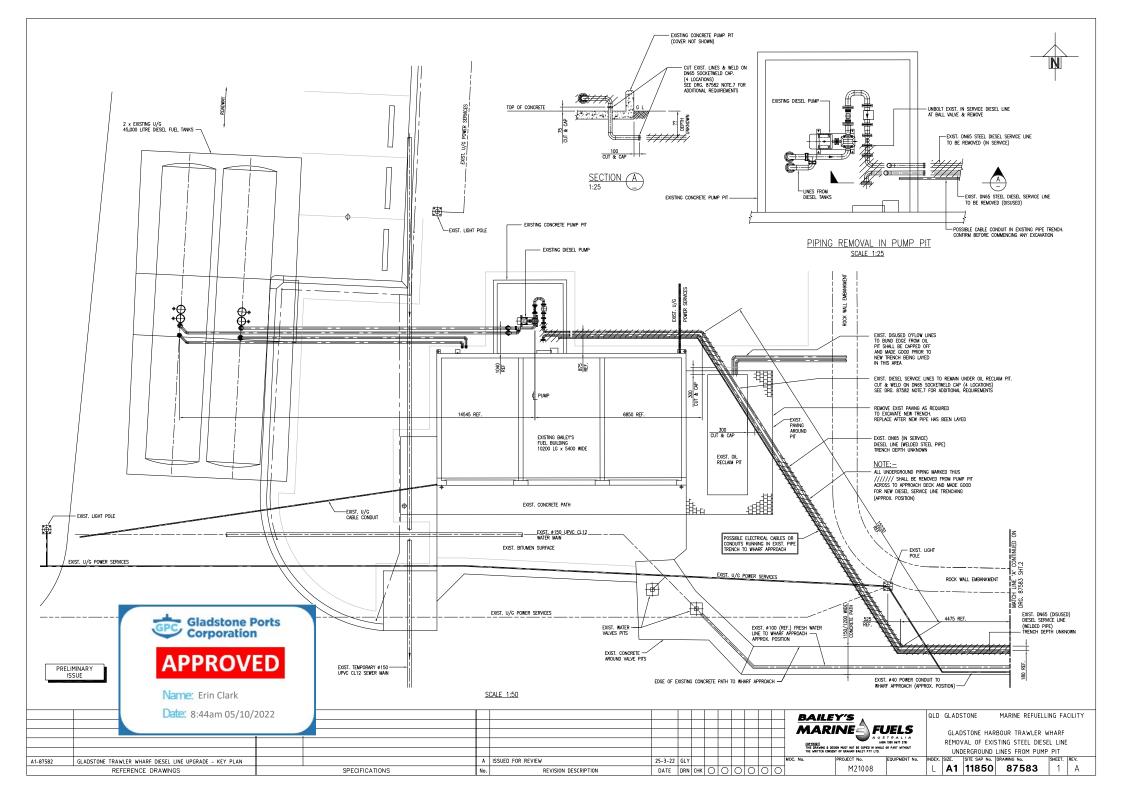
SIDE VIEW

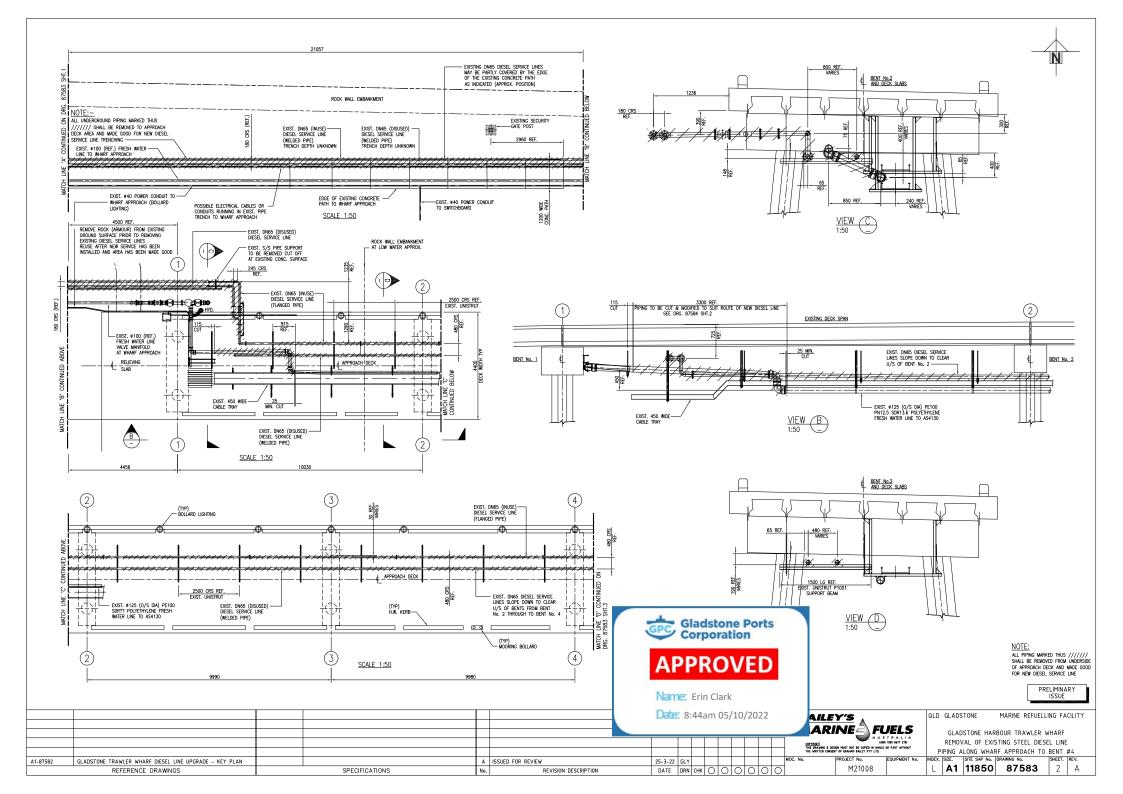
DRILL 4/#12 HOLES x 90 MAX DEPTH INTO PIT WALL FOR 85 ENBEDMENT USE M10 316 S/S x 110 LG THREADED RODS AND M10 316 S/S NUTS GROUT STUDS WITH RAMSET/CHEMSET RE0 502

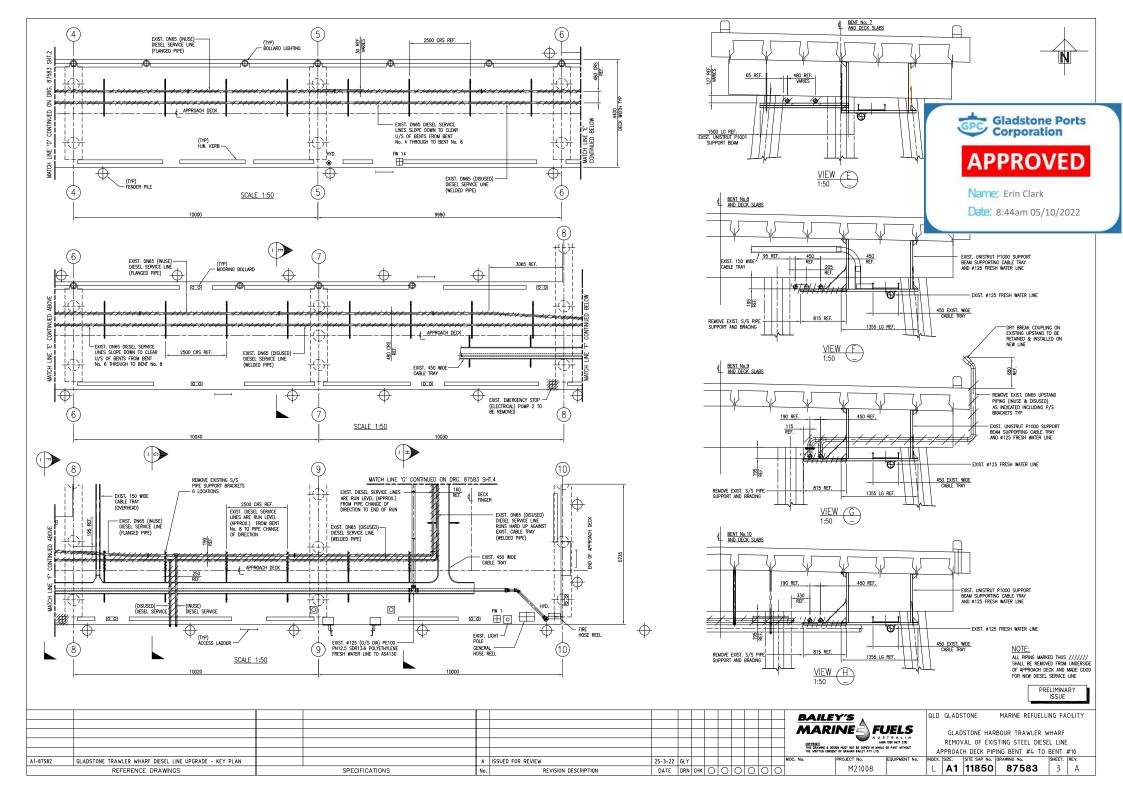
	REFERENCE DRAWINGS	SPECIFICATIONS	No. REVISION DESCRIPTION	DATE DRN CHK O O O O O	M21008	M A1 11850 87596 2 A
A1-87582	GLADSTONE TRAWLER WHARF DIESEL LINE UPGRADE - KEY PLAN		A ISSUED FOR REVIEW	25-3-22 GLY	MOC. No. PROJECT No. EQUIPMENT No.	INDEX. SIZE. SITE SAP No. DRAWING No. SHEET. REV.
					COPYSIGNT UNK & DESIGN NUST NOT BE COPIED IN WAKE OR PART WITHOUT THES DRAWNG & DESIGN NUST NOT BE COPIED IN WAKE OR PART WITHOUT THE WRITTEN CONSENT OF GRAWAM BALLEY PTY LTD	PUMP PIT - PIPE COVER BOX
						DIESEL LINE UPGRADE TO U.P.P.
						GLADSTONE HARBOUR TRAWLER WHARF
					MARINE	
					BAILEY'S	QLD GLADSTONE MARINE REFUELLING FACILITY
						DESCRIPTION REMARKS
						5 THK x 600 LG 316 S/S
						5 THK x 350 LG 316 S/S
						THK x 300 LG DRILLED 316 S/S
						LG THREADED ROD 316 S/S
						0 GRADE 8.8 A4-70 316 S/S

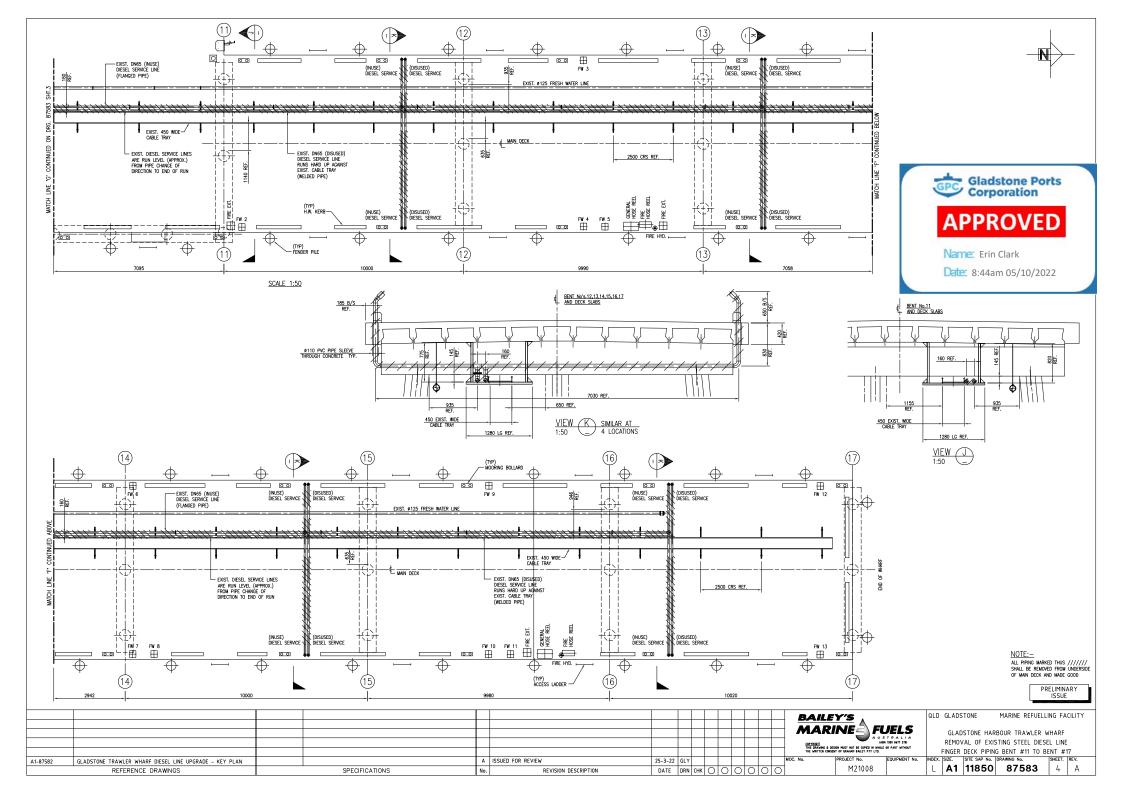












ATTACHMENT 3: ORIGINAL DECISION NOTICE



GPC Document No.1823146: EC: TS GPC Ref.: DA2022/09/01

4 October 2022

Graham Bailey Pty Ltd C/- Michael Coumbe PO Box 979 FREMANTLE WA 6160

Dear Mr Coumbe,

DECISION NOTICE – APPROVAL WITH CONDITIONS – DA2022/09/01

(GIVEN UNDER SECTION 63 PLANNING ACT 2016 AND THE PROVISIONS OF GPC LAND USE PLAN 2012V2)

1. Application Details

This development application was **properly made** to the Gladstone Ports Corporation Limited on **27 June 2022**.

