

SARA reference: 2510-48751 SRA  
Council reference: LMIL:DA/4970:AD2025/0005900  
Applicant reference: PR21001.39

21 October 2025

Chief Executive Officer  
Cook Shire Council  
PO Box 3  
Cooktown QLD 4895  
mail@cook.qld.gov.au

Dear Sir/Madam

## SARA referral agency response—75-333 Dawson Road, Lakeland

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the State Assessment and Referral Agency (SARA) on 21 October 2025.

### Response

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Outcome:	Referral agency response – with conditions
Date of response:	21 October 2025
Conditions:	The conditions in <b>Attachment 1</b> must be attached to any development approval
Advice:	Advice to the applicant is in <b>Attachment 2</b>
Reasons:	The reasons for the referral agency response are in <b>Attachment 3</b>

### Development details

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Description:	Development permit	Reconfiguring a Lot (Boundary Realignment)
SARA role:	Referral agency	
SARA trigger:	Schedule 10, Part 9, Division 4, Subdivision 2, Table 1 – Reconfiguring a lot near a state transport corridor	
SARA reference:	2510-48751 SRA	

Assessment manager: Cook Shire Council  
 Street address: 75-333 Dawson Road, Lakeland; 330 Dawson Road, Lakeland  
 Real property description: Lot 215 on RP747485 and Lot 3 on RP741357  
 Applicant name: MacFarms Pty Ltd C/- Mallee Group  
 Applicant contact details: PO Box 27  
 Buddina QLD 4575  
 ben@malleegroup.com.au

*Human Rights Act 2019*  
 considerations:

A consideration of the 23 fundamental human rights protected under the Human Right Act 2019 has been undertaken as part of this decision. SARA considers that this decision will not limit (or interfere with) the identified human rights, or where a limitation is necessary it is considered reasonable and justifiable on balance and in context of the development.

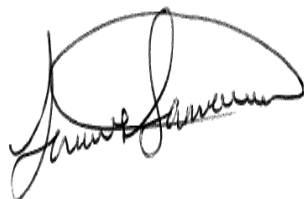
## Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (s.30 Development Assessment Rules). Copies of the relevant provisions are in **Attachment 4**.

A copy of this response has been sent to the applicant for their information.

For further information please contact Helen Reilly, Planning Officer, on 4037 3239 or via email CairnsSARA@dasilgq.qlg.gov.au who will be pleased to assist.

Yours sincerely



Javier Samanes  
 A/ Manager (Planning)

cc MacFarms Pty Ltd, ben@malleegroup.com.au

enc Attachment 1 - Referral agency conditions  
 Attachment 2 - Advice to the applicant  
 Attachment 3 - Reasons for referral agency response  
 Attachment 4 - Representations about a referral agency response provisions  
 Attachment 5 - Documents referenced in conditions

## Attachment 1—Referral agency conditions

(Under section 56(1)(b)(i) of the *Planning Act 2016* the following conditions must be attached to any development approval relating to this application) (Copies of the documents referenced below are found at Attachment 5)

No.	Conditions	Condition timing
	10.9.4.2.1.1 – Reconfiguring a lot near a state transport corridor—The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Transport and Main Roads to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following conditions:	
1.	The development must be carried out generally in accordance with the Proposed Boundary Re-alignment of Lots 3 RP741357 and 215 on RP747485, prepared by Mallee Group, dated 25.09.2025, plan ref: 21001.01-08, Sheet Sh 1 of 2.	At all times.
2.	Any works on the land must not: <ul style="list-style-type: none"> <li>a) create any new discharge points for stormwater runoff onto the state-controlled road;</li> <li>b) interfere with and/or cause damage to the existing stormwater drainage on the state-controlled road;</li> <li>c) cause surcharge of any existing culvert or drain on a state-controlled road;</li> <li>d) reduce the quality of stormwater discharge onto the state-controlled road.</li> </ul>	At all times.
3.	The permitted road access to the state-controlled road is located in accordance with the TMR Layout Plan & Access Layout Plan (34C – 1.88km), prepared by Queensland Government Department of Transport and Main Roads, dated 04/02/2022, File ref: TMR22-035099, Issue A.	At all times.

