

QUEENSLAND FLOODS
COMMISSION OF INQUIRY

STATEMENT OF LISA MARGARET DESMOND

I, **Lisa Margaret Desmond**, of 77 Tavistock Street, Torquay in the State of Queensland, Chief Executive Officer, Fraser Coast Regional Council, do solemnly and sincerely declare that:-

1. I have been provided with a copy of the letter dated 10 August 2011 from the Commissioner, Queensland Floods Commission of Inquiry requiring a sworn statement and documents from me which is attachment **LMD-1** and which details the topics my statement should cover.

Role

2. My qualifications include a Bachelor of Business, Masters of Commerce, Certified Practising Accountant and Member of the Australian Institute of Company Directors. I hold the position of Chief Executive Officer of the Fraser Coast Regional Council ("Council"). I have been employed by Council and its statutory predecessor the Hervey Bay City Council since October 2006. I have worked in local government for approximately 15 years.
3. The Fraser Coast region covers an area of 7,125 km from the Gunalda Range to the south, past Howard on the Bruce Highway to the north, east to World Heritage listed Fraser Island and west to Brooweena.

Item 1: A complete copy of the current planning scheme(s) administered by Council

4. A complete copy of the current planning schemes administered by Council are provided in electronic format as follows:
 - (a) Hervey Bay City Planning Scheme;
 - (b) Maryborough City Plan;
 - (c) Tiaro Planning Scheme;
 - (d) Woocoo Planning Scheme;
 - (e) Consolidated Planning Scheme Policy 16: Development Manual as adopted 11 May 2011.

Item 2: Any record of the Council's deliberations for community infrastructure designations since 2003, including reports, notes, meeting minutes and all relevant correspondence.

5. To the best of my knowledge Council has not instigated any designations of this nature since 2003.

Item 3: Any planning application to the Minister for Local Government and Planning pursuant to which a planning scheme administered by the Council to the Minister to seek a finding as to whether it appropriately reflects State Planning Policy 1/03.

6. This question is answered on the basis that Council would seek such a finding in relation to a planning scheme and not a planning application.

7. Three of the planning schemes currently administered by Council have undergone two rounds of State interest checks. The extent to which these relevant planning schemes reflect the State Planning Policy 1/03 is also noted below:
- (a) Planning Scheme for Tiaro Shire Council first took effect on 21 October 2005 and reflects SPP 1/03 for Bushfire and Landslide Only;
 - (b) Planning Scheme for the Shire of Woocoo first took effect on 27 November 2006 and reflects SPP 1/03 for landslide and bushfire only; it does not include flood); and
 - (c) Hervey Bay City Planning Scheme first took effect on 15 December 2006 and reflects SPP 1/03 for landslide and bushfire only; it does not include flood and was conditioned upon the continued operation and effect of "Flood assessment provisions State Planning Policy 1/03 – Mitigating the Adverse Impacts of Flood, Bushfire and Landslide".

Item 4: The property and development application files considered by Council since 2004, including correspondence, reports for Council and Council meeting minutes, for the following infrastructure:

- (a) **Pumping stations, including water and sewer pumping stations;**
 - (b) **Wastewater treatment plants;**
 - (c) **Mobile phones and associated infrastructure;**
 - (d) **Electricity; and**
 - (e) **Emergency services infrastructure.**
8. A copy of the planning and development application files considered by Council since 2004, for the categories listed at Item 4 (a) – (e) are provided in electronic format and have been numbered to correlate with the categories requested.

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1867*.

Signed

 Lisa Margaret Desmond

Taken and declared before me, at Hervey Bay this 31st day of August 2011.


 Justice of the Peace/ Commissioner for Declarations

ATTACHMENT LMD-1

Our ref: 1675961

10 August 2011

Ms Lisa Desmond
Chief Executive Officer
Fraser Coast Regional Council
C/- King & Company Solicitors
Attn: [REDACTED]

REQUIREMENT TO PROVIDE INFORMATION TO COMMISSION OF INQUIRY

I, Justice Catherine E Holmes, Commissioner of Inquiry, require Ms Lisa Desmond to provide the following information, documents, records and other things to the Queensland Floods Commission of Inquiry pursuant to section 5 of the *Commissions of Inquiry Act 1950* (Qld):

1. A complete copy of the current planning scheme(s) administered by Council.
2. Any record of the Council's deliberations for community infrastructure designations since 2003, including reports, notes, meeting minutes and all relevant correspondence.
3. Any application to the Minister for Local Government and Planning pursuant to which a planning scheme administered by the Council to the Minister to seek a finding as to whether it appropriately reflects State Planning Policy 1/03.
4. The property and development application files considered by Council since 2004, including correspondence, reports for Council and Council meeting minutes, for the following infrastructure:
 - a. pumping stations, including water and sewer pumping stations;
 - b. wastewater treatment plants;
 - c. mobile phone towers and associated infrastructure;
 - d. electricity; and
 - e. emergency services infrastructure.

Material is to be provided to the Queensland Floods Commission of Inquiry by 1 September 2011. The material should be organised in accordance with the categories listed in this requirement. Within each category, the material should be arranged in chronological order and indexed. Documents which fall into more than one category can be included in any one and do not need to be included in all.

Material required can be provided by post, email or by arranging delivery to the Commission by emailing info@floodcommission.qld.gov.au.



Commissioner
Justice C E Holmes