

APPENDIX A

Application Documentation and Searches

Prepared by:

Property Projects Australia Pty Ltd

DA Form 1 – Development application details

Approved form (version 1.6 effective 2 August 2024) made under section 282 of the Planning Act 2016.

This form **must** be used to make a development application **involving code assessment or impact assessment**, except when applying for development involving only building work.

For a development application involving **building work only**, use *DA Form 2 – Building work details*.

For a development application involving **building work associated with any other type of assessable development (i.e. material change of use, operational work or reconfiguring a lot)**, use this form (*DA Form 1*) and parts 4 to 6 of *DA Form 2 – Building work details*.

Unless stated otherwise, all parts of this form **must** be completed in full and all required supporting information **must** accompany the development application.

One or more additional pages may be attached as a schedule to this development application if there is insufficient space on the form to include all the necessary information.

This form and any other form relevant to the development application must be used to make a development application relating to strategic port land and Brisbane core port land under the *Transport Infrastructure Act 1994*, and airport land under the *Airport Assets (Restructuring and Disposal) Act 2008*. For the purpose of assessing a development application relating to strategic port land and Brisbane core port land, any reference to a planning scheme is taken to mean a land use plan for the strategic port land, Brisbane port land use plan for Brisbane core port land, or a land use plan for airport land.

Note: All terms used in this form have the meaning given under the Planning Act 2016, the Planning Regulation 2017, or the Development Assessment Rules (DA Rules).

PART 1 – APPLICANT DETAILS

1) Applicant details	
Applicant name(s) (individual or company full name)	Swanland Group Pty Ltd
Contact name (only applicable for companies)	C / - Property Projects Australia (Attn: Grace Forno & Sam Spiro)
Postal address (P.O. Box or street address)	Lower Level/618 Brunswick Street
Suburb	New Farm
State	QLD
Postcode	4005
Country	Australia
Contact number	07 3254 1566
Email address (non-mandatory)	grace@propertyprojectsaustralia.com.au sam@propertyprojectsaustralia.com.au
Mobile number (non-mandatory)	
Fax number (non-mandatory)	
Applicant's reference number(s) (if applicable)	J002246
1.1) Home-based business	
<input type="checkbox"/> Personal details to remain private in accordance with section 264(6) of <i>Planning Act 2016</i>	

2) Owner's consent	
2.1) Is written consent of the owner required for this development application?	
<input checked="" type="checkbox"/> Yes – the written consent of the owner(s) is attached to this development application	
<input type="checkbox"/> No – proceed to 3)	

PART 2 – LOCATION DETAILS

3) Location of the premises (complete 3.1 or 3.2), and 3.3) as applicable)

Note: Provide details below and attach a site plan for any or all premises part of the development application. For further information, see DA Forms Guide: Relevant plans.

3.1) Street address and lot on plan

<input checked="" type="checkbox"/> Street address AND lot on plan (all lots must be listed), or <input type="checkbox"/> Street address AND lot on plan for an adjoining or adjacent property of the premises (appropriate for development in water but adjoining or adjacent to land e.g. jetty, pontoon. All lots must be listed).				
a)	Unit No.	Street No.	Street Name and Type	Suburb
		10 – 32	Lionel Turner Drive	Bushland Beach
	Postcode	Lot No.	Plan Type and Number (e.g. RP, SP)	Local Government Area(s)
4818	2	SP218628	Townsville City Council	
b)	Unit No.	Street No.	Street Name and Type	Suburb
	Postcode	Lot No.	Plan Type and Number (e.g. RP, SP)	Local Government Area(s)

3.2) Coordinates of premises (appropriate for development in remote areas, over part of a lot or in water not adjoining or adjacent to land e.g. channel dredging in Moreton Bay)

Note: Place each set of coordinates in a separate row.

Coordinates of premises by longitude and latitude

Longitude(s)	Latitude(s)	Datum	Local Government Area(s) (if applicable)
		<input type="checkbox"/> WGS84 <input type="checkbox"/> GDA94 <input type="checkbox"/> Other: <input type="text"/>	

Coordinates of premises by easting and northing

Easting(s)	Northing(s)	Zone Ref.	Datum	Local Government Area(s) (if applicable)
		<input type="checkbox"/> 54 <input type="checkbox"/> 55 <input type="checkbox"/> 56	<input type="checkbox"/> WGS84 <input type="checkbox"/> GDA94 <input type="checkbox"/> Other: <input type="text"/>	

3.3) Additional premises

<input type="checkbox"/> Additional premises are relevant to this development application and the details of these premises have been attached in a schedule to this development application
<input checked="" type="checkbox"/> Not required

4) Identify any of the following that apply to the premises and provide any relevant details

In or adjacent to a water body or watercourse or in or above an aquifer

Name of water body, watercourse or aquifer:

On strategic port land under the *Transport Infrastructure Act 1994*

Lot on plan description of strategic port land:

Name of port authority for the lot:

In a tidal area

Name of local government for the tidal area (if applicable):

Name of port authority for tidal area (if applicable):

<input type="checkbox"/> On airport land under the <i>Airport Assets (Restructuring and Disposal) Act 2008</i>	
Name of airport:	
<input type="checkbox"/> Listed on the Environmental Management Register (EMR) under the <i>Environmental Protection Act 1994</i>	
EMR site identification:	
<input type="checkbox"/> Listed on the Contaminated Land Register (CLR) under the <i>Environmental Protection Act 1994</i>	
CLR site identification:	

5) Are there any existing easements over the premises?

Note: Easement uses vary throughout Queensland and are to be identified correctly and accurately. For further information on easements and how they may affect the proposed development, see [DA Forms Guide](#).

<input type="checkbox"/> Yes – All easement locations, types and dimensions are included in plans submitted with this development application
<input checked="" type="checkbox"/> No

PART 3 – DEVELOPMENT DETAILS

Section 1 – Aspects of development

6.1) Provide details about the first development aspect

a) What is the type of development? (tick only one box)

<input checked="" type="checkbox"/> Material change of use	<input type="checkbox"/> Reconfiguring a lot	<input type="checkbox"/> Operational work	<input type="checkbox"/> Building work
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b) What is the approval type? (tick only one box)

<input checked="" type="checkbox"/> Development permit	<input type="checkbox"/> Preliminary approval	<input type="checkbox"/> Preliminary approval that includes a variation approval
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c) What is the level of assessment?

<input type="checkbox"/> Code assessment	<input checked="" type="checkbox"/> Impact assessment (requires public notification)
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d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3 lots):

Development Permit for Material Change of Use – Food and Drink Outlet, Indoor Sport and Recreation, Office and Shop.

e) Relevant plans

Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see [DA Forms guide: Relevant plans](#).

