

## Validation (State Coastal Policy) Act Submissions received

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154	Elizabeth Gleeson	
155	Bronya White	

**From: Antoinette Hanna**  
**To:**  
**Cc:**

**Subject:** Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy  
**Date:** Friday, 26 July 2024 2:24:00 PM

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I oppose the proposed changes to the State Coastal Policy for the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the *Tasmanian State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.**
3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush

through the proposed changes to the *State Coastal Policy*.

5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**
6. **Any proposed changes to the *State Coastal Policy* must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the *State Coastal Policy* – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad

ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.

8. **The draft legislation (the [Validation \(State Coastal Policy\) Bill 2024](#)) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

Yours Sincerely  
Antoinette Hanna

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**From:** Lee Cody  
**Sent:** Friday, 26 July 2024 3:05 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Lee Cody

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**From:** Paul Turner  
**Sent:** Friday, 26 July 2024 3:27 PM  
**To:** State Planning Office Shared Mailbox  
**Cc:**

**Subject:** Submission opposing the fast tracking of changes to the State Coastal Policy

Dear Sir/Madam,

I am writing to express my opposition to the proposed changes to Tasmania's '*State Coastal Policy*'. I am also opposed to any changes being 'fast tracked' through parliament and encourage you to support the involvement of the Tasmanian Planning Commission.

Please find below my key issues and concerns with the proposed changes to this policy. I am also very disappointed that a minority government (that has promised to govern in a

more consultative manner) is attempting to fast-track these changes, especially given the on-going Robbins Island Supreme Court case.

**In my opinion:**

1. Any proposed changes to the *State Coastal Policy* should follow the existing legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission

2. If, as the State Government asserts, the legality of existing structures including jetties and wharves is in doubt, then it is incumbent on the Tasmanian government to release the legal reasons (if not the legal advice) on these matters publicly. Transparency is very important and making assertions without evidence is not an appropriate approach to public policy-making on any issue.

3. The Robbins Island wind farm has not yet received formal approval from the Australian Federal Government. Therefore, there is sufficient time to allow for proper public consultation on the proposed changes to the *State Coastal Policy*

4. The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government to validate the need for the draft legislation changing the *State Coastal Policy*. Without valid evidence supporting proposed changes the government

should be concerned about how this will be perceived by the electorate, especially given their minority status.

5. Should changes to the *State Coastal Policy* be required, it would be appropriate to deal with changes in a single bill. The piecemeal approach of two separate bills may inhibit policy-makers acquiring an integrated view of the *State Coastal Policy* and impacts of any proposed changes. This is especially the case where the second bill has yet to be released and is supposed to address changes to assessments and approvals - this really is 'cart before the horse' policy-making.

6. Should the current process be used, I would strongly encourage Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (*although limited*) community consultation/engagement.

7. The draft legislation (the [Validation \(State Coastal Policy\) Bill 2024](#)) may potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences. The Draft Bill appears to provide a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill states that '*validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act*'. Therefore this may mean that anything built during this



time, with or without a permit, will suddenly be approved thereby taking away any legal recourse.

8. The State Government's argument that no mapping of mobile landforms have been conducted is incorrect. Coastal erosion and inundation has been mapped statewide and is publicly available. Mobile landforms have been mapped since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania.

Yours sincerely

Dr Paul Turner

**From: Lucinda Toynbee Wilson**  
**To:**  
**Cc:**

**Subject:** Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy  
**Date:** Friday, 26 July 2024 3:30:17 PM

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I oppose the proposed changes to the State Coastal Policy for the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the *Tasmanian State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.**
3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.
5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft**

**legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**

6. **Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the State Coastal Policy – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
8. **The draft legislation (the [Validation \(State Coastal Policy\) Bill 2024](#)) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the

[www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

*Feel free to also write why this is important to you....*

Yours sincerely,  
Lucinda Toynbee Wilson

**From:** Judith A Jacques  
**To:**  
**Cc:**

**Subject:** Save our coasts- say NO to fast tracking changes to weaken Sate Coastal Policy  
**Date:** Friday, 26 July 2024 4:16:51 PM

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1. The State Government immediately stops its attempt to amend the *Tasmanian State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.**
3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.

