LHIB Ref: DA2017.13
Enquiries: James Lonergan

09 October 2017

Lord Howe
ISLAND BOARD

Administrative Office
P.O. Box 5
Lord Howe Island 2898

Phone: 02 6563 2066
Facsimile: 02 6563 2127
Email: administration@lhib.nsw.gov.au

Hank Bower
Lord Howe Island Board
PO Box 5
LORD HOWE ISLAND NSW 2898

Dear Mr Bower

RE: NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION UNDER ENVIRONMENTAL PLANNING & ASSESSMENT ACT, 1979

I am writing in reference to your development application for construction of temporary aviaries and pens to house Lord Howe Island Woodhen and Lord Howe Island Currawong for the captive management program.

Pursuant to section 80(1) and 80A of the Environmental Planning & Assessment Act, notice is hereby given of the determination by the consent authority for Development Application DA2017-13.

Your application has been conditionally approved by the Board.

Date from which consent applies	:	09 October 2017
Date in which consent will lapse	:	Enter date 5 years from consent date
Proposed Development	:	DA2017-13
Location	:	Lot 2, DP 1202416 – Nursery Access Road

The application has been determined by granting consent subject to the following conditions of consent and advisory notes:

CONDITIONS OF CONSENT

1. Approved Plans and Supporting Documentation

a) The development is to be carried out in accordance with the plans and documentation provided with DA 2017-14 as listed below and endorsed with the Lord Howe Island Board's stamp, except where amended by other conditions of consent.
b) Completed Development Application Form prepared by H Bower dated 18 January 2017
c) Statement of Environmental Effects in the Development Application Form prepared by H Bower dated 18 January 2017.
d) The following plans
   - Proposed Captive Management – Site Plan, undated.
   - Drawing No LHI-02 rev 1 dated 15 December 2017 prepared by Taronga Conservation Society Australia
   - Drawing No LHI-04, 05, 06, rev 1 dated 14 December 2017 prepared by Taronga Conservation Society Australia
   - Drawing No LHI-07 rev 2 dated 15 December 2017 prepared by Taronga Conservation Society Australia

Reason: To ensure the development is carried out in accordance with the details submitted in the Development Application.

2. Biodiversity

The following measures are to be undertaken during construction;
All building materials and building activity are restricted to being stockpiled on cleared open areas.
Reason: To ensure the proposal does not have adverse impacts on threatened species.

3. Construction

No excavation to be carried out until the site is inspected by the LHIB Senior Electrical Officer. Installation of any additional electrical supply required for the system is to be carried out by a licensed electrical contractor.

An Electrical Certificate of Compliance is to be provided to the Board within 10 days of completion of the works.

4. Waste Management

All construction waste is to be contained within the site and then be recycled or disposed of at the authorised waste management facility on the Island. This excludes asbestos waste, if any, which is the responsibility of the applicant to remove from the Island. No waste shall be placed in any location or in any manner that would allow it to fall, descend, blow, wash, percolate or otherwise escape from the site.

5. Notices and Inspections requirements

The following are required as Conditions of this Consent:

- Seven (7) days notice to be given to the LHIB of intention to commence construction/installation.
- With 48 hours notice given, a pre-commencement and site set out inspection must be undertaken by an LHIB Officer.

6. Construction Hours

To limit the impact of the development on adjoining owners, all construction work shall be restricted to the hours of 7.00am to 6.00pm Monday to Friday and 8.00am to 1.00pm Saturdays. No construction work shall take place on Sundays or Public Holidays.

Reason: To limit the potential for any loss of amenity to adjoining owners and/or occupiers associated with the construction of the approved works.

ADVISORY NOTES

1. Significant Native Vegetation

Damage to, or removal of Significant Native Vegetation is prohibited, as per Clause 11 of LEP 2010.

Section 97 of the EP&A Act confers on an applicant who is dissatisfied with the determination of a consent authority a right of appeal to the Land and Environment Court. This right of appeal is only valid for 12 months from the date of the consent. To determine the extent to which the consent is liable to lapse refer to Section 95 of the EP&A Act.

Section 97 of the Act confers on an applicant who is dissatisfied with the determination of a consent authority a right of appeal to the Land and Environment Court. This right of appeal is only valid for six months from the date of the consent. To determine the extent to which the consent is liable to lapse refer to Section 95 of the Act.

If you are carrying out residential building work using a licensed contractor(s) you are required to ensure the contractor has Home Warranty Insurance with a minimum cover of $300,000 before you pay any money to the contractor and before starting any work under the contract. Home Warranty Insurance is not required where the contract price, or the cost of labour and materials does not exceed $12,000.

Should you have any further enquiries regarding this matter please contact James Lonergan at the Board's office on (02) 6563 2066 extension 18.

Yours sincerely

Penny Holloway
CHIEF EXECUTIVE OFFICER