<input checked="" type="checkbox"/> Relevant plans of the proposed development are attached to the development application
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6.2) Provide details about the second development aspect

a) What is the type of development? (tick only one box)

<input type="checkbox"/> Material change of use	<input type="checkbox"/> Reconfiguring a lot	<input type="checkbox"/> Operational work	<input type="checkbox"/> Building work
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b) What is the approval type? (tick only one box)

<input type="checkbox"/> Development permit	<input type="checkbox"/> Preliminary approval	<input type="checkbox"/> Preliminary approval that includes a variation approval
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c) What is the level of assessment?

<input type="checkbox"/> Code assessment	<input type="checkbox"/> Impact assessment (requires public notification)
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d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3 lots):

e) Relevant plans

Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see [DA Forms Guide: Relevant plans](#).

<input type="checkbox"/> Relevant plans of the proposed development are attached to the development application

6.3) Additional aspects of development

Additional aspects of development are relevant to this development application and the details for these aspects that would be required under Part 3 Section 1 of this form have been attached to this development application
 Not required

6.4) Is the application for State facilitated development?

Yes - Has a notice of declaration been given by the Minister?
 No

Section 2 – Further development details

7) Does the proposed development application involve any of the following?

Material change of use	<input checked="" type="checkbox"/> Yes – complete division 1 if assessable against a local planning instrument
Reconfiguring a lot	<input type="checkbox"/> Yes – complete division 2
Operational work	<input type="checkbox"/> Yes – complete division 3
Building work	<input type="checkbox"/> Yes – complete DA Form 2 – Building work details

Division 1 – Material change of use

Note: This division is only required to be completed if any part of the development application involves a material change of use assessable against a local planning instrument.

8.1) Describe the proposed material change of use

Provide a general description of the proposed use	Provide the planning scheme definition (include each definition in a new row)	Number of dwelling units (if applicable)	Gross floor area (m ²) (if applicable)
Food and Drink Outlet	Premises used for preparation and sale of food and drink to the public for consumption on or off the site. The use may include the ancillary sale of liquor for consumption on site.		50.9m ²
Indoor Sport and Recreation	Premises used for leisure, sport or recreation conducted wholly or mainly indoors.		657.9m ²
Office	Premises used for an administrative, secretarial or management service or the practice of a profession, where no goods or materials are made, sold or hired and where the principal activity provides for one or more of the following: <ul style="list-style-type: none">• business or professional advice;• service of goods that are not physically on the premises;• office based administrative functions of an organisation.		675m ²
Shop	Premises used for the display, sale or hire of goods or the provision of personal services or betting to the public.		

8.2) Does the proposed use involve the use of existing buildings on the premises?

Yes
 No

8.3) Does the proposed development relate to temporary accepted development under the Planning Regulation?

Yes – provide details below or include details in a schedule to this development application
 No

Provide a general description of the temporary accepted development	Specify the stated period dates under the Planning Regulation

Division 2 – Reconfiguring a lot

Note: This division is only required to be completed if any part of the development application involves reconfiguring a lot.

9.1) What is the total number of existing lots making up the premises?

9.2) What is the nature of the lot reconfiguration? (tick all applicable boxes)

<input type="checkbox"/> Subdivision (complete 10)	<input type="checkbox"/> Dividing land into parts by agreement (complete 11)
<input type="checkbox"/> Boundary realignment (complete 12)	<input type="checkbox"/> Creating or changing an easement giving access to a lot from a constructed road (complete 13)

10) Subdivision

10.1) For this development, how many lots are being created and what is the intended use of those lots:

Intended use of lots created	Residential	Commercial	Industrial	Other, please specify:
Number of lots created				

10.2) Will the subdivision be staged?

Yes – provide additional details below
 No

How many stages will the works include?

What stage(s) will this development application apply to?

11) Dividing land into parts by agreement – how many parts are being created and what is the intended use of the parts?

Intended use of parts created	Residential	Commercial	Industrial	Other, please specify:
Number of parts created				

12) Boundary realignment

12.1) What are the current and proposed areas for each lot comprising the premises?

Current lot		Proposed lot	
Lot on plan description	Area (m ²)	Lot on plan description	Area (m ²)

12.2) What is the reason for the boundary realignment?

13) What are the dimensions and nature of any existing easements being changed and/or any proposed easement? (attach schedule if there are more than two easements)				
Existing or proposed?	Width (m)	Length (m)	Purpose of the easement? (e.g. pedestrian access)	Identify the land/lot(s) benefitted by the easement

Division 3 – Operational work

Note: This division is only required to be completed if any part of the development application involves operational work.

14.1) What is the nature of the operational work?

Road work Stormwater Water infrastructure
 Drainage work Earthworks Sewage infrastructure
 Landscaping Signage Clearing vegetation
 Other – please specify:

14.2) Is the operational work necessary to facilitate the creation of new lots? (e.g. subdivision)

Yes – specify number of new lots:

No

14.3) What is the monetary value of the proposed operational work? (include GST, materials and labour)

\$

PART 4 – ASSESSMENT MANAGER DETAILS

15) Identify the assessment manager(s) who will be assessing this development application

Townsville City Council

16) Has the local government agreed to apply a superseded planning scheme for this development application?

- Yes – a copy of the decision notice is attached to this development application
- The local government is taken to have agreed to the superseded planning scheme request – relevant documents attached
- No

PART 5 – REFERRAL DETAILS

17) Does this development application include any aspects that have any referral requirements?

Note: A development application will require referral if prescribed by the Planning Regulation 2017.

- No, there are no referral requirements relevant to any development aspects identified in this development application – proceed to Part 6

Matters requiring referral to the **Chief Executive of the Planning Act 2016**:

- Clearing native vegetation
- Contaminated land (*unexploded ordnance*)
- Environmentally relevant activities (ERA) (*only if the ERA has not been devolved to a local government*)
- Fisheries – aquaculture
- Fisheries – declared fish habitat area
- Fisheries – marine plants
- Fisheries – waterway barrier works
- Hazardous chemical facilities
- Heritage places – Queensland heritage place (*on or near a Queensland heritage place*)
- Infrastructure-related referrals – designated premises
- Infrastructure-related referrals – state transport infrastructure
- Infrastructure-related referrals – State transport corridor and future State transport corridor
- Infrastructure-related referrals – State-controlled transport tunnels and future state-controlled transport tunnels
- Infrastructure-related referrals – near a state-controlled road intersection
- Koala habitat in SEQ region – interfering with koala habitat in koala habitat areas outside koala priority areas
- Koala habitat in SEQ region – key resource areas
- Ports – Brisbane core port land – near a State transport corridor or future State transport corridor
- Ports – Brisbane core port land – environmentally relevant activity (ERA)
- Ports – Brisbane core port land – tidal works or work in a coastal management district
- Ports – Brisbane core port land – hazardous chemical facility
- Ports – Brisbane core port land – taking or interfering with water
- Ports – Brisbane core port land – referable dams
- Ports – Brisbane core port land – fisheries
- Ports – Land within Port of Brisbane's port limits (*below high-water mark*)
- SEQ development area
- SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and recreation activity
- SEQ regional landscape and rural production area or SEQ rural living area – community activity
- SEQ regional landscape and rural production area or SEQ rural living area – indoor recreation
- SEQ regional landscape and rural production area or SEQ rural living area – urban activity
- SEQ regional landscape and rural production area or SEQ rural living area – combined use
- SEQ northern inter-urban break – tourist activity or sport and recreation activity