5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**
6. **Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the State Coastal Policy – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.

8. The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences. The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

Yours Sincerely  
Judith A Jacques

**From:** Dr Andrew James McMahon  
**To:**  
**Cc:**

**Subject:** No fast tracking of changes to weaken State Coastal Policy  
**Date:** Saturday, 27 July 2024 12:53:59 AM

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I oppose the proposed changes to the State Coastal Policy.

The Robbins Island wind farm has not yet been approved by the Australian Government. Therefore, immediate rushed changes to the *State Coastal Policy* are not needed.

Proposed changes to the *State Coastal Policy* should follow the legislated eight-week public consultation process (with opportunity for public hearings), to be conducted by the Tasmanian Planning Commission, rather than being fast-tracked through the Tasmanian Parliament.

The Tasmanian Government has not demonstrated the need for this legislation. Evidence justifying the draft legislation to change the *State Coastal Policy* has not been provided by the Government. The Minister for Renewable Energy and Minister for Parks and Environment was asked in the Tasmanian Parliament to list the structures (such as jetties and wharves) to which legal uncertainties related- such evidence has not been provided.

The State Government asserts that the legality of existing structures such as jetties and wharves is in doubt. To ensure transparency of the proposal, it has an ethical responsibility to the Tasmanian community to release the legal reasons (if not the legal advice) supporting that assertion.

The State Government claims that no mapping of mobile landforms has



been conducted. This is incorrect - coastal erosion and inundation has been mapped statewide and is publicly available. Mobile landforms have been mapped, for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au) - the LIST (Land Information System Tasmania) is a whole-of-government online infrastructure mapping resource which helps the public find and use information about land and property in Tasmania.

The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for retrospective, blanket approval for all developments statewide in the coastal zone from 2009 to whenever the Act receives Royal Assent. Such approval potentially undermines previous assessments and permits issued and will potentially have unintended legal consequences. Section 3, Interpretation of the draft Bill, states that, 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act'. That means that anything built during that time, with or without a permit, is summarily approved, removing any legal recourse.

The State Government is proposing two changes to the State Coastal Policy, to be dealt with by separate Bills. Proposed changes to the State Coastal Policy should be dealt with by the Tasmanian Parliament in one Bill, not by two separate Bills, tabled at different times. The Government's approach prevents integrated review of the *State Coastal Policy*, as the second Bill is yet to be released. The Bill currently out for public comment aims to validate previously approved developments. The yet to be released Bill is expected to create new assessment and approval processes.

This is a broad-ranging Bill with many unanswered questions related to it, and potentially with serious unexpected consequences. It is critical that it go to Committee for proper scrutiny.

The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not. Retrospective legislation needs very careful consideration with adequate consultation. It certainly should not be rushed.

At the very least, I encourage Tasmanian Parliamentarians to vote to send this draft legislation to change the *State Coastal Policy* to Committee for further review. That would allow limited further community consultation and engagement. This is essential if the State Government persists in not allowing the existing, legislated eight-week public consultation process to

be conducted by the Tasmanian Planning Commission.

It may be most appropriate that the Bill be rejected outright, and the Government asked to draft a single integrated Bill amending the Coastal Policy. That would allow for due and careful consideration of justifiable and essential changes, drafted after wider consultation and review, particularly in relation to the impacts of any changes with retrospective effects.

Yours sincerely,

Dr Andrew James McMahon

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**From:** Rupert Veitch  
**Sent:** Saturday, 27 July 2024 12:09 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Rupert Veitch

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**From:** Sebastian Edwards  
**Sent:** Saturday, 27 July 2024 12:06 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Yours sincerely,

Yours sincerely,  
Sebastian Edwards

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**From:** caleb Borg  
**Sent:** Friday, 26 July 2024 11:11 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

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Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

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Yours sincerely,

Yours sincerely,  
Dianne BORG

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**From:** Dianne BORG  
**Sent:** Friday, 26 July 2024 11:08 PM  
**To:** State Planning Office Shared Mailbox  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Dianne BORG

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**From:** Ben Storer  
**Sent:** Friday, 26 July 2024 10:38 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

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In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Ben Storer

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**From:** Keith Antonysen  
**Sent:** Friday, 26 July 2024 9:07 PM  
**To:** State Planning Office Shared Mailbox  
**Cc:**

**Subject:** Say NO to fast tracking changes to weaken State Coastal Policy

I oppose the proposed changes to the State Coastal Policy for the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the *Tasmanian State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.**
3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.



