

NORTHERN TERRITORY OF AUSTRALIA

*Pastoral Land Act 1992 – section 38(1)(h)*

**CONSENT TO CLEAR PASTORAL LAND**

**Permit Number: PLC15/1A**

**DESCRIPTION OF THE LAND SUBJECT OF THE PERMIT**

N.T. Portion 771

630 Undoolya Road, Hale

**Perpetual Pastoral Lease No. 980 – Undoolya Station**

**APPROVED PURPOSE**

To use and develop the land for the purpose of clearing native vegetation for irrigated cropping and perennial horticulture (the "Clearing Activities"), in accordance with the attached Schedule of Conditions and the Endorsed Plans.

**TERM OF PERMIT**

The Pastoral Land Board (Board) has determined to extend the duration of the Permit by a period of four (4) years. Permit PLC15/2A will now lapse on 21 April 2025, subject to the Schedule of Conditions.

**EXTENSION OF TERM OF PERMIT**

The Permit Holder may apply to the Board for an extension of the Term of this Permit, provided that:

- (i) The Permit Holder has Substantially Commenced the Clearing Activities within the Commencement Period; and
- (ii) The application for extension is submitted to the Board in the approved form at least two (2) years before the Expiry Date.

The Board may, at its absolute discretion, grant or reject the request, or grant the request subject to conditions.

Date: 09/12/2019



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Julie Ross

Chairman, Pastoral Land Board

## DEFINITIONS

In this Permit:

“**Clearing Activities**” means irrigated cropping and perennial horticulture.

“**Commencement Period**” means the period of two (2) years from the date of the Original Permit being 21 April 2015.

“**Endorsed Plan**” means any plan subject to the conditions of the Permit that has been endorsed by the Board as forming part of this permit.

“**Expiry Date**” means the period ending 21 April 2025.

“**Original Application**” means the document entitled “Application to Clear Pastoral Land (s38(1)(h) Pastoral Land Act)” dated 5 December 2014.

“**Original Permit**” means the Consent to Clear Pastoral Land Permit (Permit Number PLC15/1) issued on 21 April 2015.

“**Pastoral Lessee**” has the same meaning as in the *Pastoral Land Act 1992*.

“**Permit Holder/s**” means the Pastoral Lessee.

“**Permitted Clearing Area**” means the area shown on the Endorsed Clearing Plans.

“**Substantially Commenced**” and “**Substantially Commence**” means not less than 10% of the total area proposed for clearing under this Permit has been cleared.

## SCHEDULE OF CONDITIONS

1. The clearing, clearing methods, pasture establishment, ongoing pasture and grazing management and ongoing environmental management (including erosion and sediment management) of cleared areas must be undertaken:
  - a. in accordance with the Original Application;
  - b. in accordance with the Endorsed Clearing Plan; and
  - c. to the satisfaction of the Board.
2. The Lessee must notify the Director Pastoral Lease Administration and Board, Department of Environment and Natural Resources (DENR) before the commencement of each stage of the Clearing Activities and on completion of the Clearing Activities as outlined in the Original Application.
3. This Permit is subject to the Lessee’s ongoing compliance with its obligations under the Perpetual Pastoral Lease (PPL).
4. Despite any term or condition of this Permit, the Lessee must at its own cost in all respects, comply with all laws, statutes and subordinate instruments, applicable to the clearing of pastoral land including but not limited to the following:
  - a. *Northern Territory Aboriginal Sacred Sites Act 1989* (NT);
  - b. *Territory Parks and Wildlife Conservation Act 1976* (NT);
  - c. *Weeds Management Act 2001* (NT);
  - d. *Bushfires Management Act 2016* (NT);

- e. *Heritage Act 2011* (NT);
  - f. *Environmental Assessment Act 1982* (NT); and
  - g. *Environment Protection and Biodiversity Conservation Act 1999* (Cth).
5. This Permit is at all times subject to existing rights, title and interests of all other persons (including any rights or interests registered on the certificate of title). The Permit Holder must comply with all terms and conditions of such existing rights, title and interests. The Permit Holder must not unreasonably or unduly interfere with, impede, restrict or limit the rights, title or interests of any person.
6. This Permit shall be revoked automatically upon the:
- a. termination of the PPL; or
  - b. surrender of the PPL;
- and any Lessee who later acquires the PPL following such termination or surrender of the PPL must apply for a new permit in respect of the Clearing Activities in accordance with the *Pastoral Land Act 1992* (NT).
7. The Board may immediately revoke this Permit by written notice to the Lessee if the Lessee breaches any condition of this Permit and fails to remedy the breach within ninety (90) days after receiving notice requiring it to do so.