<input type="checkbox"/> SEQ northern inter-urban break – community activity
<input type="checkbox"/> SEQ northern inter-urban break – indoor recreation
<input type="checkbox"/> SEQ northern inter-urban break – urban activity
<input type="checkbox"/> SEQ northern inter-urban break – combined use
<input type="checkbox"/> Tidal works or works in a coastal management district
<input type="checkbox"/> Reconfiguring a lot in a coastal management district or for a canal
<input type="checkbox"/> Erosion prone area in a coastal management district
<input type="checkbox"/> Urban design
<input type="checkbox"/> Water-related development – taking or interfering with water
<input type="checkbox"/> Water-related development – removing quarry material (<i>from a watercourse or lake</i>)
<input type="checkbox"/> Water-related development – referable dams
<input type="checkbox"/> Water-related development – levees (<i>category 3 levees only</i>)
<input type="checkbox"/> Wetland protection area

Matters requiring referral to the local government:

<input type="checkbox"/> Airport land
<input type="checkbox"/> Environmentally relevant activities (ERA) (<i>only if the ERA has been devolved to local government</i>)
<input type="checkbox"/> Heritage places – Local heritage places

Matters requiring referral to the Chief Executive of the distribution entity or transmission entity:

<input type="checkbox"/> Infrastructure-related referrals – Electricity infrastructure
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Matters requiring referral to:

<ul style="list-style-type: none"> • The Chief Executive of the holder of the licence, if not an individual • The holder of the licence, if the holder of the licence is an individual
<input type="checkbox"/> Infrastructure-related referrals – Oil and gas infrastructure

Matters requiring referral to the Brisbane City Council:

<input type="checkbox"/> Ports – Brisbane core port land
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Matters requiring referral to the Minister responsible for administering the Transport Infrastructure Act 1994:

<input type="checkbox"/> Ports – Brisbane core port land (<i>where inconsistent with the Brisbane port LUP for transport reasons</i>)
<input type="checkbox"/> Ports – Strategic port land

Matters requiring referral to the relevant port operator, if applicant is not port operator:

<input type="checkbox"/> Ports – Land within Port of Brisbane's port limits (<i>below high-water mark</i>)
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Matters requiring referral to the Chief Executive of the relevant port authority:

<input type="checkbox"/> Ports – Land within limits of another port (<i>below high-water mark</i>)
--

Matters requiring referral to the Gold Coast Waterways Authority:

<input type="checkbox"/> Tidal works or work in a coastal management district (<i>in Gold Coast waters</i>)

Matters requiring referral to the Queensland Fire and Emergency Service:

<input type="checkbox"/> Tidal works or work in a coastal management district (<i>involving a marina (more than six vessel berths)</i>)

18) Has any referral agency provided a referral response for this development application?

<input type="checkbox"/> Yes – referral response(s) received and listed below are attached to this development application
<input checked="" type="checkbox"/> No

Referral requirement	Referral agency	Date of referral response

Identify and describe any changes made to the proposed development application that was the subject of the referral response and this development application, or include details in a schedule to this development application (*if applicable*).

PART 6 – INFORMATION REQUEST

19) Information request under the DA Rules

I agree to receive an information request if determined necessary for this development application
 I do not agree to accept an information request for this development application

Note: By not agreeing to accept an information request I, the applicant, acknowledge:

- that this development application will be assessed and decided based on the information provided when making this development application and the assessment manager and any referral agencies relevant to the development application are not obligated under the DA Rules to accept any additional information provided by the applicant for the development application unless agreed to by the relevant parties
- Part 3 under Chapter 1 of the DA Rules will still apply if the application is an application listed under section 11.3 of the DA Rules or
- Part 2 under Chapter 2 of the DA Rules will still apply if the application is for state facilitated development

Further advice about information requests is contained in the [DA Forms Guide](#).

PART 7 – FURTHER DETAILS

20) Are there any associated development applications or current approvals? (e.g. a preliminary approval)

Yes – provide details below or include details in a schedule to this development application
 No

List of approval/development application references	Reference number	Date	Assessment manager
<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Development application	OPW19/0069.02	01/06/2023	Townsville City Council
<input type="checkbox"/> Approval <input checked="" type="checkbox"/> Development application	RAL25/0065	03/04/2025	Townsville City Council

21) Has the portable long service leave levy been paid? (only applicable to development applications involving building work or operational work)

Yes – a copy of the received QLeave form is attached to this development application
 No – I, the applicant will provide evidence that the portable long service leave levy has been paid before the assessment manager decides the development application. I acknowledge that the assessment manager may give a development approval only if I provide evidence that the portable long service leave levy has been paid
 Not applicable (e.g. building and construction work is less than \$150,000 excluding GST)

Amount paid	Date paid (dd/mm/yy)	QLeave levy number (A, B or E)
\$		

22) Is this development application in response to a show cause notice or required as a result of an enforcement notice?

Yes – show cause or enforcement notice is attached
 No

23) Further legislative requirements

Environmentally relevant activities

23.1) Is this development application also taken to be an application for an environmental authority for an **Environmentally Relevant Activity (ERA)** under section 115 of the *Environmental Protection Act 1994*?

Yes – the required attachment (form ESR/2015/1791) for an application for an environmental authority accompanies this development application, and details are provided in the table below
 No

Note: Application for an environmental authority can be found by searching “ESR/2015/1791” as a search term at www.qld.gov.au. An ERA requires an environmental authority to operate. See www.business.qld.gov.au for further information.

Proposed ERA number:		Proposed ERA threshold:	
Proposed ERA name:			

Multiple ERAs are applicable to this development application and the details have been attached in a schedule to this development application.

Hazardous chemical facilities

23.2) Is this development application for a **hazardous chemical facility**?

Yes – *Form 536: Notification of a facility exceeding 10% of schedule 15 threshold* is attached to this development application
 No

Note: See www.business.qld.gov.au for further information about hazardous chemical notifications.

Clearing native vegetation

23.3) Does this development application involve **clearing native vegetation** that requires written confirmation that the chief executive of the *Vegetation Management Act 1999* is satisfied the clearing is for a relevant purpose under section 22A of the *Vegetation Management Act 1999*?

Yes – this development application includes written confirmation from the chief executive of the *Vegetation Management Act 1999* (s22A determination)
 No

*Note: 1. Where a development application for operational work or material change of use requires a s22A determination and this is not included, the development application is prohibited development.
2. See <https://www.qld.gov.au/environment/land/vegetation/applying> for further information on how to obtain a s22A determination.*

Environmental offsets

23.4) Is this development application taken to be a prescribed activity that may have a significant residual impact on a **prescribed environmental matter** under the *Environmental Offsets Act 2014*?