5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**
6. **Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the State Coastal Policy – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
8. **The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

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**From:** Pamela Lovell  
**Sent:** Friday, 26 July 2024 8:36 PM  
**To:** State Planning Office Shared Mailbox  
**Cc:**

**Subject:** Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024

I oppose the proposed changes to the *State Coastal Policy*, and call on you to scrap the *Validation (State Coastal Policy) Bill 2024* due to the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the Tasmanian *State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.**
3. If, as the **State Government** asserts, the legality of existing structures such as jetties and wharves is in doubt, **they have a responsibility to the Tasmanian community to release the legal reasons (if not the legal advice) supporting these assertions to ensure transparency in the proposal.**
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.
5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as

jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**

6. **Any proposed changes to the *State Coastal Policy* must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the *State Coastal Policy* – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not. **Integrated planning is essential to our State. It is the way we make informed decisions and not be surprised by unintended consequences.**
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
8. **The draft legislation (the [Validation \(State Coastal Policy\) Bill 2024](#)) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse. **Having personally experienced no oversight when a neighbour did a number of illegal, without permits, activities which resulted in a devastating fire on ours and other's property, this makes no sense to retrospectively approve of everything from 25 February 2009.**
9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

Please protect our coastline. Tasmania has so many opportunities to stand out in the world. Let's not make the mistake of unintegrated, rapid process, retroactive approval.

Yours Sincerely,

Pamela Lovell

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**From:** paul carswell  
**Sent:** Friday, 26 July 2024 8:13 PM  
**To:** State Planning Office Shared Mailbox  
**Subject:** Save our Coasts – Scrap the Validation (State Coastal Policy) Bill 2024

to whom it may concern, please find this house hold of 2 persons view and opposition of the proposed state coastal property 2024

I oppose the proposed changes to the *State Coastal Policy*, and call on you to scrap the *Validation (State Coastal Policy) Bill 2024* due to the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the Tasmanian *State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
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7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
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*Feel free to personalise your submission by writing why Tasmania's coastlines matter to you and your way of life – it creates a more powerful impact with our Parliamentarians.*

Regards,

Paul Carswell

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**From:** Lachlan Marwood  
**Sent:** Friday, 26 July 2024 8:04 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Lachlan Marwood

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**From:** Christine de Villeneuve  
**Sent:** Friday, 26 July 2024 7:47 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Christine de Villeneuve

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**From:** Carol Bristow  
**Sent:** Friday, 26 July 2024 7:42 PM  
**To:**  
**Cc:**

**Subject:** Save Our Coasts

To Whom it may Concern,

As a person who spends much of their recreation time exploring and appreciating Tasmania's natural and beautiful coastline I oppose the proposed changes to the State Coastal Policy for the following reasons:

The proposed amendments to the *Tasmanian State Coastal Policy*, should not have an impact on the ongoing Robbins Island Supreme Court case.

Any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.

Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*. The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). No such evidence has been provided.

Any proposed changes to the *State Coastal Policy* must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.

I strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This is especially important as the State Government is choosing not to



follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission.

The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences. **This is alarming.**

The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.

Thanking You,  
Carol Bristow

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**From:** Llewyn Tubb  
**Sent:** Friday, 26 July 2024 7:14 PM  
**To:**  
**Subject:** Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024

I oppose the proposed changes to the *State Coastal Policy*, and call on you to scrap the *Validation (State Coastal Policy) Bill 2024* due to the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the Tasmanian *State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
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scrutiny.