## Attachment 2—Advice to the applicant

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General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> , its regulation or the State Development Assessment Provisions (SDAP) (version 3.3). If a word remains undefined it has its ordinary meaning.

## Attachment 3—Reasons for referral agency response

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(Given under section 56(7) of the *Planning Act 2016*)

### **The reasons for the SARA's decision are:**

The proposed development complies with State code 1: Development in a state-controlled road environment of the SDAP. Namely, the development does not cause an adverse impact to the safety or operational efficiency of the state-controlled road.

### **Material used in the assessment of the application:**

- the development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- the SDAP (version 3.3), as published by SARA
- the Development Assessment Rules
- SARA DA Mapping system
- section 58 of the *Human Rights Act 2019*.

## Attachment 4—Representations about a referral agency response provisions

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## **Attachment 5—Documents referenced in conditions**

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# Development Assessment Rules—Representations about a referral agency response

The following provisions are those set out in sections 28 and 30 of the Development Assessment Rules<sup>1</sup> regarding **representations about a referral agency response**

## Part 6: Changes to the application and referral agency responses

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### 28 Concurrence agency changes its response or gives a late response

- 28.1. Despite part 2, a concurrence agency may, after its referral agency assessment period and any further period agreed ends, change its referral agency response or give a late referral agency response before the application is decided, subject to section 28.2 and 28.3.
- 28.2. A concurrence agency may change its referral agency response at any time before the application is decided if—
- (a) the change is in response to a change which the assessment manager is satisfied is a change under section 26.1; or
  - (b) the Minister has given the concurrence agency a direction under section 99 of the Act; or
  - (c) the applicant has given written agreement to the change to the referral agency response.<sup>2</sup>
- 28.3. A concurrence agency may give a late referral agency response before the application is decided, if the applicant has given written agreement to the late referral agency response.
- 28.4. If a concurrence agency proposes to change its referral agency response under section 28.2(a), the concurrence agency must—
- (a) give notice of its intention to change its referral agency response to the assessment manager and a copy to the applicant within 5 days of receiving notice of the change under section 25.1; and
  - (b) the concurrence agency has 10 days from the day of giving notice under paragraph (a), or a further period agreed between the applicant and the concurrence agency, to give an amended referral agency response to the assessment manager and a copy to the applicant.

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<sup>1</sup> Pursuant to Section 68 of the *Planning Act 2016*

<sup>2</sup> In the instance an applicant has made representations to the concurrence agency under section 30, and the concurrence agency agrees to make the change included in the representations, section 28.2(c) is taken to have been satisfied.