Yes – I acknowledge that an environmental offset must be provided for any prescribed activity assessed as having a significant residual impact on a prescribed environmental matter
 No

Note: The environmental offset section of the Queensland Government’s website can be accessed at www.qld.gov.au for further information on environmental offsets.

Koala habitat in SEQ Region

23.5) Does this development application involve a material change of use, reconfiguring a lot or operational work which is assessable development under Schedule 10, Part 10 of the *Planning Regulation 2017*?

Yes – the development application involves premises in the koala habitat area in the koala priority area
 Yes – the development application involves premises in the koala habitat area outside the koala priority area
 No

Note: If a koala habitat area determination has been obtained for this premises and is current over the land, it should be provided as part of this development application. See koala habitat area guidance materials at www.desi.qld.gov.au for further information.

Water resources

23.6) Does this development application involve **taking or interfering with underground water through an artesian or subartesian bore, taking or interfering with water in a watercourse, lake or spring, or taking overland flow water under the Water Act 2000?**

Yes – the relevant template is completed and attached to this development application and I acknowledge that a relevant authorisation or licence under the *Water Act 2000* may be required prior to commencing development

No

Note: Contact the Department of Resources at www.resources.qld.gov.au for further information.

DA templates are available from planning.statedevelopment.qld.gov.au. If the development application involves:

- *Taking or interfering with underground water through an artesian or subartesian bore:* complete DA Form 1 Template 1
- *Taking or interfering with water in a watercourse, lake or spring:* complete DA Form 1 Template 2
- *Taking overland flow water:* complete DA Form 1 Template 3.

Waterway barrier works

23.7) Does this application involve **waterway barrier works?**

Yes – the relevant template is completed and attached to this development application

No

DA templates are available from planning.statedevelopment.qld.gov.au. For a development application involving waterway barrier works, complete DA Form 1 Template 4.

Marine activities

23.8) Does this development application involve **aquaculture, works within a declared fish habitat area or removal, disturbance or destruction of marine plants?**

Yes – an associated resource allocation authority is attached to this development application, if required under the *Fisheries Act 1994*

No

Note: See guidance materials at www.daf.qld.gov.au for further information.

Quarry materials from a watercourse or lake

23.9) Does this development application involve the **removal of quarry materials from a watercourse or lake under the Water Act 2000?**

Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development

No

Note: Contact the Department of Resources at www.resources.qld.gov.au and www.business.qld.gov.au for further information.

Quarry materials from land under tidal waters

23.10) Does this development application involve the **removal of quarry materials from land under tidal water under the Coastal Protection and Management Act 1995?**

Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development

No

Note: Contact the Department of Environment, Science and Innovation at www.desi.qld.gov.au for further information.

Referable dams

23.11) Does this development application involve a **referable dam** required to be failure impact assessed under section 343 of the *Water Supply (Safety and Reliability) Act 2008* (the Water Supply Act)?

Yes – the ‘Notice Accepting a Failure Impact Assessment’ from the chief executive administering the Water Supply Act is attached to this development application

No

Note: See guidance materials at www.resources.qld.gov.au for further information.



**Queensland
Government**

Tidal work or development within a coastal management district

23.12) Does this development application involve **tidal work or development in a coastal management district?**

Yes – the following is included with this development application:

- Evidence the proposal meets the code for assessable development that is prescribed tidal work (*only required if application involves prescribed tidal work*)
- A certificate of title

No

Note: See guidance materials at www.desi.qld.gov.au for further information.

Queensland and local heritage places

23.13) Does this development application propose development on or adjoining a place entered in the **Queensland heritage register** or on a place entered in a local government's **Local Heritage Register**?

Yes – details of the heritage place are provided in the table below

No

Note: See guidance materials at www.desi.qld.gov.au for information requirements regarding development of Queensland heritage places.

For a heritage place that has cultural heritage significance as a local heritage place and a Queensland heritage place, provisions are in place under the Planning Act 2016 that limit a local categorising instrument from including an assessment benchmark about the effect or impact of, development on the stated cultural heritage significance of that place. See guidance materials at www.planning.statedevelopment.qldgov.au for information regarding assessment of Queensland heritage places.

Name of the heritage place:		Place ID:	
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Decision under section 62 of the Transport Infrastructure Act 1994

23.14) Does this development application involve new or changed access to a state-controlled road?

Yes – this application will be taken to be an application for a decision under section 62 of the *Transport Infrastructure Act 1994* (subject to the conditions in section 75 of the *Transport Infrastructure Act 1994* being satisfied)

No

Walkable neighbourhoods assessment benchmarks under Schedule 12A of the Planning Regulation

23.15) Does this development application involve reconfiguring a lot into 2 or more lots in certain residential zones (except rural residential zones), where at least one road is created or extended?

Yes – Schedule 12A is applicable to the development application and the assessment benchmarks contained in schedule 12A have been considered

No

Note: See guidance materials at www.planning.statedevelopment.qld.gov.au for further information.

PART 8 – CHECKLIST AND APPLICANT DECLARATION

24) Development application checklist

I have identified the assessment manager in question 15 and all relevant referral requirement(s) in question 17 Yes

Note: See the *Planning Regulation 2017* for referral requirements

If building work is associated with the proposed development, Parts 4 to 6 of [DA Form 2 – Building work details](#) have been completed and attached to this development application Yes Not applicable

Supporting information addressing any applicable assessment benchmarks is with the development application Yes

Note: This is a mandatory requirement and includes any relevant templates under question 23, a planning report and any technical reports required by the relevant categorising instruments (e.g. local government planning schemes, State Planning Policy, State Development Assessment Provisions). For further information, see [DA Forms Guide: Planning Report Template](#).

Relevant plans of the development are attached to this development application Yes

Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see [DA Forms Guide: Relevant plans](#).

The portable long service leave levy for QLeave has been paid, or will be paid before a development permit is issued (see 21) Yes Not applicable



**Queensland
Government**

25) Applicant declaration

By making this development application, I declare that all information in this development application is true and correct

Where an email address is provided in Part 1 of this form, I consent to receive future electronic communications from the assessment manager and any referral agency for the development application where written information is required or permitted pursuant to sections 11 and 12 of the *Electronic Transactions Act 2001*

Note: It is unlawful to intentionally provide false or misleading information.

Privacy – Personal information collected in this form will be used by the assessment manager and/or chosen assessment manager, any relevant referral agency and/or building certifier (including any professional advisers which may be engaged by those entities) while processing, assessing and deciding the development application. All information relating to this development application may be available for inspection and purchase, and/or published on the assessment manager's and/or referral agency's website.

