

Ref: Number: RA-2023-9983
Contact: Nathan Skelly
Phone: (02) 6746 1755



Hunter Gas Pipeline Pty. Ltd.
Level 22 / 32 Turbot Street
Brisbane City QLD 4000
Via email: [REDACTED]

12.12.2023

Dear [REDACTED]

Re: Section 138 Request – 40 Nicholson’s Lagoon Road Quipolly NSW 2343

I refer to your application received by Council 24 October 2023 for a section 138 approval for access works and road maintenance works connected to your laydown area at 40 Nicholson’s Lagoon Road Quipolly NSW 2343.

Permission is granted for the works with the enclosed documentation, at full cost to the applicant and subject to the following conditions:

1. The driveway will be constructed as per the attached Standard Drawing for Rural Vehicular Crossings. The recommended crossing is a Type 1 concrete culvert with minimum diameter 300mm pipe and concrete headwalls. The location of this culvert shall align with the existing watercourse – copy of specifications attached;
2. The driveway surface is to be improved to an all-weather gravel finish to the property boundary from the road edge;
3. It is the responsibility of the applicant to ensure that the location of all public service utilities is investigated with the relevant authorities, and that should they be damaged the applicant is responsible for their repair and the resultant cost;
4. Works are to be carried out by a suitably qualified contractor with appropriate Public Liability Insurance cover at a minimum of \$20m;
5. All maintenance works to Nicholson’s Lagoon Road are to be undertaken in accordance with QA Specification TfNSW M220 Formation Grading of Unsealed Roads;
6. Traffic Guidance Schemes compliant with the Traffic Control at Worksites manual must be completed and provided to Council two weeks prior to any works that obstruct traffic
7. All costs associated with these works are the responsibility of the land owner or applicant; and
8. Council is to be notified at the commencement, during and again at the completion of the works to allow the appropriate inspection to take place.

Provided that the preceding conditions are adhered to, this letter acts as an approval under Section 138 of the Roads Act 1993. As such, Council does not recognise the vehicle crossing as an asset of Council. It is therefore expected that the adjacent property owner maintain and repair the vehicle crossing within the road reserve to ensure that it does not become an unacceptable hazard to users of the road reserve.

Please note that under Section 218 of the Roads Act 1993, if Council is required to undertake repairs of the special crossing to ensure the safety of the road user, the owner of land for which the

special crossing is providing access to is liable to pay to Council the cost incurred for repairing the special crossing in the public road reserve.

Should you have any questions in relation to this matter, please contact the undersigned in the first instance on (02) 6746 1755.

Yours Sincerely

A handwritten signature in blue ink, appearing to read 'Nathan Skelly', with a stylized flourish at the end.

Nathan Skelly
Director Infrastructure & Environmental Services