#### NOTES

1. Under the *Northern Territory Aboriginal Sacred Sites Act 1989* (NT), entry onto and carrying out of work on Aboriginal sacred sites is an offence unless the work is done in accordance with an Authority Certificate issued by the Aboriginal Areas Protection Authority ("AAPA"). The Lessee must ensure that all Clearing Activities comply with the requirements of this Act.
2. The Lessee is advised that there are statutory obligations under *the Weeds Management Act 2001* (NT) to take all practical measures to manage weeds on the property. It is the responsibility of the Lessee to ensure that all Clearing Activities comply with the requirements of this Act. For advice on weed management please contact the Regional Weeds Officer, DENR on telephone 8999 4567. The Lessee can also access information on the requirements of this Act on DENR's website ([www.denr.nt.gov.au/](http://www.denr.nt.gov.au/) ).
3. Fire prevention measures are to be implemented in accordance with the requirements of the *Bushfires Management Act 2016* (NT). A permit must be obtained before ignition of any felled timber in this area. It is the responsibility of the Lessee to ensure that all Clearing Activities comply with the requirements of this Act. Please contact the Regional Fire Control Officer, DENR on telephone (08) 8976 0098. The Lessee can also access information on the requirements of this Act on DENR's website ([www.denr.nt.gov.au/](http://www.denr.nt.gov.au/) ).
4. The *Heritage Act 2011* (NT) protects archaeological places and objects, regardless of the level of documentation that the Department of Tourism, Sport and Culture (Heritage Branch) ("DTSC") has of such sites. It is an offence to undertake work on a heritage place or object without first obtaining the relevant approval under the Act. It is the responsibility of the Lessee to ensure that all Clearing Activities comply with the requirements of this Act. The Lessee can access information on the requirements of this Act on DTSC's website ([www.dtsc.nt.gov.au/nt-heritage-council](http://www.dtsc.nt.gov.au/nt-heritage-council) ).

5. It is the responsibility of the Lessee to ensure that the proposal to clear pastoral land meets the requirements of the *Environmental Assessment Act 1982* (NT). The Northern Territory Environment Protection Authority ("NTEPA") administers this legislation. The Lessee can access information on the requirements of this Act on NTEPA's website ([www.ntepa.nt.gov.au](http://www.ntepa.nt.gov.au)).
  
6. It is the responsibility of the Lessee to ensure that the proposal to clear pastoral land meets the requirements of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth). The Commonwealth Department of Environment and Energy ("DoEE") administers this legislation. The Lessee can access information on the requirements of this Act on DoEE's website ([www.environment.gov.au/epbc](http://www.environment.gov.au/epbc)).
  
7. Pursuant to section 119 of the *Pastoral Land Act 1992*, a pastoral lessee who is dissatisfied with a decision of the Board has a right to have this decision reviewed by the Northern Territory Civil and Administration Tribunal ("NTCAT"). Such an application must be lodged with NTCAT within 28 days of receipt of notice of this decision.

# Undoolya Station PPL 980

## NT Portion 771 Undoolya Road, Hale Locality

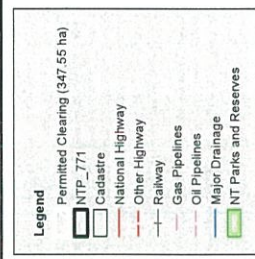
Permit Holder - James Hayes



Drawing No: PLC15/1A-001 referred to in  
Permit No: PLC15/1A issued by  
The Pastoral Land Board on: 09/12/2019

*Julie Res*

Julie Res, Chairman, Pastoral Land Board



Projection: Universal Transverse Mercator (UTM)  
Map Grid of Australia (MGA), Zone 53  
Horizontal Datum: Geocentric Datum of Australia (GDA94)

**DATA SOURCE:**  
Permitted Clearing Areas: Department of Environment and Natural Resources  
NT Parks and Reserves: Department of Environment and Natural Resources  
Cadastral: Department of Lands, Planning and Infrastructure  
Department of Infrastructure, Planning and Logistics  
Drainage: 250K © Commonwealth of Australia (BoM) 2012



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Department of Environment and Natural Resources  
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Map compiled: 09/12/2019