Personal information will not be disclosed for a purpose unrelated to the *Planning Act 2016*, *Planning Regulation 2017* and the DA Rules except where:

- such disclosure is in accordance with the provisions about public access to documents contained in the *Planning Act 2016* and the *Planning Regulation 2017*, and the access rules made under the *Planning Act 2016* and *Planning Regulation 2017*; or
- required by other legislation (including the *Right to Information Act 2009*); or
- otherwise required by law.

This information may be stored in relevant databases. The information collected will be retained as required by the *Public Records Act 2002*.

PART 9 – FOR COMPLETION OF THE ASSESSMENT MANAGER – FOR OFFICE USE ONLY

Date received: Reference number(s):

Notification of engagement of alternative assessment manager

Prescribed assessment manager	
Name of chosen assessment manager	
Date chosen assessment manager engaged	
Contact number of chosen assessment manager	
Relevant licence number(s) of chosen assessment manager	

QLeave notification and payment

Note: For completion by assessment manager if applicable

Description of the work	
QLeave project number	
Amount paid (\$)	Date paid (dd/mm/yy)
Date receipted form sighted by assessment manager	
Name of officer who sighted the form	

Company owner's consent to the making of a development application under the *Planning Act 2016*

I, Cryus Mollaian, Sole Director/Secretary of the company mentioned below.

Of, Swan Land Group Pty Ltd A.C.N. 651 039 422 Trustee Under Instrument 721019580

the company being the owner of the premises identified as follows:

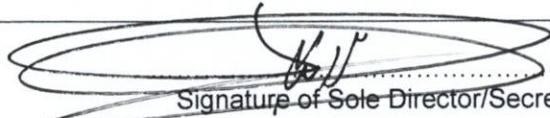
10-32 Lionel Turner Drive, Bushland Beach 4818 (Lot 2 on SP218628)

consent to the making of a development application under the *Planning Act 2016* by:

Swan Land Group Pty Ltd
C / - Property Projects Australia

on the premises described above for:

Development Permit for Material Change of Use



Signature of Sole Director/Secretary

04/09/2015
Date

Queensland Titles Registry Pty Ltd
ABN 23 648 568 101

Title Reference:	50793660	Search Date:	21/01/2025 09:56
Date Title Created:	07/12/2009	Request No:	50624315
Previous Title:	50707363, 50739758		

ESTATE AND LAND

Estate in Fee Simple

LOT 2 SURVEY PLAN 218628
Local Government: TOWNSVILLE

REGISTERED OWNER

Dealing No: 721019580 17/08/2021

SWAN LAND GROUP PTY LTD A.C.N. 651 039 422
UNDER INSTRUMENT 721019580

TRUSTEE

EASEMENTS, ENCUMBRANCES AND INTERESTS

1. Rights and interests reserved to the Crown by
Deed of Grant No. 10531136 (POR 240)
2. EASEMENT No 707573580 18/03/2004 at 16:34
benefiting
PART OF THE LAND FORMERLY LOT 501 ON SP211006
OVER EASEMENT D ON SP162435

ADMINISTRATIVE ADVICES

NIL

UNREGISTERED DEALINGS

NIL

Caution - Charges do not necessarily appear in order of priority

** End of Current Title Search **



Department of Environment, Science and Innovation (DESI)
ABN 46 640 294 485
GPO Box 2454, Brisbane QLD 4001, AUSTRALIA
www.des.qld.gov.au

SEARCH RESPONSE
ENVIRONMENTAL MANAGEMENT REGISTER (EMR)
CONTAMINATED LAND REGISTER (CLR)

Toby Fiorillo
Office 1, 618-626 Brunswick Street
Newfarm QLD 4005

Transaction ID: 50986229 EMR Site Id: 21 January 2025
Cheque Number:
Client Reference:

This response relates to a search request received for the site:

Lot: 2 Plan: SP218628
10 LIONEL TURNER DR
BUSHLAND BEACH

EMR RESULT

The above site is NOT included on the Environmental Management Register.

CLR RESULT

The above site is NOT included on the Contaminated Land Register.

ADDITIONAL ADVICE

All search responses include particulars of land listed in the EMR/CLR when the search was generated.
The EMR/CLR does NOT include:-

1. land which is contaminated land (or a complete list of contamination) if DESI has not been notified
2. land on which a notifiable activity is being or has been undertaken (or a complete list of activities) if DESI has not been notified

If you have any queries in relation to this search please email emr.clr.registry@des.qld.gov.au

Administering Authority

QLD DUTY - TVL

2010089632-4

QUEENSLAND LAND REGISTRY
Land Title Act 1994 and Land Act 1994

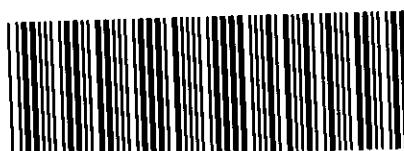
EASEMENT

FORM 9 Version 3

Page 1 of 4

16/03/2004 12:42:43

Duty Imprint

\$1.50 TRFD
\$0.00 OUTI
\$1.50 TOTOT

707573580

\$102.50

18/03/2004 16:34

TE 600

This document is a public record in the land registry.

1. Grantor Lotus Glen Pty Ltd ACN 010 189 698	Lodger (Name, address & phone number) Boulton Cleary & Kern Cnr Woolcock & Sabina Streets Townsville Qld 4812 Ph: (07) 4772 9200 Fax: (07) 4772 9222	Lodger Code 023
---	--	---------------------------

2. Description of Easement/Lot on Plan Servient Tenement (burdened land) Easement D on SP 162435 in Lot 2 on RP733121	County Elphinstone	Parish Bohle	Title Reference 21088220
*Dominant Tenement (benefited land) See attached schedule			

3. Interest being burdened	*4. Interest being benefited
-----------------------------------	-------------------------------------

Fee Simple

Net Applicable Fee Simple

5. Grantee	Given names	Surname/Company name and number Townsville Earthmoving Pty Ltd ACN 010 028 574 (Parcel 2) Lotus Glen Pty Ltd ACN 010 189 698 (Parcel 3) <input checked="" type="checkbox"/>	(include tenancy if more than one)
-------------------	--------------------	---	---

6. Consideration \$1.00	7. Purpose of easement Stormwater Drainage
-----------------------------------	--

8. Grant/Execution

The Grantor for the above consideration grants to the Grantee the easement over the servient tenement for the purpose stated in item 7 and the Grantor and Grantee covenant with each other in terms of – see attached.

Witnessing officer must be aware of his/her obligations under section 162 of the Land Title Act 1994

Witnessing OfficerExecution Date *10/03/04*

Grantor's Signature

.....signature
.....full name
.....qualification

John Younce DIRECTOR
John Younce DIRECTOR
John Younce DIRECTOR

(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP, C Dec)

Witnessing OfficerExecution Date *10/03/04*

The Grantee's Signature

.....signature
.....full name
.....qualification

John Younce DIRECTOR
John Younce DIRECTOR
John Younce DIRECTOR

(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP, C Dec)

Title Reference 21088220

8. Grant/Execution

The Grantor for the above consideration grants to the Grantee the easement over the servient tenement for the purpose stated in item 7 and the Grantor and Grantee covenant with each other in terms of – see attached.