8. **The draft legislation (*the Validation (State Coastal Policy) Bill 2024*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill here states that '*validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act*' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
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Yours sincerely,  
Llewyn

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**From:** Ian Smith  
**Sent:** Friday, 26 July 2024 7:14 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

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In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Ian Smith

---

**From:** Vincent van de vusse  
**Sent:** Friday, 26 July 2024 7:13 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

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Yours sincerely,

Yours sincerely,  
Vincent van de vusse

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**From:** Gaynor Ewing  
**Sent:** Friday, 26 July 2024 7:12 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Yours sincerely,

Yours sincerely,  
Jess Ewing

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**From:** Karen Emmott  
**Sent:** Friday, 26 July 2024 7:12 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Yours sincerely,

Yours sincerely,  
Karen Emmott

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**Sent:** Friday, 26 July 2024 7:12 PM  
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**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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**From:** Phil Everist  
**Sent:** Friday, 26 July 2024 6:14 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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**From:** Robyn Everist  
**Sent:** Friday, 26 July 2024 6:11 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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**From:** Gavin Plunkett  
**Sent:** Friday, 26 July 2024 5:27 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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**From:** Jeanette and Ed Gormley  
**Sent:** Friday, 26 July 2024 4:56 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Jeanette and Ed Gormley

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**From:** Margaret Hulme  
**Sent:** Saturday, 27 July 2024 7:20 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Yours sincerely,

Yours sincerely,  
Margaret Hulme

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**From:** Gynes Isherwood  
**Sent:** Saturday, 27 July 2024 7:38 AM  
**To:** State Planning Office Shared Mailbox  
**Cc:**

**Subject:** Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024

My single biggest complaint is, if correct, that the "legislated eight-week public consultation process (with opportunity for public hearings), is being ignored".

Why is this so if the reasoning for the legislation is sound?

As such, I **vehemently** oppose the proposed changes to the *State Coastal Policy*, and call on you to scrap the *Validation (State Coastal Policy) Bill 2024* due to the following nine issues and concerns:

1. The State Government immediately stops its attempt to amend the Tasmanian *State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. **Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted**

by the Tasmanian Planning Commission.

3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.
4. **Note the Robbins Island wind farm is yet to gain approval from the Australian Government.** Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.
5. **The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.** The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). **No such evidence has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the *State Coastal Policy*.**
6. **Any proposed changes to the *State Coastal Policy* must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the *State Coastal Policy* – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.
7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
8. **The draft legislation (the [Validation \(State Coastal Policy\) Bill 2024](#)) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that '*validation period means the period commencing on 25 February 2009*

*and expiring on the commencement of this Act'* means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.

9. **The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

***Feel free to personalise your submission by writing why Tasmania's coastlines matter to you and your way of life – it creates a more powerful impact with our Parliamentarians.***

Yours sincerely,  
Gynes P. Isherwood



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**From:** Adam Doran  
**Sent:** Saturday, 27 July 2024 8:33 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

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Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Adam Doran

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**From:** Jane Gee  
**Sent:** Saturday, 27 July 2024 9:03 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I am writing this submission to call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, and to release its legal reasons regarding the status of existing coastal structures.

The proposed amendments to the current State Coastal Policy presents a great threat to Tasmania's way of life and coastal access for ALL Tasmanians and needs to be strengthened not weakened.

Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, who live on an island, we enjoy the wild coastlines by fishing, walking, surfing, swimming, diving, boating, camping and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of most of the Tasmanian people.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms.

The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts they love and enjoy using, in favour of a small percentage of people who will profit from limited coastal access policies.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation.

The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. It ignores the opinion of those most affected by these potential changes and is an under handed way to push through what has yet to be shown to be an economically sound policy, let alone the climatic, cultural, personal and equitable access issues changing the legislation entails.

The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation and to release its legal reasons regarding the status of existing coastal structures.

