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**To:** ["planning@mvc.tas.gov.au"](mailto:planning@mvc.tas.gov.au); [TPC Enquiry \(DoJ\)](#)  
**Cc:** [Gina Goodman](#)  
**Subject:** Meander Valley draft Local Provisions Schedule exemptions  
**Date:** Friday, 7 June 2019 1:08:23 PM  
**Attachments:** [image001.jpg](#)  
[image002.gif](#)  
[image003.png](#)  
[TPC Letter ESI exemptions.pdf](#)  
[Attachement 1 Exemption table.pdf](#)

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Hi TPC and Jo

Please see attached TasNetworks response letter regarding ESI exemptions and issues associated with the Travellers Rest SAP.

Please don't hesitate to contact myself or Gina to discuss further if required

Regards



**Odin Kelly**

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06 June 2019

John Ramsay  
GPO Box 1691  
Hobart TAS 7001

Email – [tpc@planning.tas.gov.au](mailto:tpc@planning.tas.gov.au)

Dear John Ramsay

## **Meander Valley draft LPS Confirmation of Hearing Directions**

Thank you for your letter dated 28 May 2019 requesting:

1. *TasNetworks is to provide to the Commission and planning authority a submission on:*
  - (a) *the extent of use or development and works for electricity infrastructure, that would be exempt from requiring assessment under the Meander Valley draft LPS due to the operation of the Electricity Supply Industry Act 1996 and regulations; and*
  - (b) *the extent of use or development and works for electricity infrastructure that would not be exempt from requiring assessment under the Meander Valley draft LPS, Landscape Conservation Zone and Travellers Rest Specific Area Plan.*

In response to 1(a) please refer to Attachment 1 ESI Exemptions.

In response to 1(b) the following is provided:

### ESI Exemptions

- New transmission lines are not exempt under ESI
- It is uncertain if all new distribution lines on private land are exempt under ESI
- New communication sites are not exempt under ESI

### Traveller's Rest SAP

- Utilities - Discretionary Use Classification

### Landscape Conservation Zone

- Use Standards
  - 22.3.3 Discretionary use – no Acceptable Solution
- Development Standards – no Acceptable Solution
  - 22.4.2 Building Height Acceptable Solution 6m, setbacks, finishes,
- Subdivision Standards – no Acceptable Solution

### Telecommunications Code

- Discretionary Development Standards C5.6.1 Visual amenity – no Acceptable Solution

- Building Height 30m in Landscape Conservation Zone

#### Recommendations to amend the Travellers Rest SAP

- Insert Local Area Objective:
  - For the Electricity Transmission Corridor within the Travellers Rest SAP, the local area objectives are to:
    - Facilitate use and development of electricity infrastructure within the Electricity Transmission Corridor; and
    - Maintain future opportunities for electricity transmission infrastructure.
- Amend Use Table
  - Utilities No Permit Required or Permitted with a Qualification, *if within the Electricity Transmission Corridor*
- Use Standards
  - No change
- Development Standards
  - Insert the following development standard

#### 18.7.1 Electricity Transmission Development

Objective	To facilitate use and development of Electricity Transmission Infrastructure within the Electricity Transmission Corridor and to maintain future opportunities for electricity transmission infrastructure.
Acceptable Solution	Performance Criteria
<p>A1</p> <p>Buildings and works must be located within the Electricity Transmission Corridor.</p>	<p>P1</p> <p>Development not located within the Electricity Transmission Corridor, must not cause an unreasonable loss of visual amenity, having regard to:</p> <p>(a) the need to locate the development outside of the existing Electricity Transmission Corridor;</p> <p>(b) the siting and design the development;</p> <p>(c) best practice methods to reduce the visual impact of the development;</p> <p>(d) the need to minimise clearing of vegetation; and</p> <p>(e) functional and safety requirements to establish, operate and maintain the development.</p>

If you have any queries or require any further information, please contact me by telephone on 6271 6710 or by email at [odin.kelly@tasnetworks.com.au](mailto:odin.kelly@tasnetworks.com.au).

Yours sincerely

Gina Goodman  
Land Use Planner

**Attachments:**

Table 1 ESI Exemptions

**Table 1: ESI exemption by asset type**

ASSET	TYPE	EXEMPTION	LOCATION		GAPS
			Public land	Private land	
Vegetation Clearance	ALL	<i>8(e) the clearing or lopping of trees , branches or other vegetation to the extent necessary for the protection of electricity infrastructure or public safety</i>	Exempt	Exempt	
Substation	New	<i>8(f) The installation and erection of any substation or transformer associated with the distribution or supply of electricity</i>	Exempt	Exempt	New Transmission substations are not exempt under ESI
	Existing	<i>8(b) The removal, repair, maintenance or modification of an existing substation or a transformer associated with the transmission, distribution or supply of electricity.</i>	Exempt	Exempt	
Transmission Line	New				No exemption for new Transmission Lines
	Existing	<i>8(a) the removal, repair, maintenance or modification of existing powerlines for transmission, distribution or supply of electricity</i>	Exempt	Exempt	
Distribution Line	New	<i>8(c) the installation or erection of powerlines along any public street, road or highway and on public land for the distribution or supply of electricity</i>	Exempt	In doubt	New Distribution Line on private land – uncertain?
	Existing	<i>8(a) the removal, repair, maintenance or modification of existing powerlines for transmission, distribution or supply of electricity</i>	Exempt	Exempt	
Underground cable	New	<i>8(d) the laying, removal, repair, maintenance or modification of any underground cable for the distribution or transmission of electricity</i>	Exempt	Exempt	
	Existing	<i>As above</i>	Exempt	Exempt	
Communication site	New				No exemptions for Communication sites other than for veg clearance
	Existing				

## SPP Exemptions

Table 4.3 Exempt infrastructure use or development

Clause	Use	Requirement
4.2.6	minor communications infrastructure	<p>If:</p> <ul style="list-style-type: none"> <li>a) development of low impact facilities as defined in Parts 2 and 3 of the Telecommunications (Low-Impact Facilities) Determination 1997;</li> <li>b) works involved in the inspection of land to identify suitability for telecommunications infrastructure;</li> <li>c) development of a facility that has been granted a facility installation permit by the Australian Communications and Media Authority;</li> <li>d) works involved in the maintenance of telecommunication infrastructure;</li> <li>e) works meeting the transitional arrangements as defined in Part 2 of Schedule 3 of the Telecommunications Act 1997;</li> <li>f) feeder and distribution optical fibre cables not exceeding 18mm in diameter and with attached messenger wires on existing poles;</li> <li>g) the connection of a line forming part of a telecommunications network to a building, caravan or mobile home including drop cabling of optic fibre networks; or</li> <li>h) works involved in the installation, for purposes in connection with the installation of the National Broadband Network, of a: <ul style="list-style-type: none"> <li>i. galvanised steel service pole, no more than 6.6m in height above existing ground level, and 0.2m in diameter; or</li> <li>ii. timber service pole, no more than 10.2m in height above existing ground level, and 0.42m in diameter,</li> </ul> </li> </ul> <p>Unless the Safeguarding of Airports Code applies and requires a permit for the use or development.</p>

## SPP Telecommunications Code

- There are no exemption from this Code
- Development Standards C5.6.1 Visual amenity – no acceptable solution – Discretionary application