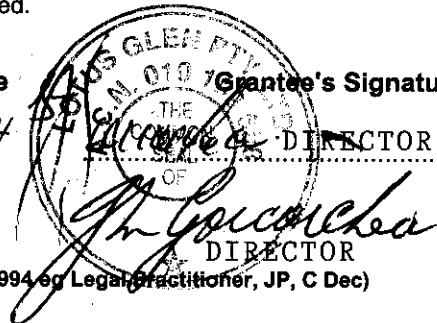
Witnessing Officer

.....signature
.....full name
.....qualification

Execution Date

10/03/04

Grantee's Signature



(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP, C Dec)

Witnessing Officer

.....signature
.....full name
.....qualification

Execution Date

/ /

Grantee's Signature



(Witnessing officer must be in accordance with Schedule 1 of Land Title Act 1994 eg Legal Practitioner, JP, C Dec)

Title Reference

2. Description of Easement/Lot on Plan	County	Parish	Title Reference
*Dominant Tenement (benefited land)			
Lot 6 on SP 139562	Elphinstone	Bohle	50367355
Lot 4 on RP 746540	Elphinstone	Bohle	21487066
Lot 19 on SP 120865	Elphinstone	Bohle	50405177
Lot 3 on RP 855215	Elphinstone	Bohle	50278273
Lot 8 on RP 855215	Elphinstone	Bohle	50178274
Lot 6 on RP 743005	Elphinstone	Bohle	21308219
Lot 7 on RP 743005	Elphinstone	Bohle	21308220
Lot 999 on SP 152439	Elphinstone	Bohle	50482775
Lot 500 on SP 162413	Elphinstone	Bohle	50483024
Lot 501 on SP 162413	Elphinstone	Bohle	50483025
Lot 502 on SP 162413	Elphinstone	Bohle	50483026
Lot 503 on SP 162413	Elphinstone	Bohle	50483027
Lot 504 on SP 162413	Elphinstone	Bohle	50483028
Lot 500 on SP 166493	Elphinstone	Bohle	50483234
Lot 2 on RP 818182	Elphinstone	Bohle	50025751

Parcel 1

***Dominant Tenement (benefited land)**

Lot 6 on SP 139562	Elphinstone	Bohle	50367355
Lot 4 on RP 746540	Elphinstone	Bohle	21487066
Lot 19 on SP 120865	Elphinstone	Bohle	50405177
Lot 3 on RP 855215	Elphinstone	Bohle	50278273
Lot 8 on RP 855215	Elphinstone	Bohle	50278274
Lot 6 on RP 743005	Elphinstone	Bohle	21308219
Lot 7 on RP 743005	Elphinstone	Bohle	21308220
Lot 999 on SP 152439	Elphinstone	Bohle	50482775
Lot 500 on SP 162413	Elphinstone	Bohle	50483024
Lot 501 on SP 162413	Elphinstone	Bohle	50483025
Lot 502 on SP 162413	Elphinstone	Bohle	50483026
Lot 503 on SP 162413	Elphinstone	Bohle	50483027
Lot 504 on SP 162413	Elphinstone	Bohle	50483028
Lot 500 on SP 166493	Elphinstone	Bohle	50483234
Lot 2 on RP 818182	Elphinstone	Bohle	50025751

Parcel 2

***Dominant Tenement (benefited land)**

Lot 500 on SP 166493	Elphinstone	Bohle	50483234
Lot 2 on RP 818182	Elphinstone	Bohle	50025751

Title Reference 21088220

This is the Schedule referred to in Easement

dated the 10th day of March 2002

1. The Grantor grants to the grantee the right forever to:

- (a) have full and free right at all times and from time to time to enter upon the servient tenement to dig, form, lay down, construct and maintain an open stormwater drain or underground stormwater drain in, through and on the servient tenement;
- (b) have full, free and uninterrupted access to the servient tenement at all times and from time to time to inspect the condition of, maintain, cleanse, amend, alter, replace or remove the open drain or underground drain, with the full right of support for any such drain at all times;
- (c) utilise any such drain for the unimpeded conveyance or passage of stormwater or other waters;
- (d) have the full and free liberty at all times with or without workmen, animals, vehicles, appliances, material, earthmoving equipment, and things to open and breakup the soil and subsurface of the servient tenement to enter upon and to pass and repass along the servient tenement, or the Grantor's adjacent land for any of the purposes aforesaid or otherwise incidental to the use of the servient tenement for the drainage purposes.

2. The Grantee and the persons authorise by it will take all reasonable precautions or ensure as little disturbance as possible to the surface of the servient tenement. The Grantee shall endeavour to carry out the work in such a manner as to cause as little inconvenience as practicable to the occupiers of the servient tenement and to avoid as far as possible causing damage to any building or improvements on the servient tenement or adjacent land. The Grantee however, is not liable or responsible for any damage or inconvenience to the Grantor unless that damage is caused by the negligence or default of the Grantee, its agents, servants or employees. Except in the case of emergency, the Grantee will give the Grantor reasonable notice of its intention to carry out any work.

3. The Grantor or the registered proprietor for the time being of the servient tenement will:

- (a) have the right to the servient tenement for any purpose and in any manner not inconsistent with the use thereof by the Grantee for the purposes of this Easement;
- (b) not erect, raise, make, place or suffer to stand or remain on the servient tenement any building, structure or paving or such like improvements whatsoever, without first obtaining written consent from the Grantee which may be granted, granted conditionally or refused in the absolute discretion of the Grantee.