Application Number:	DA2022/09/01
Applicant Name:	Graham Bailey Pty Ltd
Applicant Contact Details:	Michael Coumbe Graham Bailey Pty Ltd PO Box 979 FREMANTLE, WA 6160 Email: <u>mcoumbe@ampol.com.au</u>
Approval sought (Land Use Plan)	Port application for works for Fuel Line replacement
Details of Proposed Development:	Upgrade of the pipework within the landside of the Gladstone Trawler Wharf diesel refuelling facility from single skinned steel to a secondary contained UPP semi-rigid pipework system.
Location Street Address:	Alf O'Rourke Drive, CALLEMONDAH QLD 4680
Location Real Property Description:	Lot 209 on SP120888 and Lot 210 on SP120888
Land Owner:	Gladstone Ports Corporation Limited
Land Use Plan Precincts:	Strategic Port Land – Marine Industry
Port Overlay Precincts:	Marine Services sub-precinct

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2. Details Of Proposed Development

Baileys Marine Fuels are requiring approval to upgrade the pipework on the landside of the Gladstone trawler wharf diesel refuelling facility from single skinned steel to a secondary contained UPP semi-rigid pipework system. The extent of the proposed works are described as:

- Removal of the existing steel diesel line and underground lines for the refuelling facility
- New transition sump with ball valve isolation and
- Installation of 50 meters of 75-63mm secondary contained UPP diesel pipeline

3. Details Of Decision

This development application was decided on 5 October 2022.

This development application is **approved in full with conditions**. These conditions are set out in Attachment 1 and are clearly identified to indicate whether the assessment manager or a concurrence agency imposed them.

4. Details Of Approval

This development approval is a **Development Permit** given for:

(a) Port Application for undertaking work in, on, over or under premises that materially affects the premises or their use including excavating or filling (*GPC Land Use Plan 2012v2*).

5. Conditions

This development approval is subject to the conditions in Attachment 1 - Part 1 and Part 2.

6. Further Development Permits

Please be advised that the following development permits are required to be obtained before the development can be carried out:

(a) Not applicable

Note: Works within the development footprint have been considered 'excluded works' for development that is operational works for tidal work. Anything outside of these parameters may require further permits.

7. Referral Agencies for the Application

The proposed development did not trigger referral to any referral agencies

8. Approved Plans and Specifications

Copies of the following plans, specifications and/or drawings are approved and enclosed in Attachment 2:

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Title	Drawn BY	Drawing No.	Sheet	Date
		NO.	Revision	
Gladstone Harbour Trawler Wharf Alf O'Rourke Drive, Site Plan	Bailey's Marine Fuels Australia	88529	Sheet 0 Rev 0	16/11/2020
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Marine Fuels Australia	87583	Sheet 1 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Marine Fuels Australia	87583	Sheet 2 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Marine Fuels Australia	87583	Sheet 3 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf removal of existing steel diesel line underground lines from pump pit	Bailey's Marine Fuels Australia	87583	Sheet 4 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Key Plan	Bailey's Marine Fuels Australia	87582	Sheet 0 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Pump to isolation valve pit	Bailey's Marine Fuels Australia	87584	Sheet 1 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Isolation valve pit to Bent No 2	Bailey's Marine Fuels Australia	87584	Sheet 2 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 2 to Bent No. 4	Bailey's Marine Fuels Australia	87584	Sheet 3 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 4 to Bent No. 6	Bailey's Marine Fuels Australia	87584	Sheet 4 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Bent No. 6 to Bent No. 8.	Bailey's Marine Fuels Australia	87584	Sheet 5 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. bunker point riser – Bent No. 8 to Bent o. 10	Bailey's Marine Fuels Australia	87584	Sheet 6 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Pump Pit Details	Bailey's Marine Fuels Australia	87584	Sheet 7 Rev A	25/03/2022
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. Isolation valve pit details	Bailey's Marine Fuels Australia	87584	Sheet 8 Rev A	25/03/2022

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Title	Drawn BY	Drawing No.	Sheet Revision	Date
Gladstone Harbour Trawler Wharf diesel line upgrade to U.P.P. bunker Point Riser & Transition Sump	Bailey's Marine Fuels Australia	87584	Sheet 9 Rev A	25/03/2022

12. Currency Period for the Approval

Pursuant to section 85 of the Planning Act, this development approval will lapse at the end of the periods set out below:

(a) For Port Application this approval lapses 6 years after this approval decision date.

13. Rights of Appeal

No legislated appeal rights are afforded with this decision notice as the application was not made under the provisions of the *Planning Act 2016*.

For further information please contact Trudi Smith, Planning Specialist, on 07 4976 1314 or the undersigned on 07 4976 1287 or via email <u>planning@gpcl.com.au</u>.

Yours sincerely,

Erin Clark Principal Planner

Enc. Attachment 1: Conditions of Approval Attachment 2: Approved plans and specifications



Attachment 1 Conditions of Approval

PART 1: ASSESSMENT MANAGER CONDITIONS

In general the development proposal is in compliance with the requirements of Gladstone Ports Corporation Limited (GPC). This development approval is subject to each the following conditions which are stated by GPC, the Assessment Manager.

PART 1: ASSESSMENT MANAGER CONDITIONS

Part 1a: Approval sought under GPC Land Use Plan 2012v2 – Port Application

CONDITIONS

GENERAL

- 1. Development must be carried out generally in accordance with the Approved plans, except where modified by conditions of this permit.
- 2. Unless otherwise stated, all conditions must be complied with and completed prior to the commencement of the development.
- 3. Where additional "approval" is required under these conditions by GPC for drawings or documentation the proponent must submit for review, amend to the satisfaction of, and obtain written approval from the Assessment Manager.
- 4. Furthermore, GPC will require no less than 10 business days, unless otherwise conditioned by GPC, to review the drawings or documentation provided prior to the commencement of the works.
- 5. The proponent must at its cost and expense, keep and maintain the development footprint in a state that is satisfactory to the Port.

ENGINEERING

- 6. The proponent is required to apply for and obtain from GPC a Permit to Dig/Excavate prior to commencing works by contacting, Port Infrastructure Asset Manager on (07) 4976 1333. All reasonable measures must be taken to identify and protect existing services onsite, recorded or otherwise, and where necessary the proponent will submit a plan to GPC for approval to adjust any existing services found during this excavation that was not originally shown on the proposed plans.
- 7. Upon completion of the works, the proponent must supply GPC with certified "As Constructed" plans in both hard copy (2 of) and electronic (CAD format) which illustrate all infrastructure and services installed on, under or over Port land associated with the activity. The proponent must also certify that the development is constructed as per design and generally in accordance with the approved plans prior to the use commencing. Plans shall be certified by an appropriately qualified and competent person, including RPEQ Engineer or Licenced Building Certifier.
- 8. Any site lighting used during construction should not negatively impact on the visibility of Navigational Aids utilised for the primary shipping channels nor illuminate a landward glare beyond the site boundary. Lighting must be reviewed during construction with respect to navigation. Where an issue is identified or a validated complaint received, the proponent must immediately rectify to the satisfaction of GPC.

INFRASTRUCTURE

 The applicant must notify the Assessment Manager (GPC) of damage caused to any port or port user infrastructure or services including, but not limited to, security related devices, buildings, fences, lighting etc., roads, walkways and underground services or infrastructure during construction. The

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proponent must undertake necessary repairs at their expense and to the satisfaction of the Assessment Manager (GPC).

CONSTRUCTION MANAGEMENT

- 10. The hours for the construction of the facility (i.e. operation of any machinery and/or other equipment) shall be restricted to between 6.30am and 6:30pm Monday to Friday and 6.30am to 12.30pm Saturday. No works shall be undertaken on Sunday or on public holidays. Any variations to these times will be subject to the written approval of GPC.
- 11. At all times, maintain and operate an adequate waste disposal service, including the maintenance of refuse bins and associated storage areas and appropriate storage and disposal of regulated waste e.g. materials containing asbestos, so as not to cause an environmental nuisance or create a safety hazard to the public.
- 12. In the event a laydown area is required or works are required to be carried out outside the immediate area shown on the approved plans, or were deemed necessary by the Assessment Manager (GPC), the proponent or their contractor must obtain a Consent to Enter from GPC's Property Advisor prior to works commencing. All works are to achieve safety for the property, staff and customers.
- 13. To ensure public safety with regard to potential hazards, security fencing to a minimum height of 1.8m is to be provided around the development footprint and materials storage area prior to works commencing at the site.
- 14. All fencing is to be of a design that provides maximum security and/or separation without adversely affecting overall amenity and streetscape quality.

Note: One way of achieving compliance is to provide mesh cloth screening to the security fence.

- 15. A designated parking area and the location of security fencing is to be identified on a site plan and provided to the Assessment Manager prior to any works commencing at the site.
- 16. A Construction Traffic Management Plan (CTMP) shall be submitted to the Assessment Manager, for approval, prior to commencing any works onsite. The plan shall be developed in accordance with Austroad's Guide To Temporary Traffic Management (AGTTGM) and where applicable, the amendments referenced in the Qld Guide To Temporary Traffic Management (QGTTM).
- 17. The proponent shall reinstate any damage caused to the existing carpark pavement, concrete kerb or footpath, etc. as a result of the works, to the same standard and quality as the original construction unless as agreed in writing by the Assessment Manager (GPC).. The GPC Port Infrastructure Engineer can be contacted on (07) 49761127 to obtain detailed drawings of the existing infrastructure.
- 18. No mud, dirt or other debris is to be tracked onto public roads during construction and operation of development.
- 19. Any construction fill material used must be uncontaminated and reused from onsite or sourced from a licensed quarry.

WASTE MANAGEMENT

20. Any spillage of sediment, wastes, fuels, chemicals, contaminants, or other materials at the storage site, on port roads or on the wharf must be cleaned immediately. Such spillage must not be cleaned up by hosing, sweeping or otherwise releasing such materials to any stormwater drainage system, roadside gutters or waters.

AMENITY

21. The extent of filling or excavation at the site is to be no more than 1.5m high within 2m of the boundary at any time during the works. Screening is to be attached to any security fencing erected at the site to ensure that visual amenity is maintained at all times.

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ENVIRONMENT

Construction Environmental Management Plans

- 22. Prior to construction works commencing on site, an Environmental Management Plan (EMP) specific to these works, is to be submitted to the Assessment Manager (GPC) for approval.
- 23. The construction must be undertaken in accordance with the approved EMP that ensures:
 - a) environmental risks, including but not limited to, noise, odour, lighting, dust, are identified, managed and continually assessed in relation to the construction activity;
 - any stormwater runoff within the development footprint is managed during any rain event by providing bunding (or the like) around any stockpiles of soil (or other materials) to ensure that contamination of the Marina/ nearby waters does not occur. that staff are trained and aware of their obligations under the EMP, including a copy of the management plan and development approval available on site at all times;
 - c) that reviews of environmental performance are undertaken at least annually; and
 - d) any amendments to the EMP are to be submitted to GPC for review and approval.

Once approved by the Assessment Manager, the activity must be carried out in accordance with this EMP.

Note: GPC has a guideline for the development of environmental management plans that may be utilised in meeting the requirements of this condition.

Incident notification

- 24. At all times, Gladstone Ports Corporation Environment Hotline (07) 4976 1617 is to be notified of the occurrence of any:
 - a) release / spill of contaminants (e.g. fuels / chemicals / sewerage) greater than 250L to land;
 - b) release / spill of contaminants (e.g. fuels / chemicals / sewerage) of any amount to water;
 - c) any environmental complaints received by the holder of this approval; and
 - d) non-compliance with conditions of this approval or any other environmental approval obtained in relation to the approved activity.

