

OCR 1061379



953 South Coast Highway, Denmark Western Australia 6333

Tel (08) 9848 0300 Fax (08) 9848 1985

**Our Ref:** SW/1751  
**Enquiries:** Sam Williams

2 June 2010

Jamber Holdings Pty Ltd  
PO Box 410  
CLAREMONT WA 6010

Emailed to: [sales@brownegrove.com.au](mailto:sales@brownegrove.com.au)

**Attn: Reg Ransom and Malcolm McColl**

Dear Dear Sir/Madam.

**Re: Section 214 Direction Notice – Illegal Clearing Lot 2 Smith Street, Denmark.**

Council has observed clearing of native vegetation upon your lot in contravention of the scheme provisions of Town Planning Scheme No. 3 which requires planning consent to be issued by Council for 'tree felling' meaning the removal of trees within areas of 0.5ha or more in remnant vegetation.

The Shire of Denmark as the responsible authority under section 214(2) of the Planning and Development Act 2005 gives you written direction to cease all further clearing and any related activity (including chipping, burning etc.) and not commence any further works until the necessary approvals have been obtained.

The Shire of Denmark as the responsible authority under section 214(3) of the Planning and Development Act 2005 gives you written direction to restore the land as nearly as practicable to its condition immediately before the unauthorised development started to the satisfaction of the Council.

In accordance with section 214(6) of the Planning and Development Act 2005 you are required to undertake the restoration works within 60 days of receipt of this written direction (being no later than Tuesday 4 August 2010).

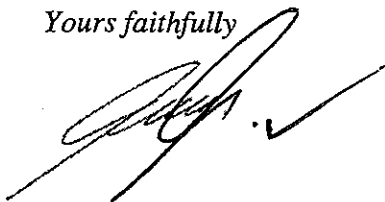
Failure to comply with these written directions will constitute an offence under the Act and Council may undertake further legal action to remedy the situation.

All communications to:  
Chief Executive Officer, PO Box 183, Denmark WA 6333  
Email: [enquiries@denmark.wa.gov.au](mailto:enquiries@denmark.wa.gov.au)  
Website: [www.denmark.wa.gov.au](http://www.denmark.wa.gov.au)

**Attachment 7.1**

*I look forward to your confirmation of receipt of this correspondence. In the meantime, should you require further information or advice on this matter please contact the undersigned on telephone (08) 9848 0300 or email [enquiries@denmark.wa.gov.au](mailto:enquiries@denmark.wa.gov.au).*

*Yours faithfully*

A handwritten signature in black ink, appearing to be 'Sam Williams', with a checkmark at the end.

*Sam Williams*  
*Director of Planning & Sustainability*



953 South Coast Highway, Denmark Western Australia 6333

Tel (08) 9848 0300 Fax (08) 9848 1985

**Our Ref:** A01751  
**Enquiries:** Sam Williams

4 June 2010

Jamber Holdings Pty Ltd  
PO Box 410  
Claremont WA 6010

Emailed to: [sales@browngrove.com.au](mailto:sales@browngrove.com.au);

Dear Sir/Madam

**Re: Unauthorised Subdivision Works WAPC File 132077 Lot 2 Smith Street, Denmark.**

Further to Council's previous written direction to you regarding the illegal clearing of parts of the above property, Council advises that under section 219 of the Planning and Development Act 2005 you have commenced and carried out works for the purpose of enabling the subdivision without the necessary approvals in place as required under the conditions of subdivision of the land.

You are advised that Council is now considering the action to take with respect to this contravention under the Act.

If you have any questions in relation to this matter, please contact the undersigned on 9848 0300 during office hours or email [enquiries@denmark.wa.gov.au](mailto:enquiries@denmark.wa.gov.au).

Yours faithfully

Sam Williams  
Director of Planning & Sustainability

cc. Western Australian Planning Commission – Great Southern Office

All communications to:  
Chief Executive Officer, PO Box 183, Denmark WA 6333  
Email: [enquiries@denmark.wa.gov.au](mailto:enquiries@denmark.wa.gov.au)  
Website: [www.denmark.wa.gov.au](http://www.denmark.wa.gov.au)