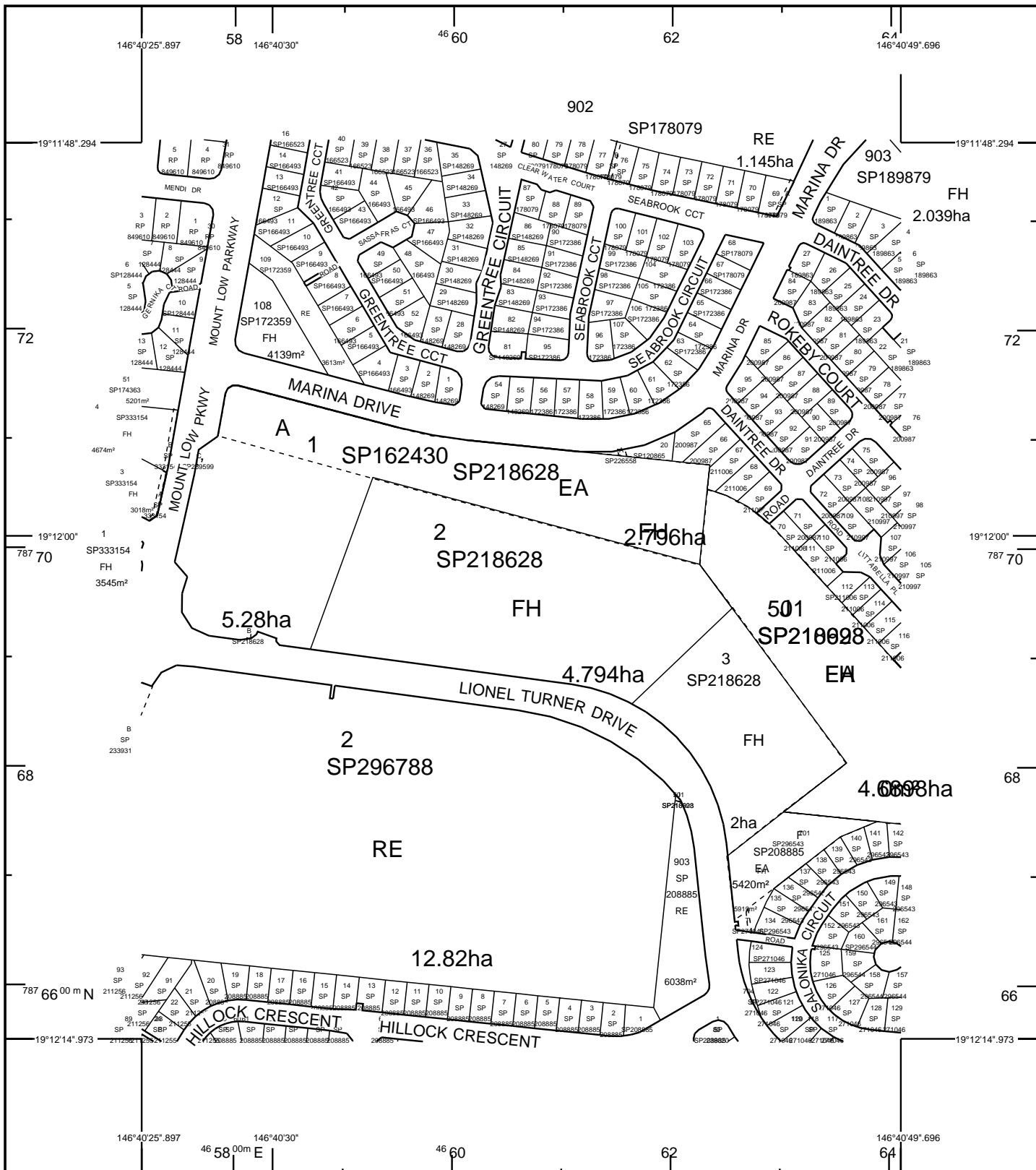
4. The benefit and burden of the covenants, agreements and stipulations of this instrument shall pass with the servient.

5. The Grantor must maintain the surface of the easement to ensure that the ability of the drain to convey surface flows of storm water, run-off or drainage is not impaired. Where the drain is an open drain this obligation includes keeping the servient tenement free from obstruction including vegetation which may restrict water flow.

6. This instrument will be construed as provided in this clause and the words and expressions set out below have the meanings assigned to them respectively unless the context otherwise requires:-

- (a) the Grantor includes the registered proprietor for the time being of the servient tenement together with their successors, entitled and assigns;
- (b) the Grantee includes the Grantee's successors and assigns;
- (c) the singular number includes the plural and vice versa. Words importing the masculine gender only, include both feminine gender only and the masculine and feminine gender together. Words importing persons include companies and corporations vice versa.

7. The parties agree to surrender this easement if required pursuant to clause 8 of the Tripartite Novation Drainage Deed executed on or about the date hereof.



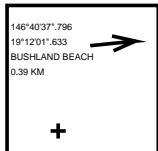
STANDARD MAP NUMBER
8259-42311

0 100 200 300 400 500 m
HORIZONTAL DATUM: GDA94 ZONE: 55 SCALE 1 : 5000

SmartMap

An External Product of
SmartMap Information Services

Based upon an extraction from the
Digital Cadastral Data Base



SUBJECT PARCEL DESCRIPTION

DCDB
Lot/Plan 2/SP218628
Area/Volume 4.794ha
Tenure FREEHOLD
Local Government TOWNSVILLE CITY
Locality BUSHLAND BEACH
Segment/Parcel 63166/328

CLIENT SERVICE STANDARDS

PRINTED 21/01/2025

DCDB 20/01/2025
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GDA



State Planning Policy IMS - Export Map

Making or amending a local planning instrument and designing land for local infrastructure

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N

Scale: 1:2,300

A scale bar for distance in metres. It features a horizontal line with tick marks at 0, 25, and 50. The segment between 0 and 25 is filled with a dark grey color, while the segment between 25 and 50 is white. The word 'Metres' is centered below the scale bar.

Queensland
Government

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 Cadastre

Wildlife hazard buffer zone

Radius (Metres)

 13km

Aviation facility

 Building restricted area

- Area of interest

 Erosion prone area

 High storm tide inundation area

 Medium storm tide inundation area

Flood hazard area -

 Level 1 - Queensland floodplain assessment overlay

Flood hazard area -

 local government flood mapping area

MSES - Regulated

vegetation (category R)

Height restriction zone

90m

State Planning Policy IMS - Export Map

Making or amending a local planning instrument and designing land for local infrastructure