ACID SULPHATE SOIL

25. In the event acid sulphate soils are disturbed/excavated and require treatment on site, a site specific Acid sulphate Management Plan must be submitted to GPC for approval prior to such works commencing. Once the management plan is approved, the works must be carried out in accordance with this plan.

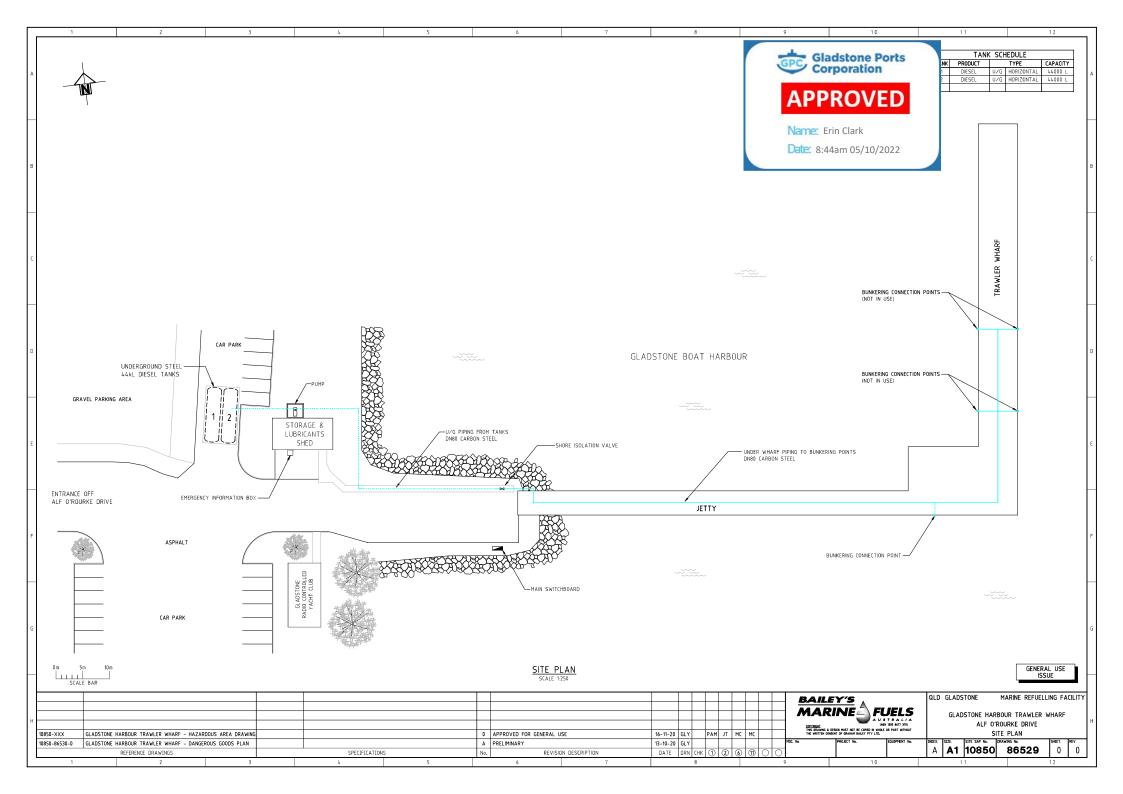


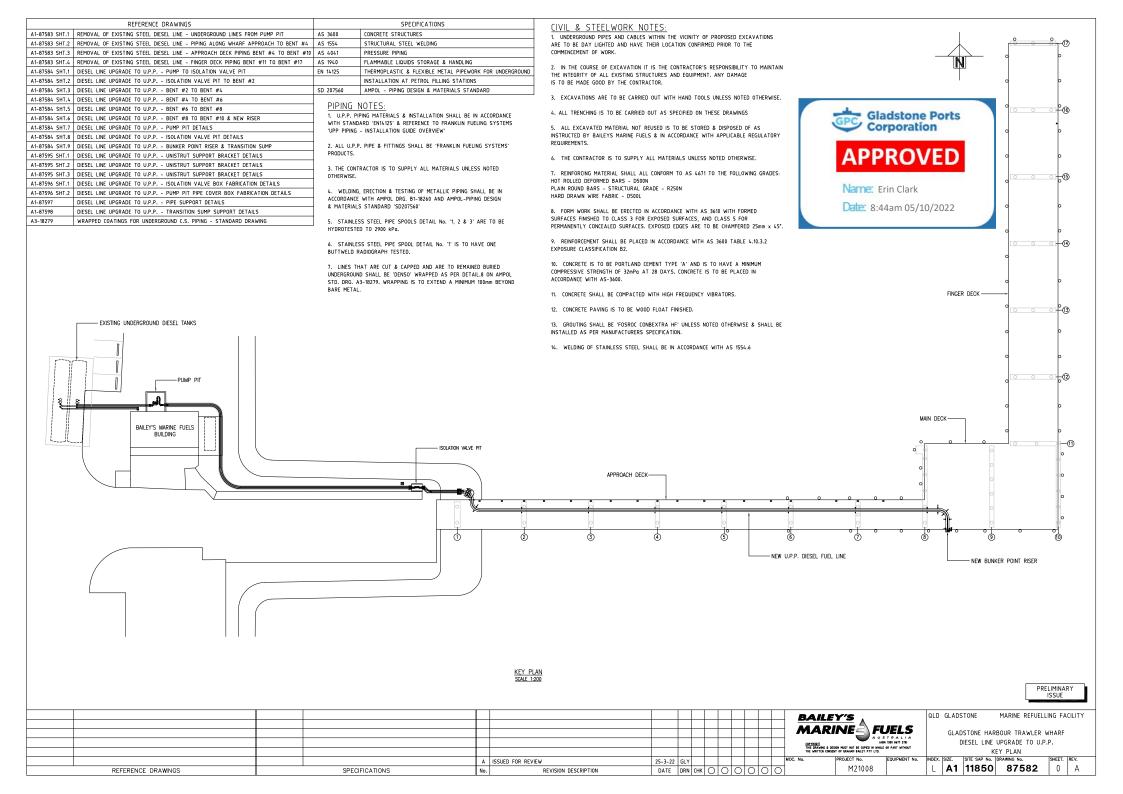
ADVICE NOTES

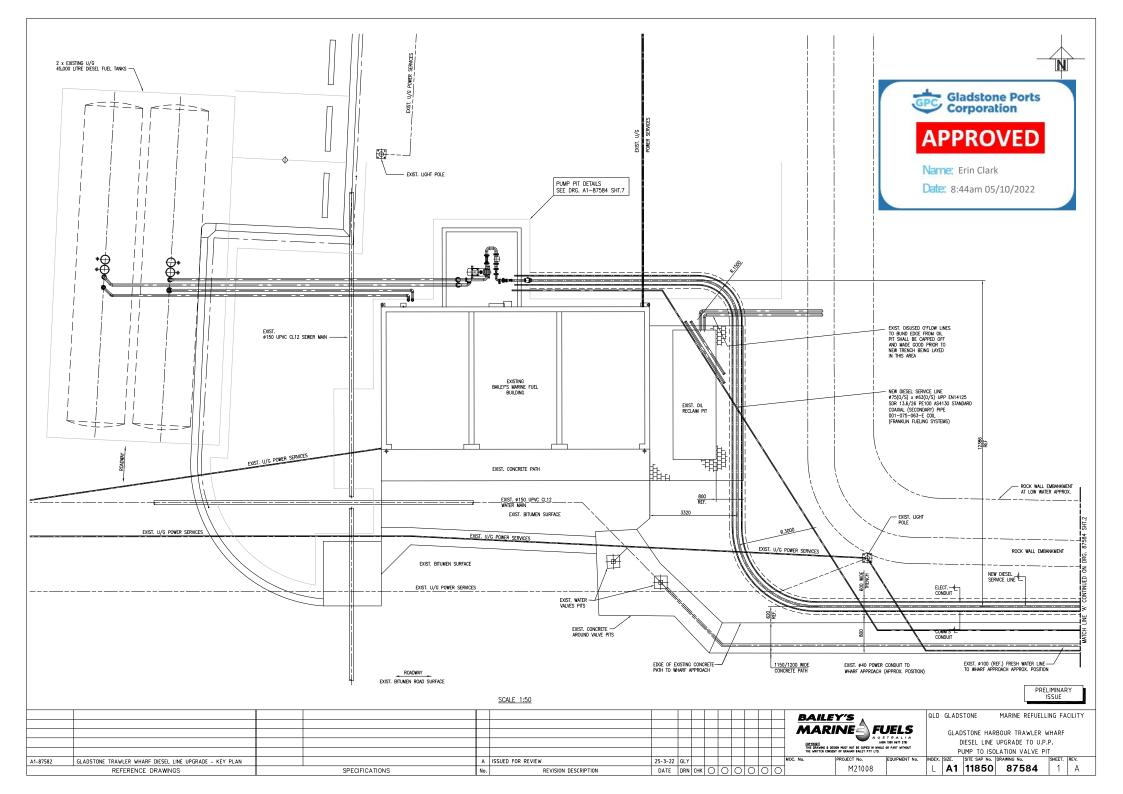
- 1. All other relevant approvals must be obtained before commencement of the development or operation of the development.
- 2. Where a Permit to Dig/Excavate prior to commencing excavation or digging for the development, the proponent or their contractor is required to apply for and obtain the permit by contacting the Port Infrastructure Asset Manager on 4976 1332 or <u>bartono@gpcl.com.au</u>.
- 3. Where a construction compound or laydown area is required, the proponent or their contractor is required to apply for and obtain a Consent to Enter from the Assessment Manager's Property Specialist via 07 4976 1334 or property@gpcl.com.au prior to works commencing.
- 4. Where works are to be undertaken outside tenured areas, the proponent or their contractor is required to apply for and obtain a Consent to Enter from GPC's Property Specialist via 07 4976 1334 or property@gpcl.com.au prior to works commencing.
- 5. The Environmental Protection Act 1994 states that a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard persons and entities, involved in the civil, earthworks, construction, and operational phases of this development, are to adhere to their 'general environmental duty' to minimise the risk of causing environmental harm.
- 6. Where the Applicant is required to submit further documentation to the Assessment Manager, this is to be directed to the Planning section at <u>planning@gpcl.com.au</u>, including reference to the allocated development application number.
- 7. Where communication with GPC Port Security is required e.g. for schedules or service requests, direct communication to the following: <u>pfso@gpcl.com.au</u>, <u>contracted_security@gpcl.com.au</u> and <u>gpcsupervisor@diamondprotection.com</u>.

