

**From:** "Corbett, Christine" <Christine.Corbett@stategrowth.tas.gov.au>  
**Sent:** Mon, 27 Nov 2023 16:24:36 +1100  
**To:** "Circular Head Council" <council@circularhead.tas.gov.au>  
**Subject:** FW: Exhibition notice - Draft Amendment to Circular Head Local Provisions Schedule  
**Attachments:** SIGNED - LETTER - Director of Mines - Response to Exhibition Notice MRTs Representation.pdf

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Please find attached a representation regarding the proposed changes to the Scenic Protection Code of the Circular Head Local Provisions Schedule.

Regards,  
Christine Corbett

**Christine Corbett** (she/her) | Development Assessment Planner  
Transport Systems and Planning Policy | Infrastructure Tasmania | Department of State Growth  
1/2 Salamanca Square, Hobart TAS 7000 | GPO Box 536, Hobart TAS 7001  
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[www.stategrowth.tas.gov.au](http://www.stategrowth.tas.gov.au)

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*In recognition of the deep history and culture of this island, I acknowledge and pay my respects to all Tasmanian Aboriginal people; the past and present custodians of this Land.*

Please note I do not work Fridays.

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**From:** Dang Minh Duc Van <dvan@circularhead.tas.gov.au>  
**Sent:** Monday, 30 October 2023 3:52 PM  
**To:** Info - Infrastructure <info@infrastructure.tas.gov.au>; Development <Development@stategrowth.tas.gov.au>; info stategrowth <info@stategrowth.tas.gov.au>  
**Subject:** Exhibition notice - Draft Amendment to Circular Head Local Provisions Schedule

Good afternoon,

Circular Head Council is in motion for the planning scheme amendment to amend/remove the existing and include new Scenic Protection Areas to the Circular Head Local Provisions Schedule.

Please find attached the Exhibition Notice for the Draft Amendment PSA 2023/1 under s.40FA of the *Land Use Planning and Approvals Act 1993* (the Act).

The draft amendment may be viewed during office hours at the Council Office, 33 Goldie St, Smithton or on Council's website at [www.circularhead.tas.gov.au/publicnotices](http://www.circularhead.tas.gov.au/publicnotices) from **2 November to 1 December 2023**.

In accordance with s.40J of the Act, representations can be made in writing until close of business Friday 1 December 2023. Please email your representations to [council@circularhead.tas.gov.au](mailto:council@circularhead.tas.gov.au) or post to the Circular Head Council, PO Box 348, SMITHTON TAS 7330.

Please let me know if you have any questions.

Kind regards,

**DANG M.D. VAN**

**TOWN PLANNER**

(03) 6452 4848

[dvan@circularhead.tas.gov.au](mailto:dvan@circularhead.tas.gov.au)

*The Circular Head Council acknowledges the North West Tasmanian Aboriginal people as the traditional custodians of the country on which we stand, meet and play. We recognise their continuing connection to the land, waters, and community. We pay respect to Elders past, present and emerging.*



33 Goldie St, Smithton TAS 7330

ABN: 43 826 151 424

PO Box 348, Smithton TAS 7330

Open to the public 9.30am - 4pm

(03) 6452 4800

[council@circularhead.tas.gov.au](mailto:council@circularhead.tas.gov.au)

[www.circularhead.tas.gov.au](http://www.circularhead.tas.gov.au)

Phone between 8.15am - 5.00pm

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Our Ref: D23/I80839/3: LB

Vanessa Adams  
General Manager  
Circular Head Council  
PO BOX 348  
SMITHTON TAS 7330

Dear Vanessa

### **RESPONSE TO EXHIBITION NOTICE – MRT'S REPRESENTATION**

As previously provided in August 2023, in response to the Circular Head Council's town planner's request for feedback on the proposed inclusion of areas within the Scenic Protection Code, Mineral Resources Tasmania (MRT) has concerns regarding the proposed areas.

Specific concerns raised after a review of the Draft Circular Head Municipality Scenic Values Assessment and Management Report included highlighting the direct implications for any potential future expansion of current Mining Leases where the scenic protection code is applied. It also has the potential to adversely affect mineral exploration licensees, with the consequence being one of sovereign risk as the progression from exploration to mining (extractive industries) may be severely curtailed by the imposition of the scenic protection overlay in these areas.

The following areas were identified as having direct implications for the existing licensees or lessees:

- Proposed coastal estuaries and islands scenic protection area. This includes Robbins Island where exploration and mining for construction materials has been identified as a potential future need.
- Proposed eastern gateway scenic protection area. This proposed area includes the active Mining Lease ML I808P/M. The proposed extent of this area is not supported due to the economic importance of supply of construction materials close to the areas of use. Future expansion of this resource extraction may be curtailed by the addition of this code over this area. Based on the summary of the rationale for this area to be under the scenic protection code it appears to be more relevant to the areas north of the highway, and there appears to be no rationale for the inclusion of the southern areas, which are largely areas of highly modified landscapes.
- Proposed Sumac lookout scenic protection area. This includes an active Exploration Licence EL I7/2021. This area is also included as part of the Balfour Strategic Prospectivity Zone, an area identified in the *Mining (Strategic Prospectivity Zones) Act 1993* as being of specific interest to the State due to the potential for discovery of mineral resources. There is a real likelihood of the application of this code to this region to be a disincentive to economic activity associated with mineral exploration due to increased sovereign risk.

MRT requests that further consideration be given to current and future potential mineral resources in the Circular Head Council area in the application of the scenic protection code that may affect the potential for the realisation of the economic and social benefits from extractive industries. MRT believes that, at a minimum, consideration could be given by Council to revise the extent of the proposed scenic protection areas in recognition of the potential for economic activity and jobs associated with the extractive industries.

It is the opinion of MRT that the application of the policies comprising the Regional Land Use Strategy for the Cradle Coast Region, especially those associated with economic activity and resource extraction, would provide for some minor modifications to the proposed areas without reducing their intended overall benefits to the region. The Tasmanian Planning Policies also express the need for consideration of the importance of resource extraction when making planning decisions. It is not considered that the current proposals have fully considered the potential impact to the resources sector, and in turn the beneficial economic activity in the region that is provided by the utilisation of our mineral resources.

Yours sincerely

A handwritten signature in grey ink, appearing to be 'AM', is positioned above the printed name and title.

Alastair Morton  
**DIRECTOR OF MINES**

24 November 2023