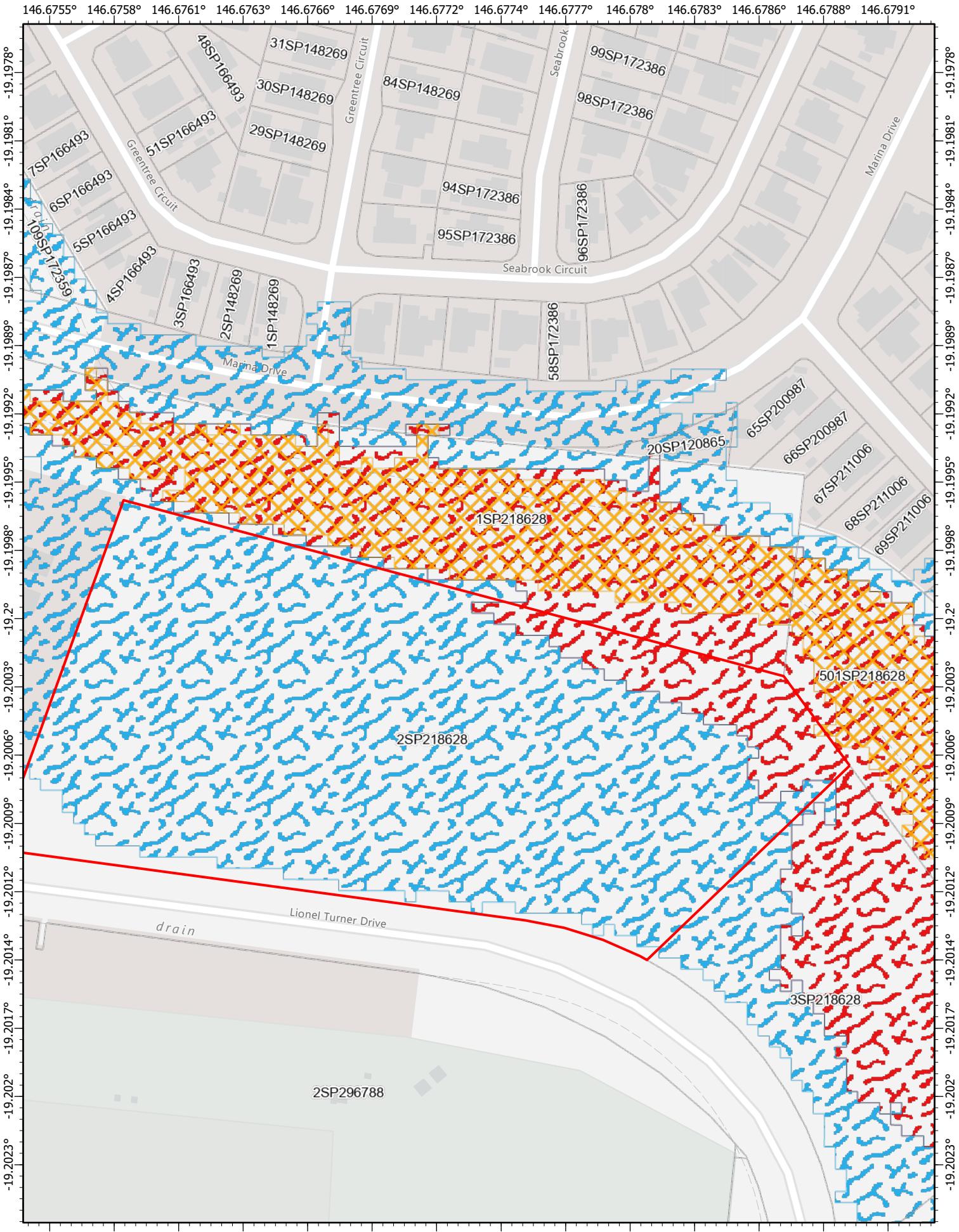
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Government

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 Cadastre

 Coastal area - erosion
prone area

 Coastal area - medium
storm tide inundation
area

 Coastal area - high
storm tide inundation
area

DA Mapping System - Export Map

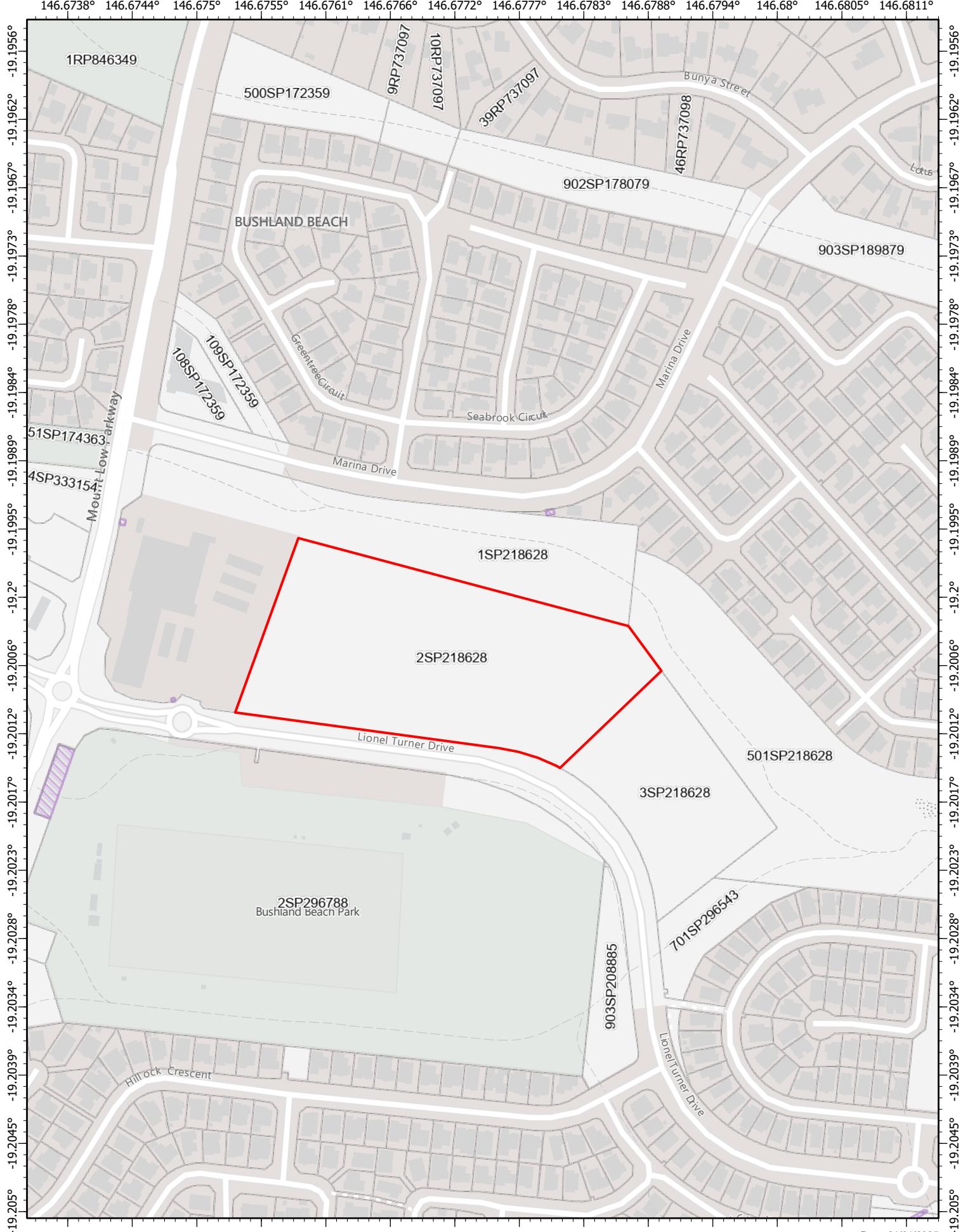
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Scale: 1:4,600

0 110
Metres

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- Cadastre (5k)
- Ergon easement

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Map Title

Legend

EXT CORE

CORE - Properties



CORE - Road Condition Control

— Secondary Road



EXT_CityPlanningScheme_Current

Zonin

 Low density residential

Rural residential

Rural Residential

Local centre

Sport and recreation

— 1 —



0 50 100



Scale 1: 7117

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