## **Part 7: Miscellaneous**

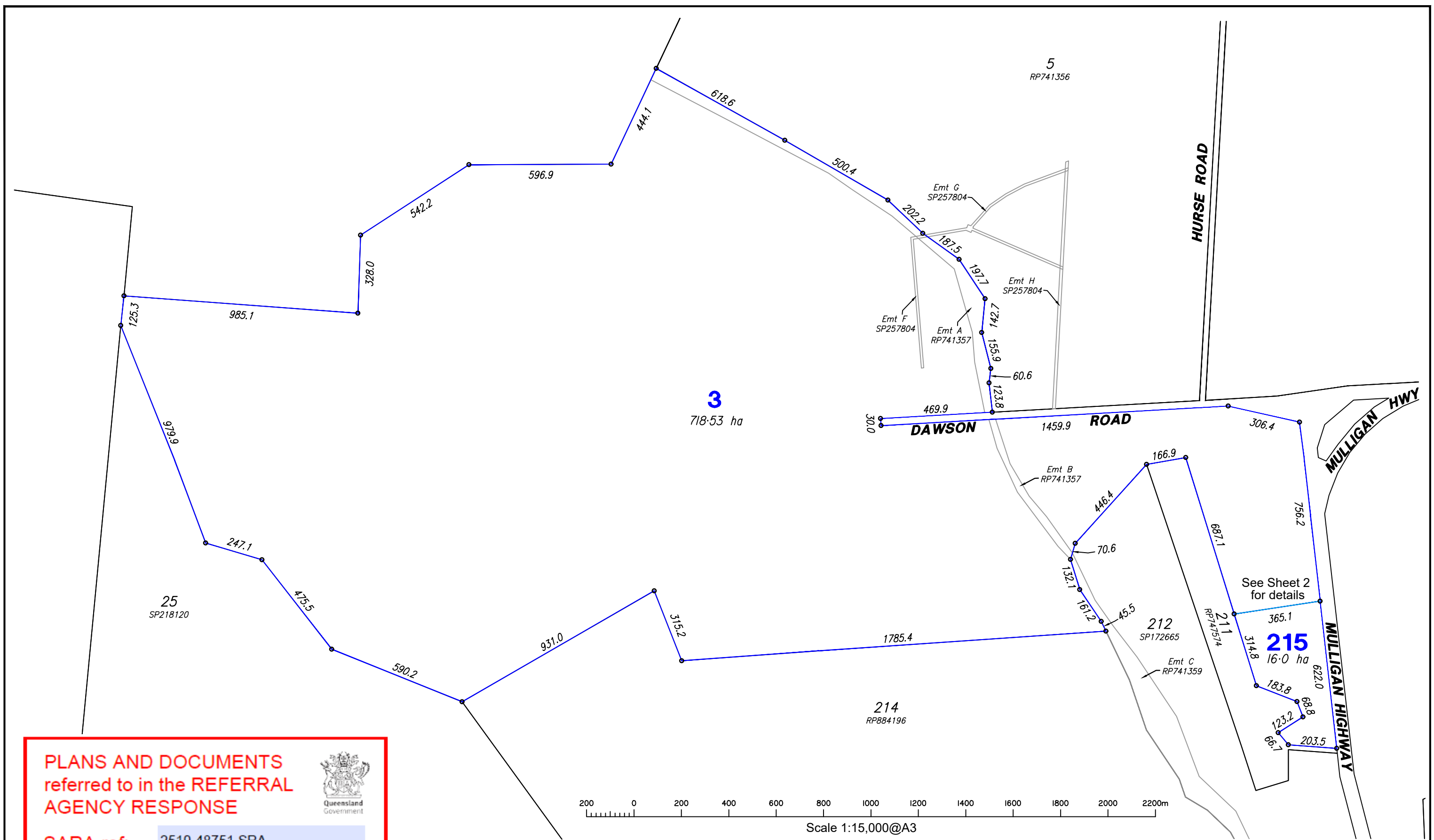
### **30 Representations about a referral agency response**

30.1. An applicant may make representations to a concurrence agency at any time before the application is decided, about changing a matter in the referral agency response.<sup>3</sup>

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<sup>3</sup> An applicant may elect, under section 32, to stop the assessment manager's decision period in which to take this action. If a concurrence agency wishes to amend their response in relation to representations made under this section, they must do so in accordance with section 28.







PLANS AND DOCUMENTS  
referred to in the REFERRAL  
AGENCY RESPONSE



SARA ref: 2510-48751 SRA  
Date: 21 October 2025


- IMPORTANT NOTE
- Dimensions and areas are approximate only and are subject to Council Approval, Final Survey and Plan Registration.
  - Dimensions shown have been rounded to the nearest 0.1 metres.
  - The boundaries shown on this plan have been plotted from DCDB and should not be used for final detailed engineers design.
  - Aerial Imagery is supplied by Qld Globe Imagery GDA94.

PROJECT		CLIENT							
Gold Tyne		Mackays							
Job Ref.	21001.01	Date	25.09.2025	Proposed Boundary Re-alignment of Lots 3 RP741357 and 215 on RP747485					
Comp By.		DWG Name.	21001.01-08						
Checked By.		Locality	Lakeland						
Local Authority	Cook Regional Council								
				Scale	1:15,000	Sheet	Sh 1 of 2	Plan Ref	21001.01-08



# ATTACHMENT D



Branch/Unit : <b>Corridor Management / Far North District</b>		<div></div> <div>Queensland Government Transport and Main Roads</div>	
Projection/Datum : Geocentric Datum of Australia (GDA) 2020			
<div><div></div> Land Parcels</div> <div><div></div> Subject Land</div>		<div><div>TMR Layout Plan (34C - 1.88km)</div><div><div>Plan: <b>1 / 2</b></div><div>Issue: <b>A</b></div><div>Date: <b>04/02/2022</b></div></div><div><div>Drawn by: RPK</div><div>File ref: TMR22-35099 (500-465)</div></div></div>	