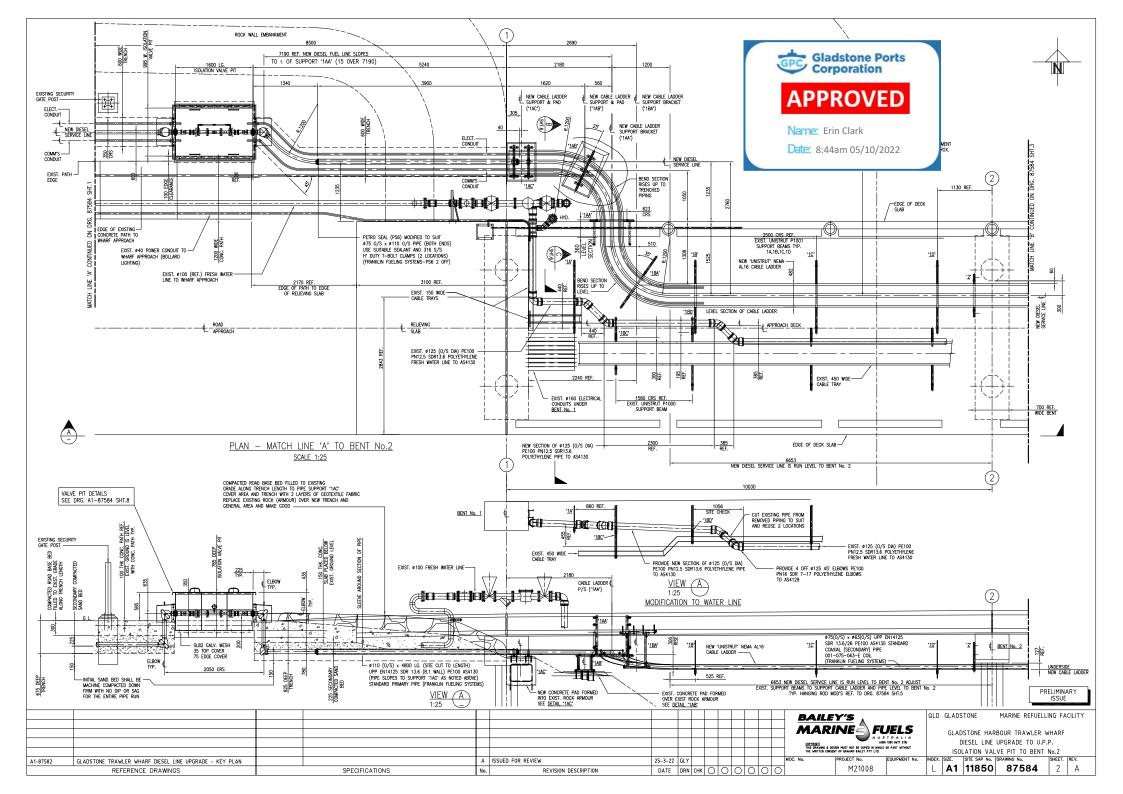


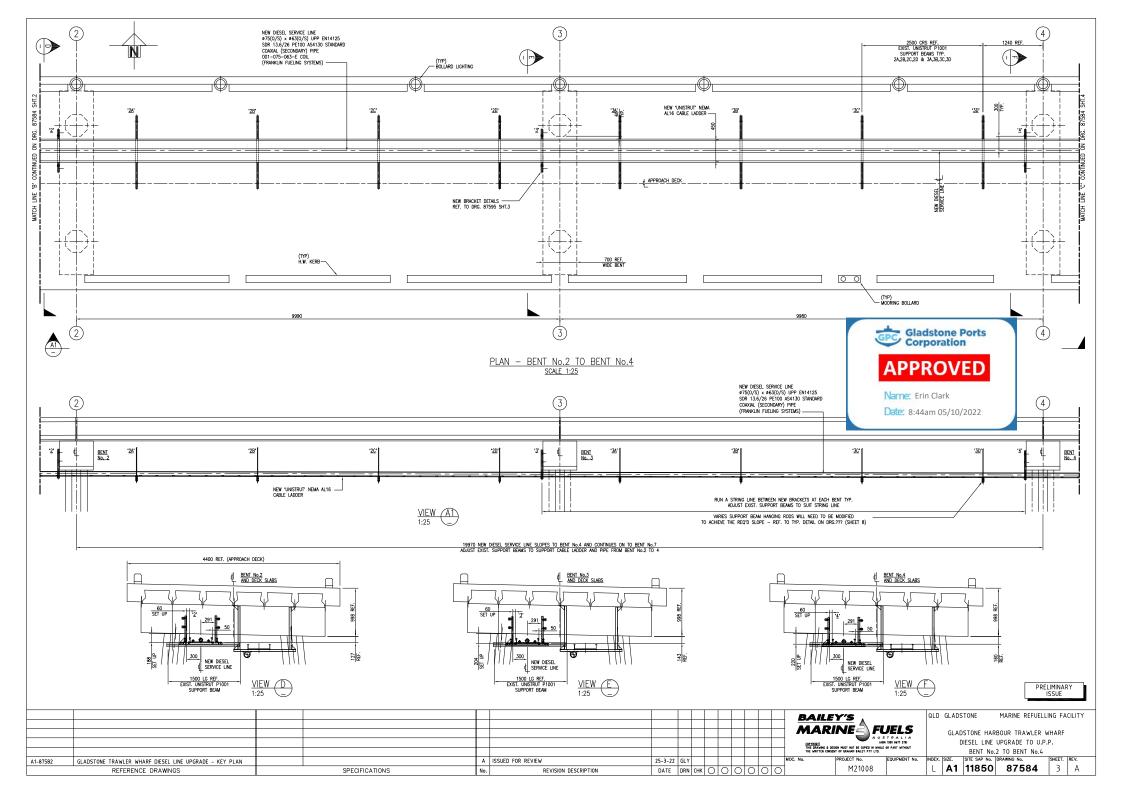
Attachment 2 Approved Plans and Specifications

