

Notice of Outcome

Claravale Farm prosecution matter

Summary

The Claravale Farm prosecution matter has been resolved through an agreed settlement between the parties. The settlement provides improved environmental outcomes for the Daly River by requiring the revegetation of land permitted to be cleared and ensuring this land is protected into the future through a covenant in gross registered over the property.

Background

The Claravale Farm prosecution matter commenced on 18 November 2021 when the Department received a complaint of alleged unpermitted clearing of native vegetation at NT Portion 1188, Dorisvale Road, Claravale (known as Claravale Farm).

The complainant alleged a contravention of section 75C of the *Planning Act 1999*, being that unlawful clearing of native vegetation had occurred at Claravale Farm and it was not in accordance with a permit or an interim development control order or a planning scheme that applied to the land.

The Department undertook an investigation and on 14 November 2023 the Minister for Infrastructure, Planning and Logistics determined to prosecute the matter.

On 15 November 2023, charges were filed against two individuals and a company (the defendants) for breaching section 75C(2) of the *Planning Act 1999*.

Outcome

The Claravale Farm prosecution matter has been resolved through an agreed settlement.

The settlement will result in the creation of a covenant in gross being registered over an area of land within Claravale Farm which will provide improved environmental outcomes for the Daly River. The covenant in gross will bind current and future landowners of Claravale Farm to the following:

- The area, which covers approximately 80ha, is located within a part of the property (see attached map) recognised as having existing use protections under the *Planning Act 1999*, which allows for the clearing of native vegetation
- The covenant in gross will ensure this area of land can no longer be cleared or disturbed of native vegetation
- The covenant further requires that the area be revegetated and that no agricultural (farming/cropping), industrial or other business endeavours are to be undertaken or carried out and the area must be kept free of weeds
- The covenant will ensure the protection of native vegetation from the northern bank of the Daly River (250m wide) along a 1.5km section of Claravale Farm, now and into the future.

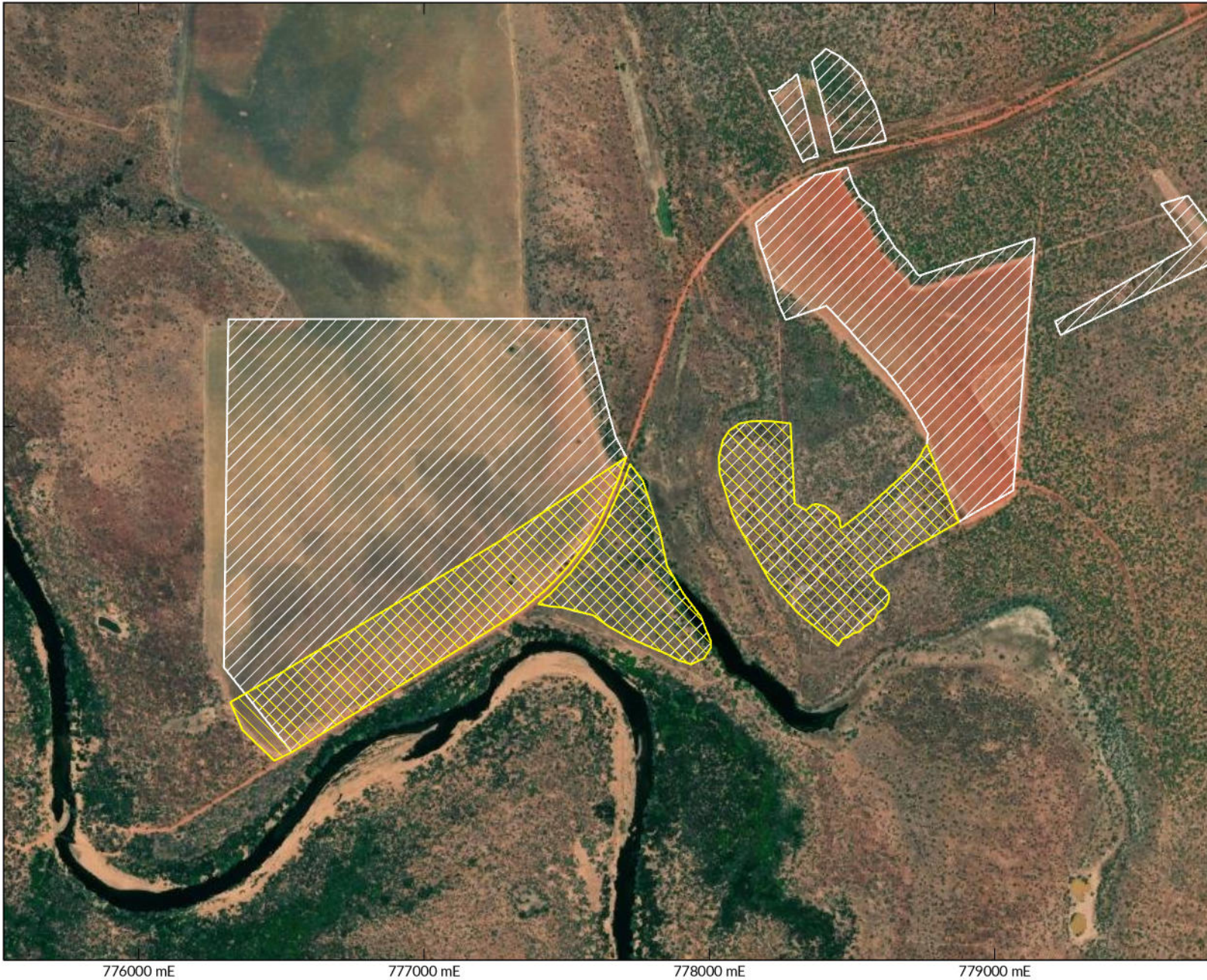
The defendants acknowledge that vegetation was cleared by them on another section of Claravale Farm without a permit.

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This protective covenant has been designed by the parties for the environmental benefit of the Daly River. The covenant ensures Claravale Farm is consistent with the Northern Territory Planning Scheme Land Clearing Guidelines relating to native vegetation buffers from the river.

The covenant in gross will be registered with the Land Titles Office over the property.

Notice of Outcome - NT Portion 1188, Claravale Farm



FOR FURTHER INFORMATION CONTACT:
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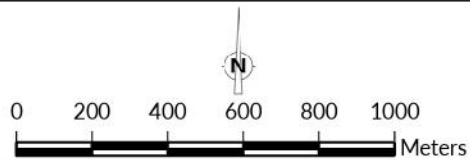
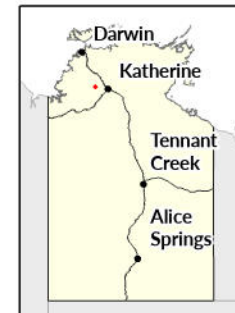
Map compiled: 13/03/2025
 Drawing No: 2025004

Legend

- Covenant in Gross
- Existing Use Permit - 21/0001

Map Disclaimer:

While all reasonable care has been taken to ensure the information contained on this map is up to date and accurate, no guarantee is given that the information portrayed is free from error or omission. Any relevance placed on such information shall be at the risk of the users. This map was produced using information available on 13/03/2025



Projected: Map Grid of Australia (MGA), Zone 52
 Horizontal Datum: Geocentric Datum of Australia (GDA94)

NTG Security Classification for the map and data:
PUBLIC

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Base Information data source:

Land Clearing: Department of Lands, Planning and Environment
 Satellite Imagery: Esri, Maxar, Earthstar Geographics