



TORRES SHIRE COUNCIL

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DATE: 18 July 2022

Our Ref: IDAS22/06
Enquire to: Joseph Sabatino
Telephone: (07) 4083 1213

Joey J Laifoo & Melissa L Crump
c/ RPS Australia East Pty Ltd
PO Box 1949
CAIRNS QLD 1949

Delivered via email: owen.caddick-king@rpsgroup.com.au

Dear Sir/Madam

Exemption Certificate

Given under Section 46(3)(b) of the Planning Act 2016

I am writing to inform you that Torres Shire Council has decided to approve an exemption certificate for assessable development over 42 Douglas Street, Thursday Island formally described as Lot 1 RP716988.

The reason Council has decided to issue an exemption certificate is because the proposed Food and Drink Outlet and Shop within an existing commercial building is accepted development within the Centre Zone with no applicable assessment benchmarks. The proposed development is categorised code assessable development, due to the designation of the site in the Coastal Hazard Overlay, Erosion Prone Area and identification as a Local Heritage Place on the Heritage Overlay.

The effect of the development is deemed to be minor or inconsequential.

Specifically:

- The building is existing and the proposal involves no building works; and
- The designation as a Local Heritage Place is for the general area at the end of Hargrave and Douglas Street where the former pearl shell sheds were located. There is no evidence indicating the building was a former pearl shed.

If you find an inaccuracy in any of the information provided or have a query or seek clarification about any of these details, please contact Council on the above telephone number.

Yours sincerely,

Dalassa Yorkston
Chief Executive Officer

EXEMPTION CERTIFICATE
(Section 46 of the *Planning Act 2016*)

INTRODUCTION

This exemption certificate is given on 11 July 2022 under section 46 (3)(b) (i) and (iii) of the *Planning Act 2016* by Torres Shire Council acting as the local government that would be the assessment manager if the development, and no other development, were the subject of a development application.

APPLICATION DETAILS

Application Reference Number: IDAS22/06
Application Made Date: 28 June 2022
Local Categorising Instrument: *Torres Shire Council Planning Scheme 2022*

SITE DETAILS

Street address: 42 Douglas Street, Thursday Island
Real property description: Lot 1 RP716988
Local government area: Torres Shire Council

DEVELOPMENT TO WHICH THIS EXEMPTION CERTIFICATE RELATES

Description of Proposal: Food and Drink Outlet
Shop

WHEN DEVELOPMENT MUST START OR BE COMPLETED

This exemption certificate has effect for two (2) years after the day this certificate was given, in accordance with section 46 (8) of the *Planning Act 2016*.

ADVICE

This exemption certificate attaches to the premises and benefits each of the owners, the owners' successors in title and any occupiers of the premises.

To the extent development does not comply with a requirement stated above, the exemption certificate has no effect.