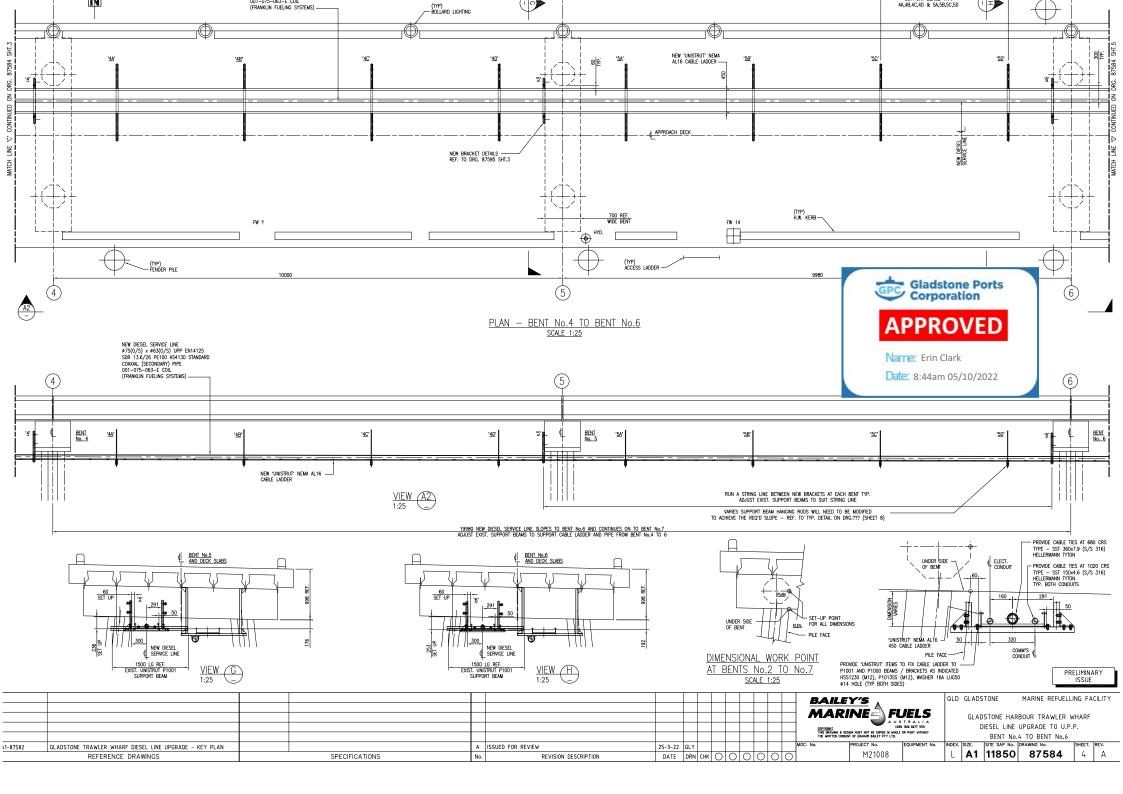


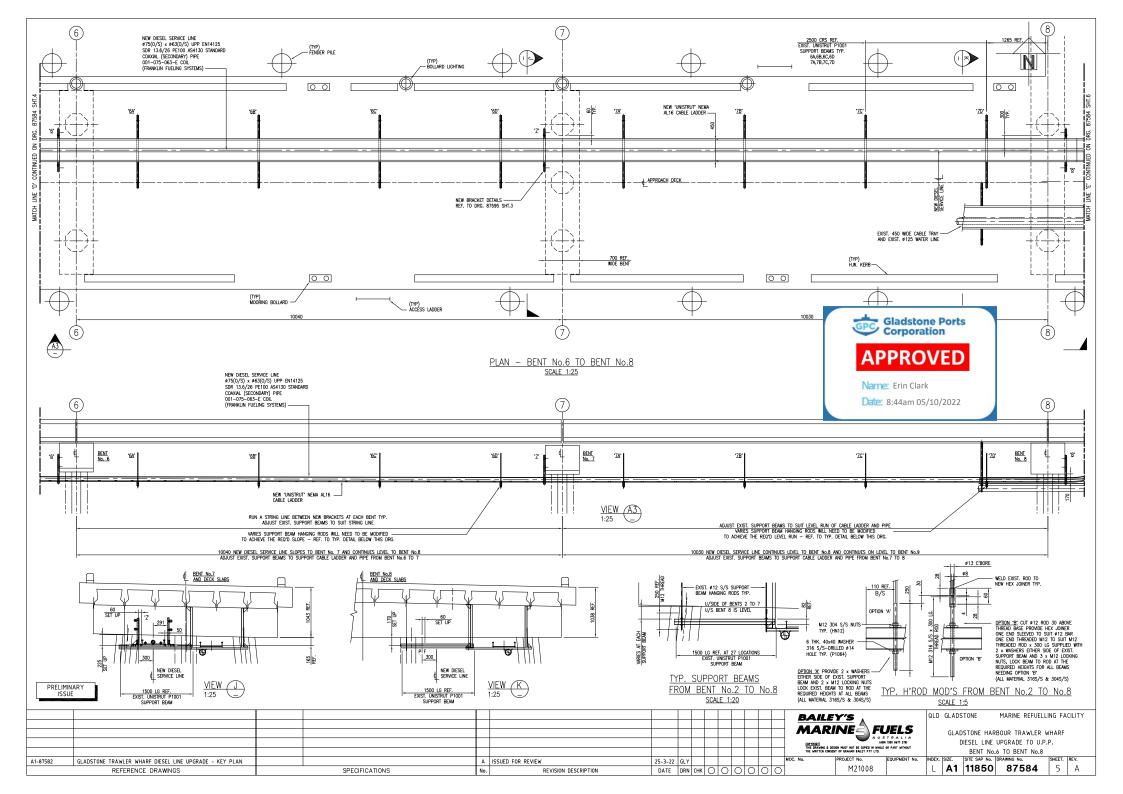


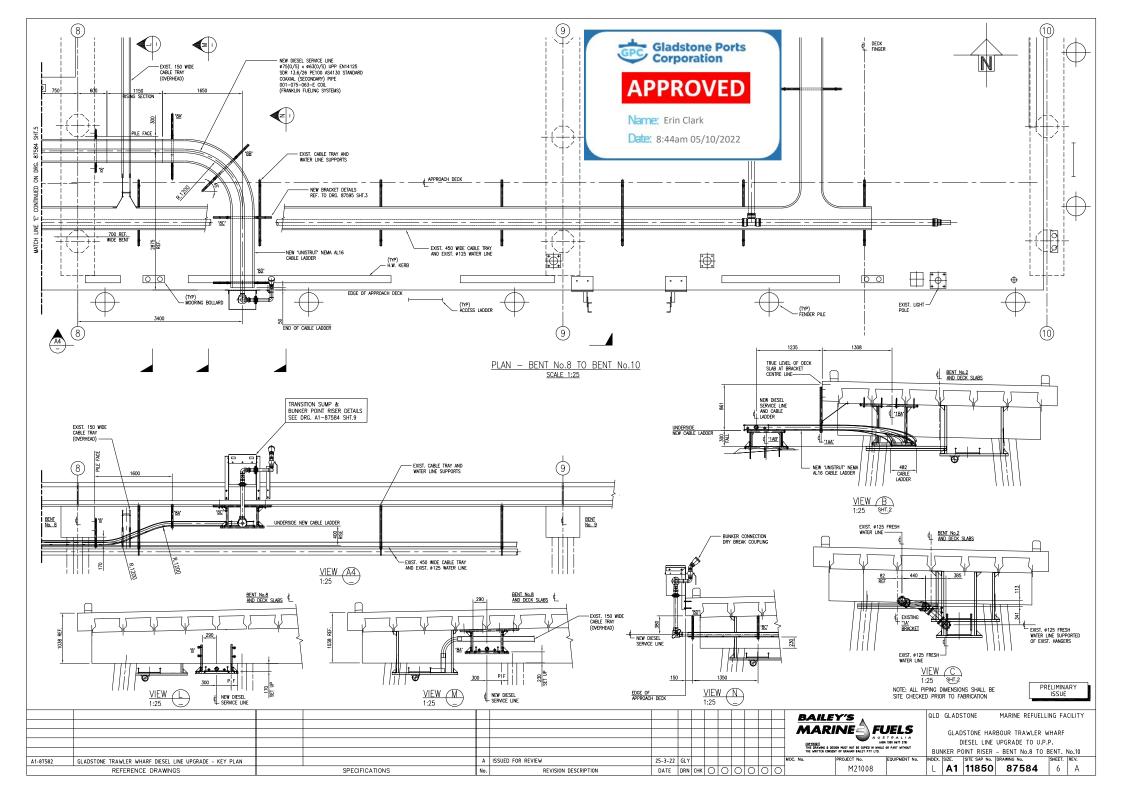


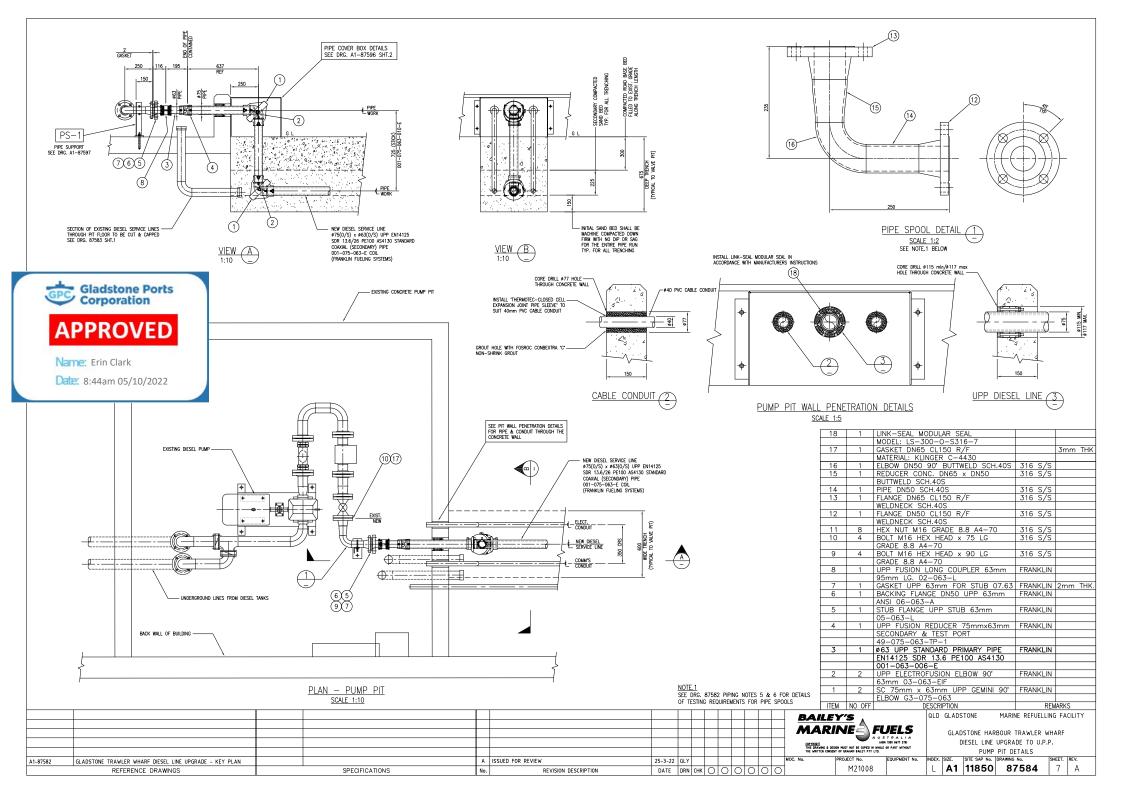


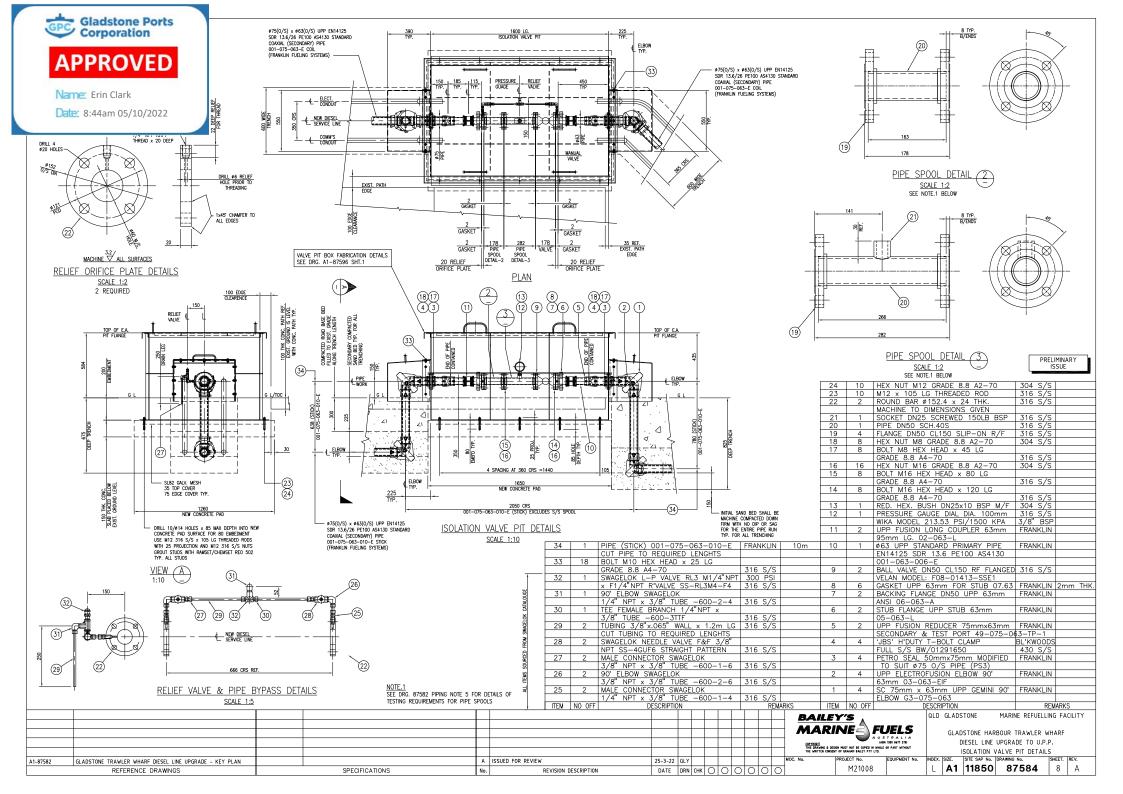


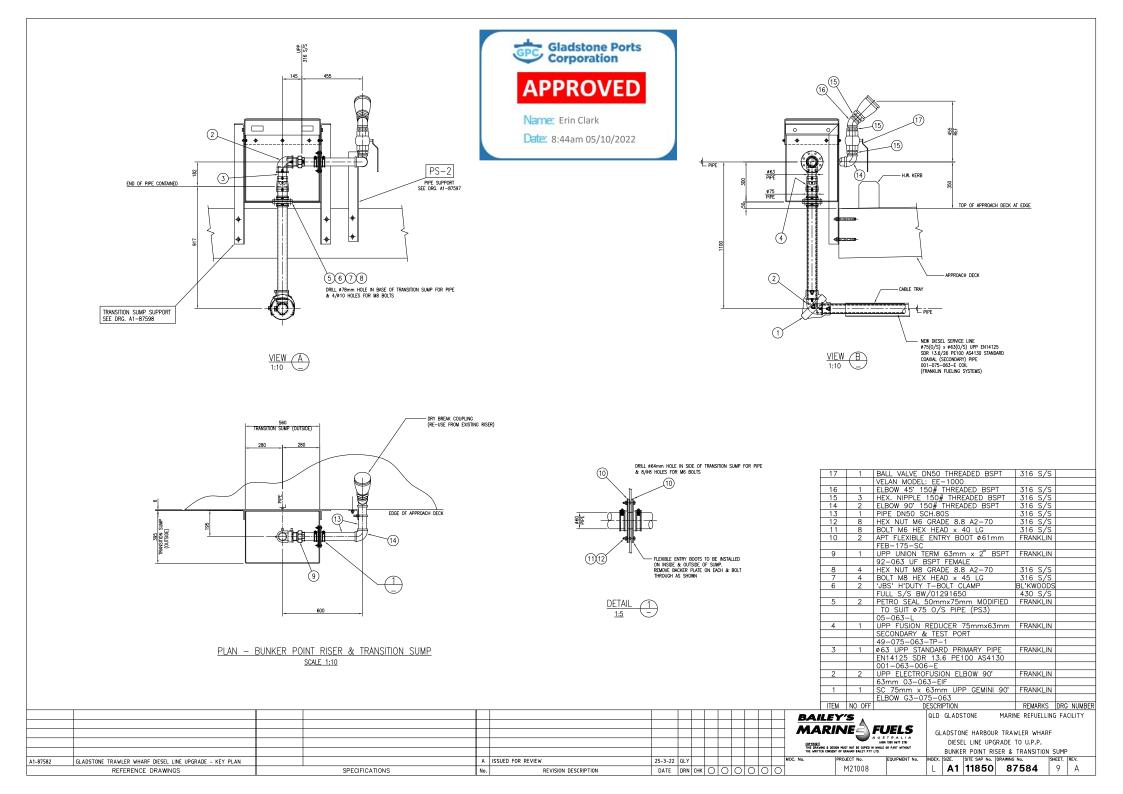


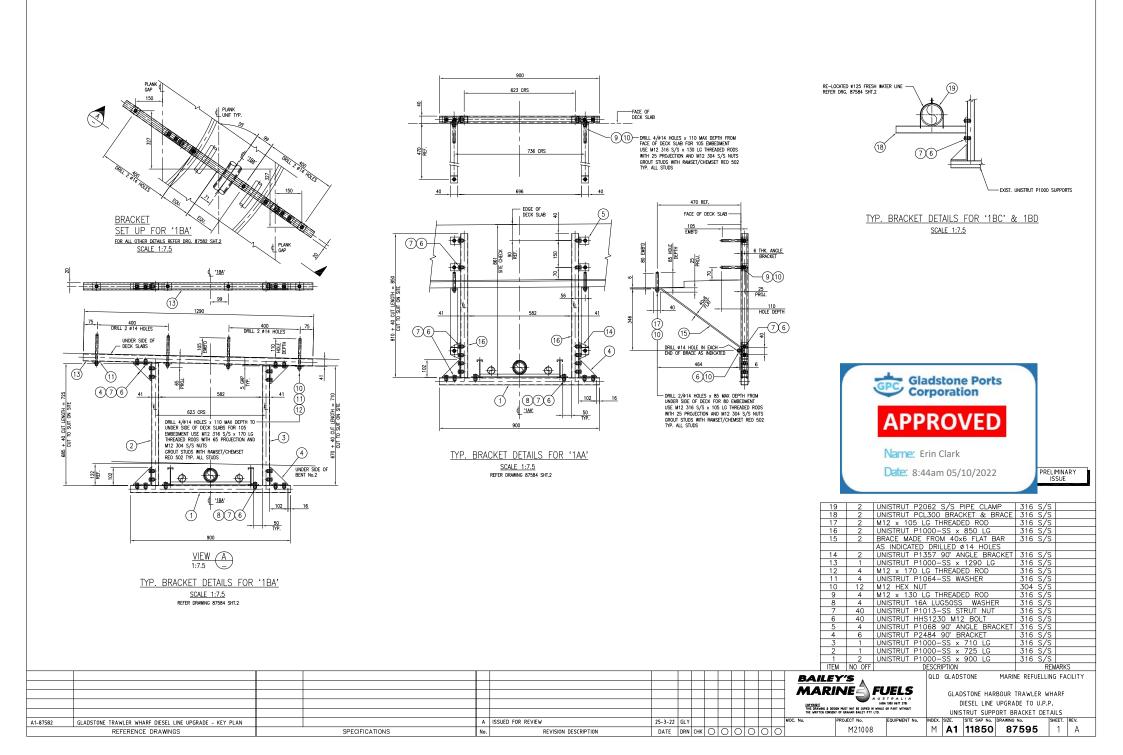


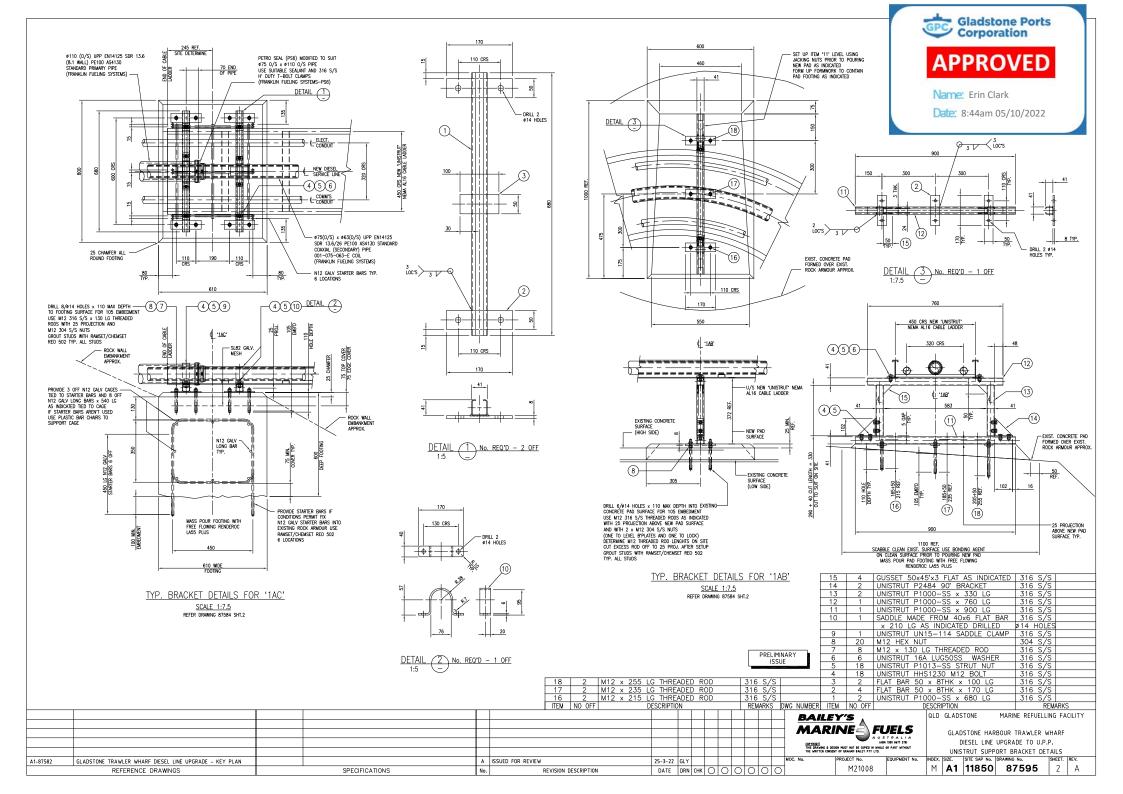


