

17.SEP.2002 12:36

STATE INFRASTRUCTURE

OED

NO.158 P.2/5

**The Hon Diana Laidlaw BA MLC**

MINISTER FOR

TRANSPORT AND URBAN PLANNING ▲ THE ARTS ○ THE STATUS OF WOMEN

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RECEIVED
13-02
EX/08093Mr Jim Hallion
Chief Executive
Department of Industry and Trade
GPO Box 1264
ADELAIDE SA 5001

Attention: Ms Trixie Mead

Dear *Mr Hallion*,

I refer to the Crown Development application under the *Development Act 1993*, lodged by the Department of Industry and Trade, for a Wind Farm near Cape Jervis and a transmission line from the Cape Jervis Substation to the Yankallilla Substation (49/260/0002/01).

I have now received a report by the Development Assessment Commission, which has supported the application. In turn Planning SA has supported the Commission's recommendation.

I advise that I hereby approve the application subject to the following conditions and notes:

Conditions

1. That except where minor amendments may be required by other relevant Acts, or by conditions imposed by this application, the development is to be established in strict accordance with the details and plans submitted in development application number 49/260/0002/01, including the additional information dated February 2002 which prescribes that the transmission line is to be placed underground through the residential section of the Yankallilla township for a length of 400 metres using Corridor Option B, confirmation of the location of the siting of the 23 turbines and proposed consultation concerning revegetation to assist in habitat revegetation for the South Australian Glossy Black Cockatoo.
2. That the site and development contained therein shall be maintained in a serviceable condition and operated in an orderly and tidy manner at all times.
3. That the site shall be returned to its original natural state upon decommissioning of the wind turbines.

NOTED:	REFERENCE DAC 49/260/0002/01
Chief Executive, DIT	
DATED: 1/3/02	
REFERRED TO: <i>Andrew Scott</i>	

4. That the final route of the transmission line within the corridor shown on Sheets 2 to 9 of Plan Reference No. A3- 20010203 shall be determined in consultation with Officers of Biodiversity Assessment Services.
5. That a monitoring program shall be prepared and implemented to assess rates of avian fatalities at the site. Monitoring shall be conducted at least annually during known times of seasonal movement.
6. That prior to construction a noise analysis shall be completed for any variations to the assessed turbine layout within the Garrad Hassan report (ref: 1054/PL/086 dated 11 January 2002) and provided to the Environment Protection Authority (EPA) to confirm compliance with the EPA Interim Criterion.
7. That noise measurements shall be conducted and provided to the EPA within two months of commissioning of the wind turbine installation and annually thereafter to ensure compliance with the EPA Interim Criterion.

Advisory Notes

Environment Protection Authority

1. The applicant is reminded of its general environmental duty, as required by Section 25 of the Environment Protection Act, to take all reasonable and practical measures to ensure that the activities on the whole site, including during construction, do not pollute the environment in a way which causes or may cause environmental harm.

Any information sheets, guideline documents, codes of practice, technical bulletins etc that are referenced in this response have been provided to the planning authority or may be accessed on the following web site <http://www.environment.sa.gov.au/epa/pub.html>

State Aboriginal Affairs

2. The Central Archive in the Department of State Aboriginal Affairs has a record of Aboriginal heritage sites located within the proposed development area.

Under Section 24 of the Aboriginal Heritage Act 1988 there are no restrictions regarding access to the sites.

If there is a proposal to change the use of the land, and in particular the area surrounding the sites, then according to Section 23 of the Act, the owners must seek authorisation from the Minister for Aboriginal Affairs to damage, disturb, or interfere with, any Aboriginal sites.

The Central Archive is not a comprehensive record of sites that are significant to Aboriginal tradition, archaeology, anthropology and history. The Act provides protection for Aboriginal sites, objects and remains, and it is an offence to damage or disturb Aboriginal sites, objects and remains, whether they are entered in the Central Archive or not.

If during development Aboriginal sites, objects and remains are discovered, the owner/occupier of an area of land must report the discovery to the Minister for Aboriginal Affairs as soon as possible.

You should consult with local Aboriginal people to establish the significance of the area to their community. In consultation with Chairperson of the State Aboriginal Heritage Committee we advise that the following Aboriginal organisation is listed as the contact for the area under review:

Kaurna Meyunna Inc
Chairperson: Mr Vince Buckskin
PO Box 244
SALISBURY SA 5109

If you require any further advice, including more detailed information regarding the location of the site, please do not hesitate to call Mr Darren Hincks, Project Officer, Heritage Team on telephone number (08) 8226 8911.

Transport SA

3. Any parking bay/area for sightseers vehicles and any associated signage should be discussed with Transport SA (TSA) and the District Council of Yankalilla. Any parking areas constructed adjacent to the Noarlunga-Cape Jervis Road should be designed and constructed to the satisfaction of TSA and SA Tourism Commission, with all costs being borne by the developer. The applicant should discuss this matter with TSA's Regional Planning Engineer, Eastern Region, Murray Bridge, Mr Andrew Excell on telephone number (08) 8532 8130.
4. Any cables which are proposed to be located adjacent to, or which cross, the Noarlunga-Cape Jervis Road should be discussed with Maintenance Officer, Mr Kevin Wynne, at the Murray Bridge Office, on telephone number (08) 8532 8154. Cables should be situated at least 10m clear of the carriageway on either side of an arterial road and should cross under the road at right angles and be located 1.4m below the edge of the shoulders and clear of side drains.
5. The proposed development may cause a distraction to drivers at critical points along the surrounding road network. Should there be locations where distraction is resulting in road safety issues, the applicant will be required to work with TSA to implement measures, such as roadside planting of vegetation, to eliminate/minimise this distraction.
6. There are guidelines in regard to the transporting of long and/or wide loads and/or high loads. These guidelines should be obtained and understood before anything is mobilised. Escort and patrol vehicles may be necessary. Any freight issues should be discussed with Mr Vic Garcia, Freight Operations and Regulation Section, TSA on telephone number (08) 8348 9402.

Birds

7. In regard to Condition 5, the monitoring program shall be prepared and implemented in consultation with National Parks and Wildlife SA. Please contact Mr Peter Copley on telephone number 8204 8781 and the South Australian Glossy Black-Cockatoo Recovery Team.

Revegetation

8. It is noted that the applicant has proposed to assist in the revegetation of suitable areas to encourage the work of the Glossy Black Cockatoo Recovery Team. It is understood that this work will be undertaken in conjunction with the Team.

With respect to arrangements for building consent of Government projects all enquiries should be directed to Mr David Ness, Manager, Building Surveying, on telephone number 8226 5902, located on Level 8, Wakefield House, 30 Wakefield Street, Adelaide.

Note :

The development must be substantially commenced within 12 months of the date of this Approval unless this period has been extended by the Minister for Transport and Urban Planning. Any act or work authorised or required by this Approval must be completed within 3 years of the date of the Approval unless this period is extended by the Minister for Transport and Urban Planning. You will require a fresh consent before commencing or continuing the development if you are unable to satisfy these requirements.

Any request for an extension of time must be lodged with the Development Assessment Commission prior to the time periods specified above.

The contact Officer for the Development Assessment Commission on this proposal is Ms Sally Jenkin, telephone number 8303 0737.

Yours sincerely

(...)

Diana Laidlaw, MLC

MINISTER FOR TRANSPORT AND URBAN PLANNING

23.2.02