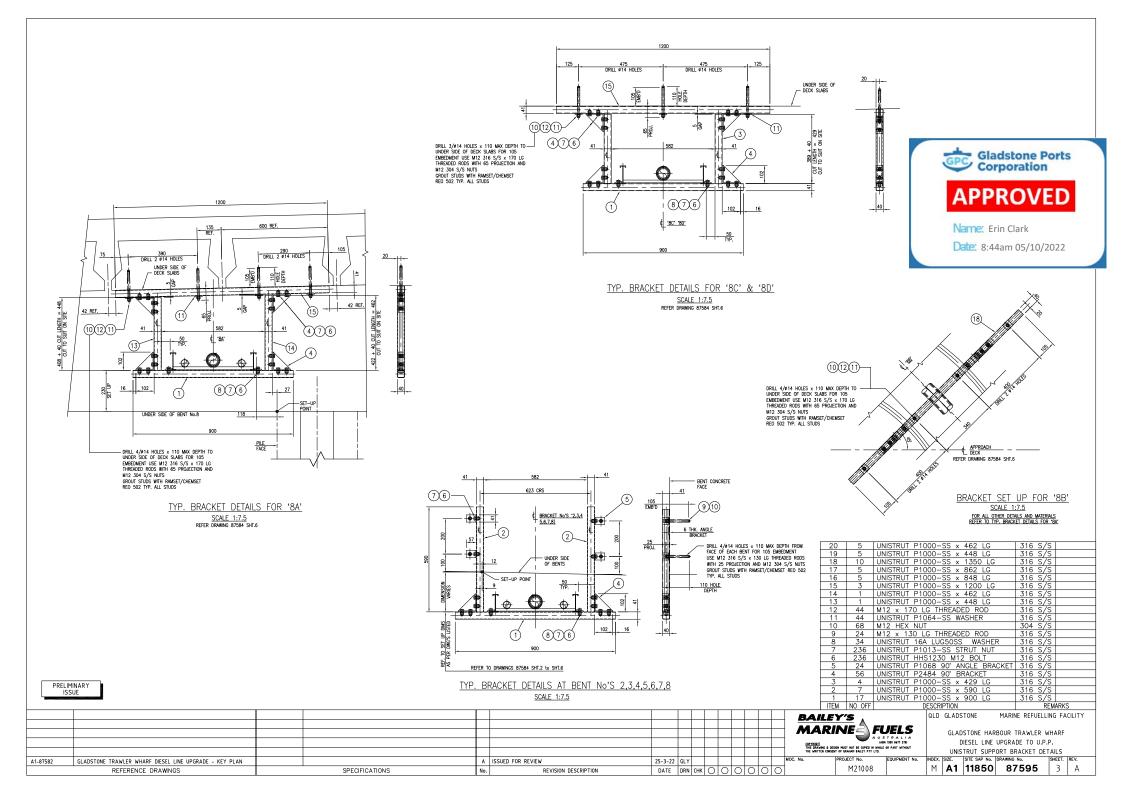


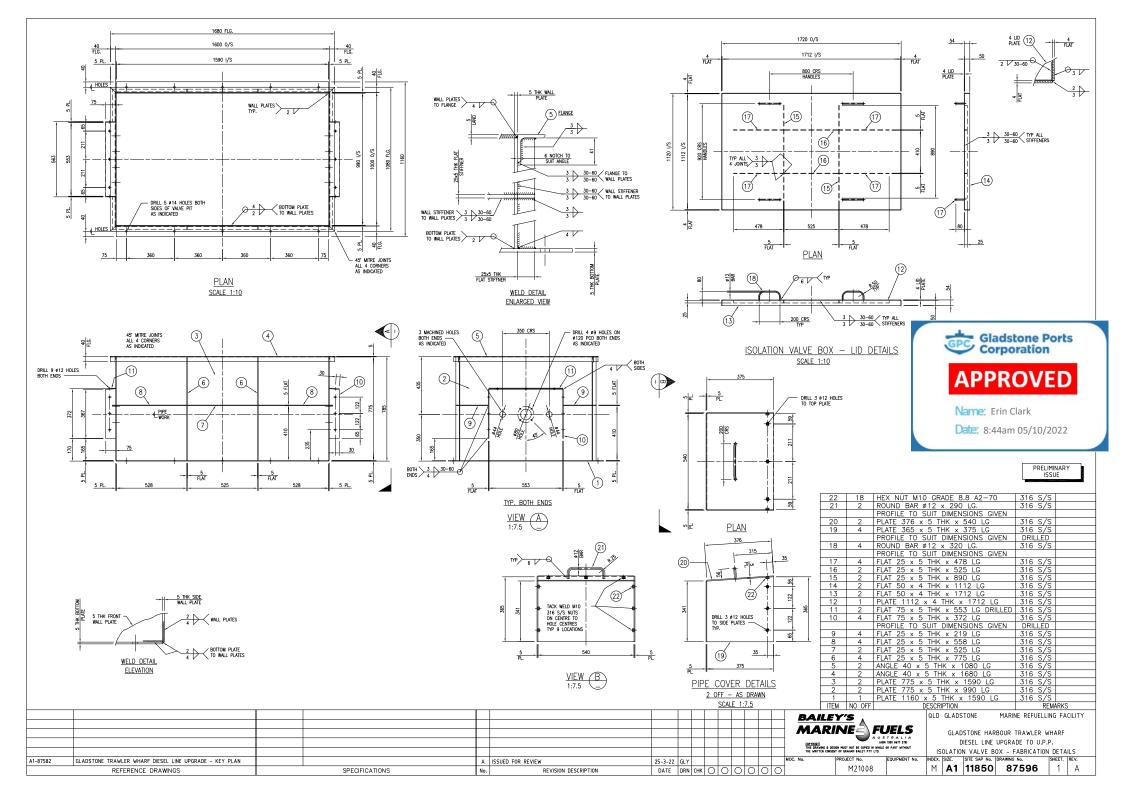


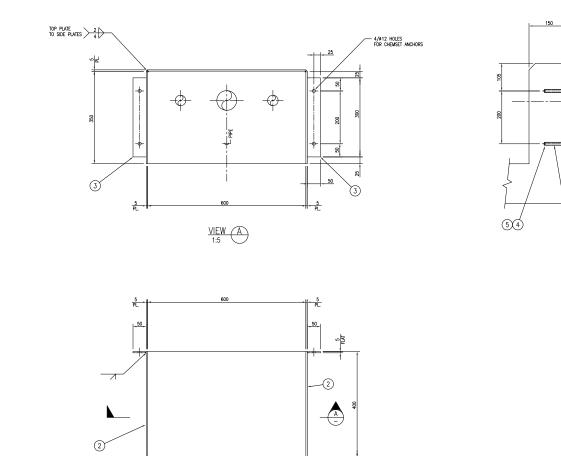












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PLAN SCALE 1:5 5 L

2 SIDE PLATES TO BACK PLATE



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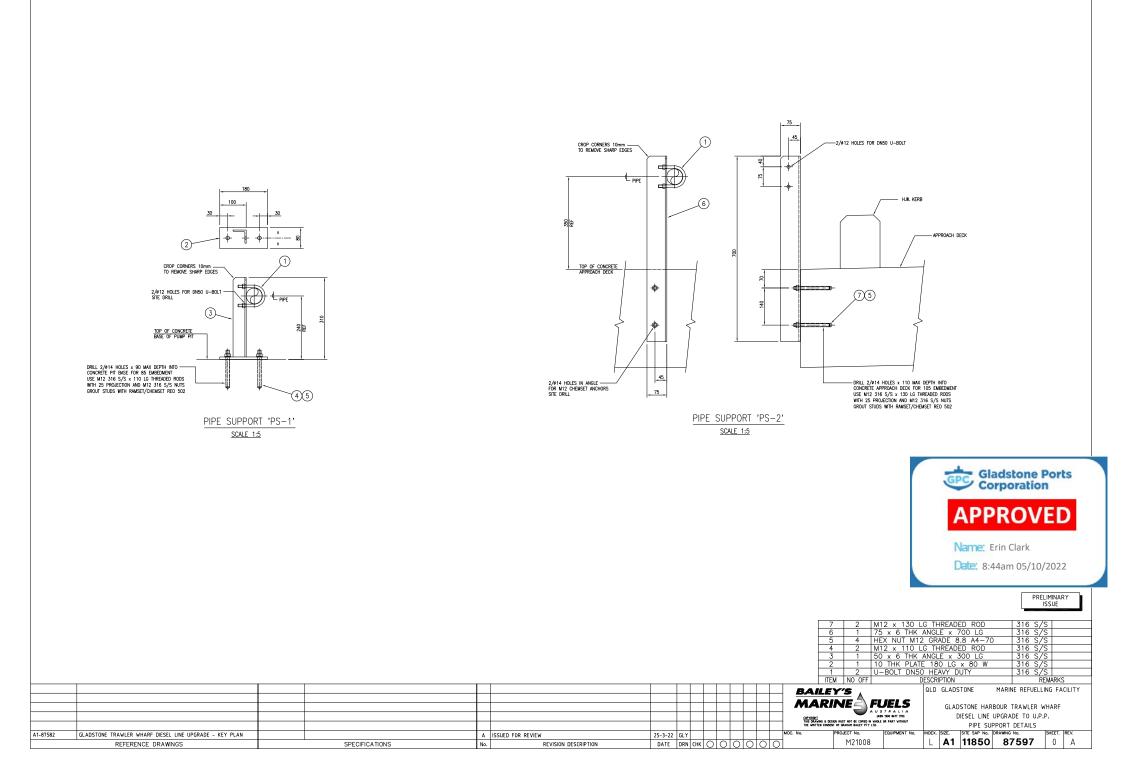
TOP OF CONCRETE PIT WALL

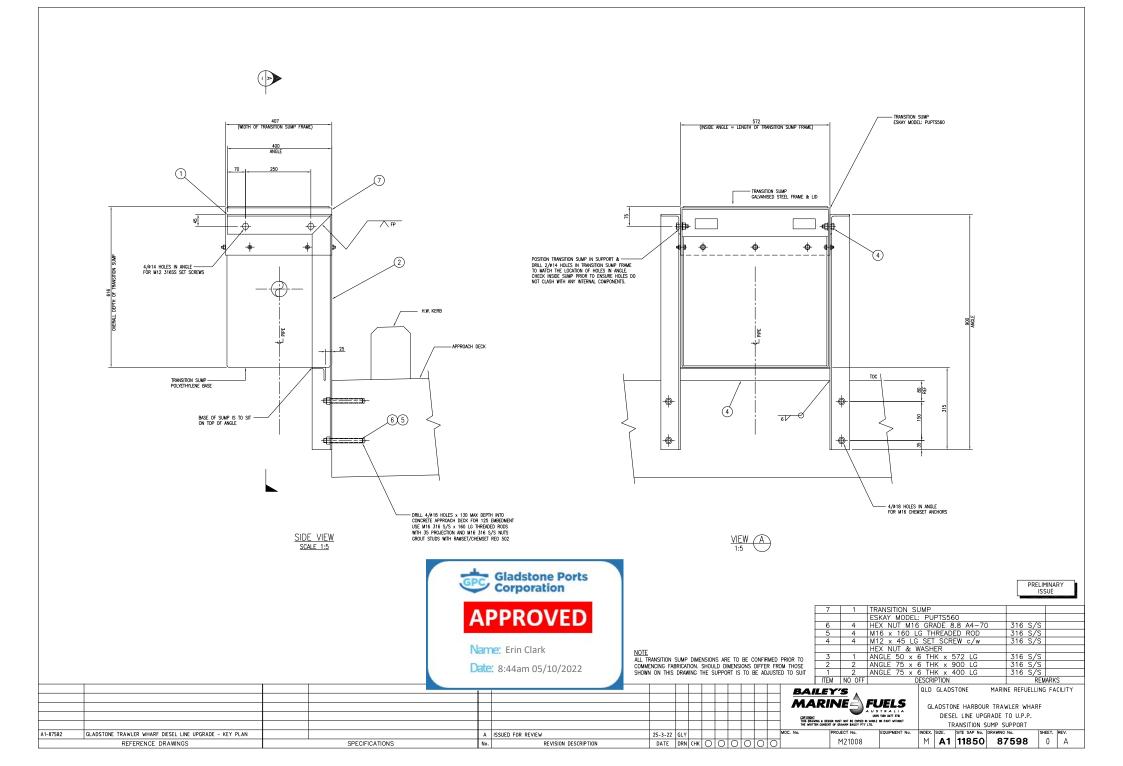
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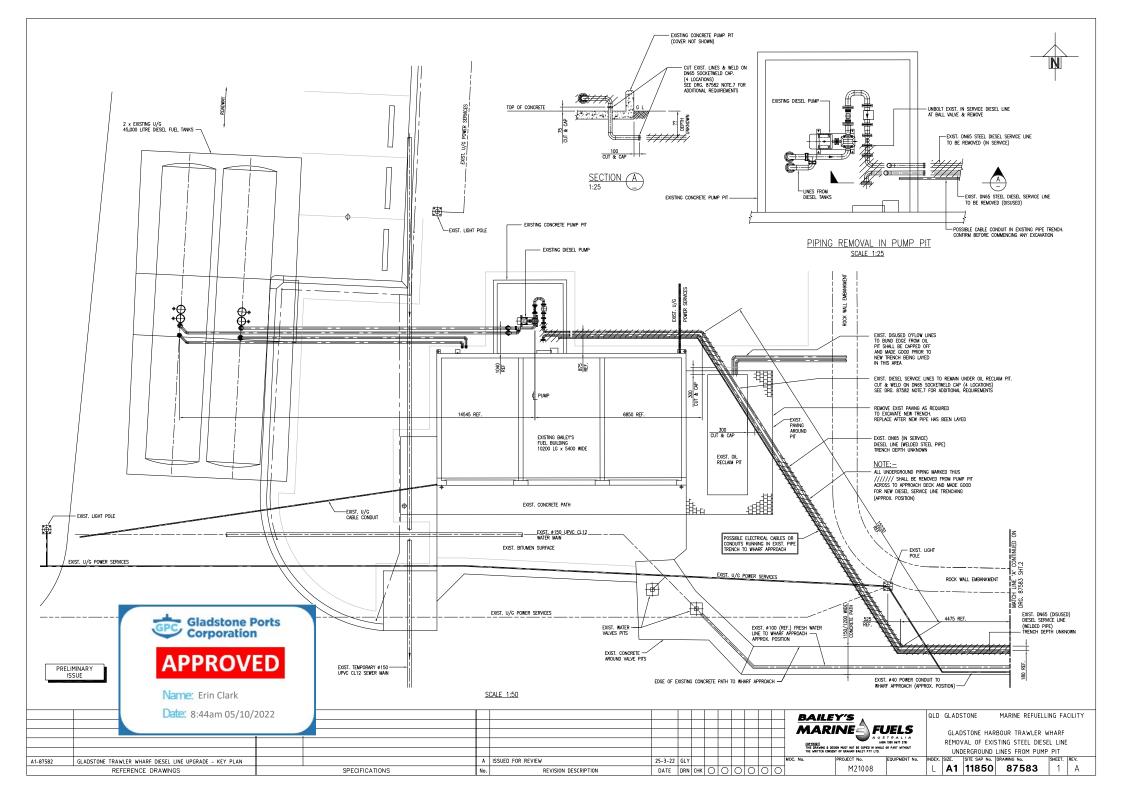
SIDE VIEW

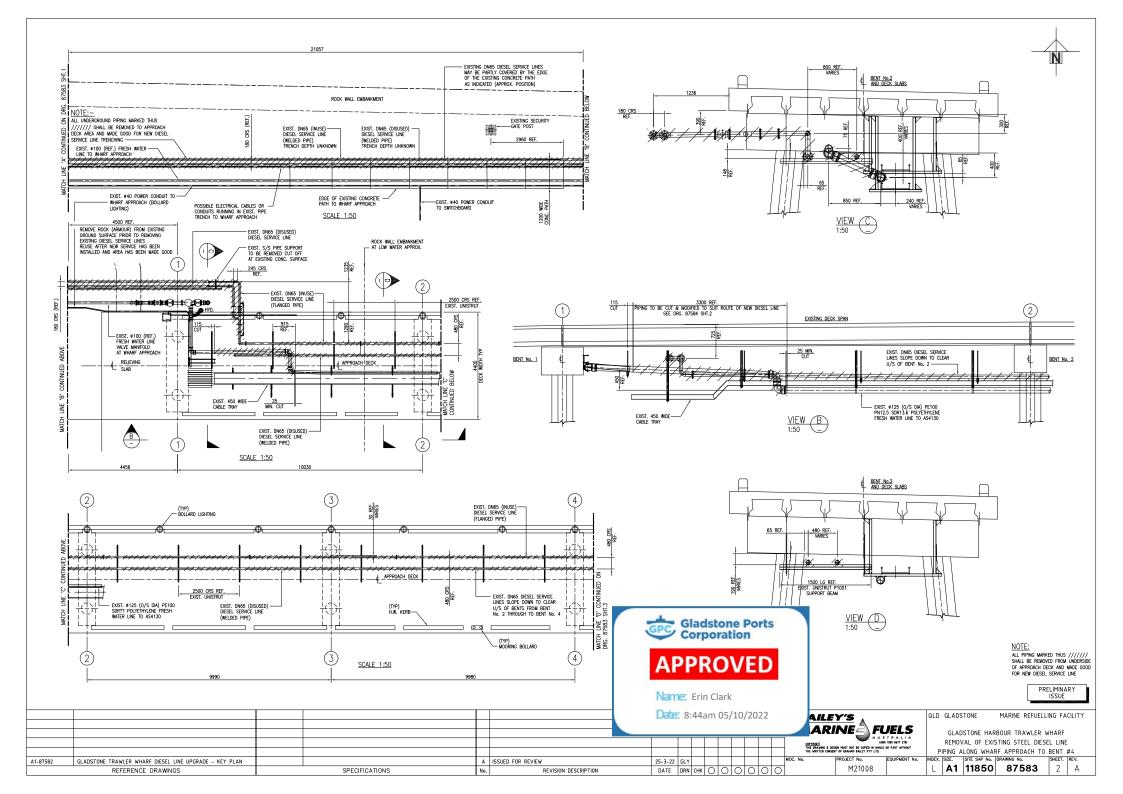
DRILL 4/#12 HOLES x 90 MAX DEPTH INTO PIT WALL FOR 85 ENBEDMENT USE M10 316 S/S x 110 LG THREADED RODS AND M10 316 S/S NUTS GROUT STUDS WITH RAMSET/CHEMSET RE0 502

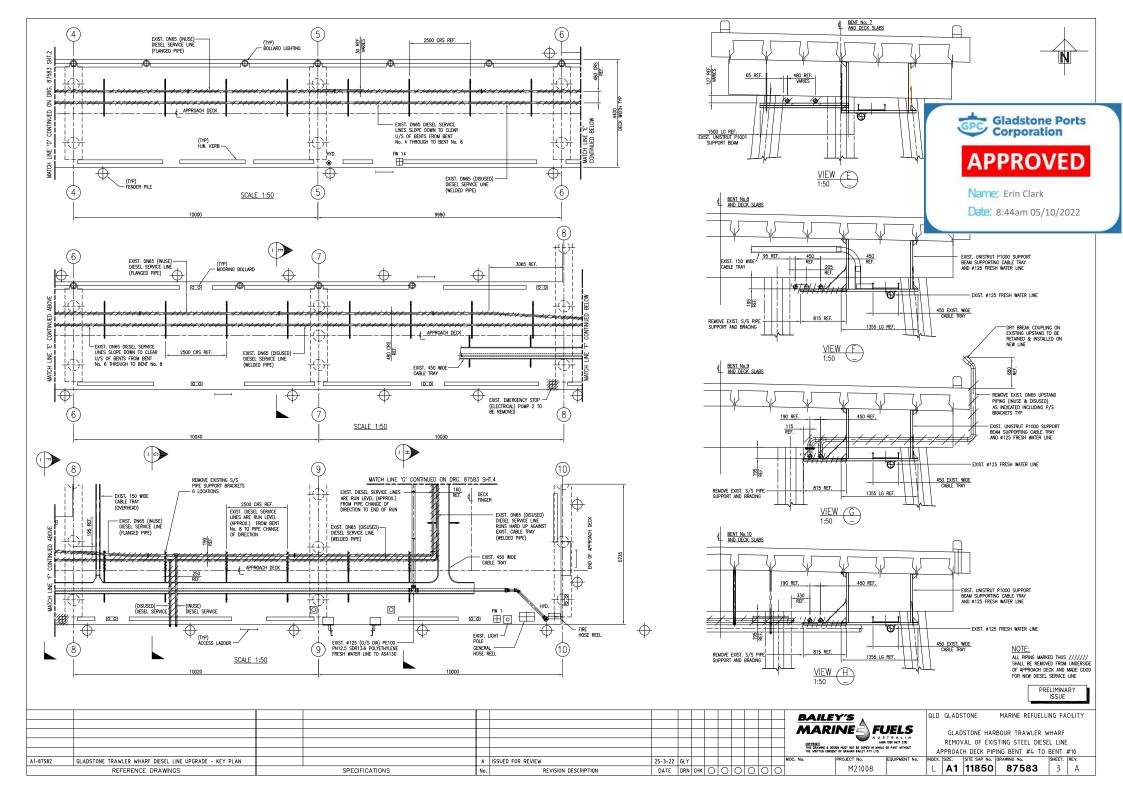
	REFERENCE DRAWINGS	SPECIFICATIONS	No. REVISION DESCRIPTION	DATE DRN CHK O O O O O	M21008	M A1 11850 87596 2 A
A1-87582	GLADSTONE TRAWLER WHARF DIESEL LINE UPGRADE - KEY PLAN		A ISSUED FOR REVIEW	25-3-22 GLY	MOC. No. PROJECT No. EQUIPMENT No.	INDEX. SIZE. SITE SAP No. DRAWING No. SHEET. REV.
					COPYSIGNT UNK & DESIGN NUST NOT BE COPIED IN WARE OF PART WITHOUT THES DRAWNG & DESIGN NUST NOT BE COPIED IN WARE OR PART WITHOUT THE WRITTEN CONSENT OF GRAWAM BALLEY PTY LTD	PUMP PIT - PIPE COVER BOX
						DIESEL LINE UPGRADE TO U.P.P.
						GLADSTONE HARBOUR TRAWLER WHARF
					MARINE	
					BAILEY'S	QLD GLADSTONE MARINE REFUELLING FACILITY
						DESCRIPTION REMARKS
						5 THK x 600 LG 316 S/S
						5 THK x 350 LG 316 S/S
						THK x 300 LG DRILLED 316 S/S
						LG THREADED ROD 316 S/S
						0 GRADE 8.8 A4-70 316 S/S

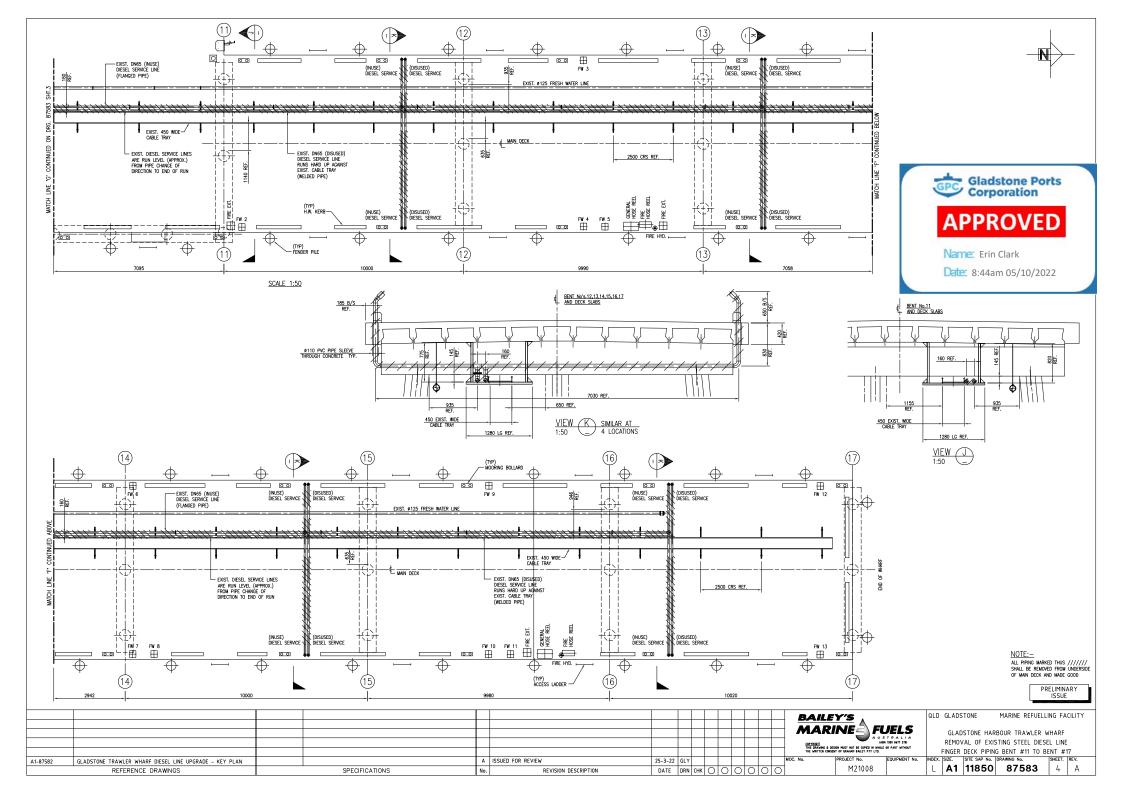












Schedule 1 Appeals

section 229

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.
- (2) However, table 1 applies to a tribunal only if the matter involves—
 - (a) the refusal, or deemed refusal of a development application, for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (b) a provision of a development approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (c) if a development permit was applied for—the decision to give a preliminary approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (d) a development condition if—
 - (i) the development approval is only for a material change of use that involves the use of a building classified under the Building Code as a class 2 building; and

- (ii) the building is, or is proposed to be, not more than 3 storeys; and
- (iii) the proposed development is for not more than 60 sole-occupancy units; or
- (e) a decision for, or a deemed refusal of, an extension application for a development approval that is only for a material change of use of a classified building; or
- (f) a decision for, or a deemed refusal of, a change application for a development approval that is only for a material change of use of a classified building; or
- (g) a matter under this Act, to the extent the matter relates to the Building Act, other than a matter under that Act that may or must be decided by the Queensland Building and Construction Commission; or
- (h) a decision to give an enforcement notice—
 - (i) in relation to a matter under paragraphs (a) to (g); or
 - (ii) under the *Plumbing and Drainage Act 2018*; or
- (i) an infrastructure charges notice; or
- (j) the refusal, or deemed refusal, of a conversion application; or
- (l) a matter prescribed by regulation.
- (3) Also, table 1 does not apply to a tribunal if the matter involves—
 - (a) for a matter in subsection (2)(a) to (d)—
 - (i) a development approval for which the development application required impact assessment; and
 - (ii) a development approval in relation to which the assessment manager received a properly made submission for the development application; or
 - (b) a provision of a development approval about the identification or inclusion, under a variation approval, of a matter for the development.

- (4) Table 2 states the matters that may be appealed only to the P&E Court.
- (5) Table 3 states the matters that may be appealed only to the tribunal.
- (6) In each table—
 - (a) column 1 states the appellant in the appeal; and
 - (b) column 2 states the respondent in the appeal; and
 - (c) column 3 states the co-respondent (if any) in the appeal; and
 - (d) column 4 states the co-respondents by election (if any) in the appeal.
- (7) If the chief executive receives a notice of appeal under section 230(3)(f), the chief executive may elect to be a co-respondent in the appeal.
- (8) In this section—

storey see the Building Code, part A1.1.

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.

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal						
Column 1	Column 2	Column 3	Column 4			
Appellant	Respondent	Co-respondent (if any)	Co-respondent by election (if any)			
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	 A concurrence agency that is not a co-respondent If a chosen assessment manager is the respondent—the prescribed assessment manager Any eligible advice agency for the application Any eligible submitter for the application 			

2. Change applications

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

(a) the responsible entity's decision on the change application; or

(b) a deemed refusal of the change application.

Schedule 1

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal						
Co	lumn 1	Column 2	Column 3	Column 4		
Ap	opellant	Respondent	Co-respondent	Co-respondent		
			(if any)	by election (if		
				any)		
1 2	The applicant If the responsible entity is the	The responsible entity	If an affected entity starts the appeal—the applicant	1 A concurrence agency for the development application		
	assessment manager—an affected entity that gave a pre-request notice or response notice			2 If a chosen assessment manager is the respondent—th prescribed assessment manager		
				3 A private certifier for the development application		
				4 Any eligible advice agency for the change application		
				5 Any eligible submitter for th change application		

3. Extension applications

For an extension application other than an extension application called in by the Minister, an appeal may be made against—

- (a) the assessment manager's decision on the extension application; or
- (b) a deemed refusal of the extension application.

Appeals to	Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal						
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)				
 The applicant For a matter other than a deemed refusal of an extension application—a concurrence agency, other than the chief executive, for the application 	The assessment manager	If a concurrence agency starts the appeal—the applicant	If a chosen assessment manage is the respondent—the prescribed assessment manage				

4. Infrastructure charges notices

An appeal may be made against an infrastructure charges notice on 1 or more of the following grounds—

- (a) the notice involved an error relating to—
 - (i) the application of the relevant adopted charge; or

Examples of errors in applying an adopted charge—

- the incorrect application of gross floor area for a non-residential development
- applying an incorrect 'use category', under a regulation, to the development
 - (ii) the working out of extra demand, for section 120; or
 - (iii) an offset or refund; or
- (b) there was no decision about an offset or refund; or
- (c) if the infrastructure charges notice states a refund will be given—the timing for giving the refund; or
- (d) for an appeal to the P&E Court—the amount of the charge is so unreasonable that no reasonable relevant local government could have imposed the amount.

Schedule 1

Appeals to t	Tab he P&E Court and,	le 1 for certain matters,	to a tribunal
Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
The person given the infrastructure charges notice	The local government that gave the infrastructure charges notice		
5. Conversion applica	tions		
An appeal may be ma	de against—		
(a) the refusal of a co	onversion application;	or	
(b) a deemed refusal	of a conversion applic	ation.	
Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if any)
The applicant	The local government to which the conversion application was made		
6. Enforcement notice	ès		
An appeal may be ma	de against the decision	to give an enforcement	nt notice.
Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
The person given the enforcement notice	The enforcement authority		If the enforcement authority is not the local government for the premises in relation to which the offence is alleged to have happened—the local government

Table 1Appeals to the P&E Court and, for certain matters, to a tribunal

7. Enforcement notices under the *Plumbing and Drainage Act 2018*

An appeal may be made against the decision to give an enforcement notice.

Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
The person given the enforcement notice	The local government that gave the enforcement notice		

Table 2 Appeals to the P&E Court only

1. Appeals from tribunal

An appeal may be made against a decision of a tribunal, other than a decision under section 252, on the ground of—

- (a) an error or mistake in law on the part of the tribunal; or
- (b) jurisdictional error.

Column 2	Column 3	Column 4		
Respondent	Co-respondent	Co-respondent		
	(if any)	by election (if		
		any)		
The other party to the proceedings for the decision				
	Respondent The other party to the proceedings for the	RespondentCo-respondent (if any)The other party to the proceedings for the—		

2. Eligible submitter appeals

For a development application or change application other than an excluded application, an appeal may be made against the decision to approve the application, to the extent the decision relates to—

- (a) any part of the development application or change application that required impact assessment; or
- (b) a variation request.

Schedule 1

Table 2Appeals to the P&E Court only						
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)			
 For a development application—an eligible submitter for the development application For a change application—an eligible submitter for the change application 	 For a development application—the assessment manager For a change application—the responsible entity 	 The applicant If the appeal is about a concurrence agency's referral response—the concurrence agency 	Another eligible submitter for the application			

3. Eligible submitter and eligible advice agency appeals

For a development application or change application other than an excluded application, an appeal may be made against a provision of the development approval, or a failure to include a provision in the development approval, to the extent the matter relates to—

(a) any part of the development application or change application that required impact assessment; or

(b) a variation request.

Schedule 1

	Table 2 Appeals to the P&E Court only							
Col	Column 1 Column 2 Column 3 Column 4							
Ap	pellant	Respondent	Co-respondent	Co-respondent				
			(if any)	by election (if any)				
1 2 3	For a development application—an eligible submitter for the development application For a change application—an eligible submitter for the change application An eligible advice agency for the development application or change application	 For a development application—the assessment manager For a change application—the responsible entity 	 The applicant If the appeal is about a concurrence agency's referral response—the concurrence agency 	Another eligible submitter for the application				
4. 0	Compensation clair	ns						
An	appeal may be ma	de against—						
(a)	a decision under	section 32 about a com	pensation claim; or					
(b)	a decision under	section 265 about a cla	im for compensation;	or				
(c)	a deemed refusal	of a claim under parag	graph (a) or (b).					
Col	umn 1	Column 2	Column 3	Column 4				
Ap	pellant	Respondent	Co-respondent	Co-respondent				
			(if any)	by election (if any)				
-	erson dissatisfied h the decision	The local government to which the claim was made		—				

Schedule 1

	Table 2 Appeals to the P&E Court only							
5.	5. Registered premises							
Ar	n appeal may be ma	de against a decisi	on of the Minister unde	er chapter 7, part 4.				
Сс	olumn 1	Column 2	Column 3	Column 4				
Aŗ	opellant	Respondent	Co-respondent	Co-respondent				
			(if any)	by election (if any)				
1	A person given a decision notice about the decision	The Minister		If an owner or occupier starts the appeal—the owner or the registered				
2	If the decision is to register premises or renew the registration of premises—an			premises				
	owner or occupier of premises in the affected area for							
	the registered premises who is dissatisfied with the decision							

6. Local laws

An appeal may be made against a decision of a local government, or conditions applied, under a local law about—

- (a) the use of premises, other than a use that is the natural and ordinary consequence of prohibited development; or
- (b) the erection of a building or other structure.

Schedule 1

Table 2Appeals to the P&E Court only					
Column 1	Column 2	Column 3	Column 4		
Appellant	Respondent	Co-respondent	Co-respondent		
		(if any)	by election (if		
			any)		
A person who— (a) applied for the decision; and	The local government				
(b) is dissatisfied with the decision or conditions.					

Table 3Appeals to a tribunal only

1. Building advisory agency appeals

An appeal may be made against giving a development approval for building work to the extent the building work required code assessment against the building assessment provisions.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent	Column 4 Co-respondent
		(if any)	by election (if any)
A building advisory agency for the development application related to the approval	The assessment manager	The applicant	 A concurrence agency for the development application related to the approval A private certifier for the development application related to the approval

Schedule 1

Table 3Appeals to a tribunal only

2. Inspection of building work

An appeal may be made against a decision of a building certifier or referral agency about the inspection of building work that is the subject of a building development approval under the Building Act.

Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
The applicant for the development approval	The person who made the decision		

3. Certain decisions under the Building Act and the *Plumbing and Drainage Act 2018*

An appeal may be made against—

- (a) a decision under the Building Act, other than a decision made by the Queensland Building and Construction Commission, if an information notice about the decision was given or required to be given under that Act; or
- (b) a decision under the *Plumbing and Drainage Act 2018*, other than a decision made by the Queensland Building and Construction Commission, if an information notice about the decision was given or required to be given under that Act.

Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
A person who received, or was entitled to receive, an information notice about the decision	The entity that made the decision		

4. Failure to decide an application or other matter under the Building Act

An appeal may be made against a failure to make a decision under the Building Act within the period required under that Act, other than a failure by the Queensland Building and Construction Commission to make a decision, if an information notice about the decision was required to be given under that Act.

Schedule 1

Table 3 Appeals to a tribunal only			
Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
A person who was entitled to receive notice of the decision	The entity that failed to make the decision		

5. Failure to decide an application or other matter under the *Plumbing and Drainage Act* 2018

An appeal may be made against a failure to make a decision under the *Plumbing and Drainage Act 2018* within the period required under that Act, other than a failure by the Queensland Building and Construction Commission to make a decision, if an information notice about the decision was required to be given under that Act.

Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent	Co-respondent
		(if any)	by election (if
			any)
A person who was entitled to receive an information notice about the decision	The entity that failed to make the decision		