Regards,

Jane Gee

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**From:** Isabelle Shickle  
**Sent:** Saturday, 27 July 2024 9:18 AM  
**To:**  
**Cc:**

**Subject:** Save our Coasts – Please Scrap the Validation (State Coastal Policy) Bill 2024

I oppose the proposed changes to the State Coastal Policy, and call on you to scrap the Validation (State Coastal Policy) Bill 2024 due to the following nine issues and concerns:

The State Government immediately stops its attempt to amend the Tasmanian State Coastal Policy, ensuring there is no impact to the ongoing Robbins Island Supreme Court case.

Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the State Coastal Policy must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.

If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a responsibility to the Tasmanian community to release the legal reasons (if not the legal advice) supporting these assertions to ensure transparency in the proposal.

Note the Robbins Island wind farm is yet to gain approval from the Australian Government. Thus, there is no immediate need to rush through the proposed changes to the State Coastal Policy.

The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the State Coastal Policy. The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). No such evidence

has been provided and thus we remain skeptical of the Tasmanian Government's justification for the proposed changes to the State Coastal Policy.

Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the State Coastal Policy as the second bill is yet to be released. The State Government is proposing to make two lots of changes to the State Coastal Policy – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.

We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the State Coastal Policy to Committee for further review. This would at least allow further (but limited) community consultation/engagement. This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.

The draft legislation (the Validation (State Coastal Policy) Bill 2024) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences. The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill here states that 'validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act' means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.

The State Government's claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available. Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-government online infrastructure that helps the public find and use information about land and property in Tasmania. See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.

Yours sincerely,

Isabelle Shickle

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**From:** Sue Chandler  
**Sent:** Saturday, 27 July 2024 10:45 AM  
**To:**  
**Subject:** Draft Bill State Coastal Policy.

Dear State Planning Committee,

It is very reckless and irresponsible to retrospectively approve all existing and non-existing constructions on the Tasmanian coastline with the new Draft Bill Outcome 1.4.1 and 1.4.2..

This is a panic driven attempt to allow the Robbins Island bridge and 500m wharf go ahead unchecked allowing the Wind Farm and also Salmon expansion nearby. This at a time when grid scale ocean swell generators are in place in other countries and salmon pens are being banned in other countries for doing there what they do here.

We are not a 3rd World Country but we are beginning to look like one. Tasmania can do better than pollute and endanger our farms and forrests.

Warm regards, S.Chandler.

There are real alternatives.

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**From:** Anthony Houston  
**Sent:** Saturday, 27 July 2024 10:58 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Anthony Houston

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**From:** Melanie Beach-Ross  
**Sent:** Saturday, 27 July 2024 11:49 AM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Melanie Beach-Ross

**From: Gerry Willis**  
**To:**  
**Cc:**

**Subject:** Proposed changes to State Coastal Policy  
**Date:** Saturday, 27 July 2024 1:43:25 PM

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TO WHOM IT MAY CONCERN

I oppose the proposed changes to the State Coastal Policy based on the following issues and concerns:

1. The State Government should immediately cease its attempt to amend the *Tasmanian State Coastal Policy*, to ensure there is no impact to the ongoing Robbins Island Supreme Court case.
2. Any proposed changes to the *State Coastal Policy* must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.
3. The State Government has a responsibility to the Tasmanian community to release the legal reasons supporting the assertions that the legality of existing structures such as jetties and wharves is in doubt, to ensure transparency in the proposal.
4. Because the Robbins Island wind farm is yet to gain approval from the Australian Government there is no immediate need to rush through the proposed changes.
5. The Tasmanian Government has not demonstrated the need for this wide-ranging legislation despite being asked for the evidence in Parliament. Evidence must be provided by the Government for the need for the draft legislation to change the *State Coastal Policy*.
6. Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly



assess whether to approve the draft changes or not.

7. I strongly encourage State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.
8. The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.
9. The State Government's claim that no mapping of mobile landforms has been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.

This submission has been based on a template prepared by Planning Matters Alliance Tasmania ("PMAT"). I am indebted to that organisation for providing me with information in relation to the State Coastal Policy; if it were not for the information provided by PMAT I would not have been aware of the proposal in time to make a submission.

As some recipients will be aware, I am President of Furneaux Islands Protection Network Inc. ("FIPNI") an incorporated association whose objective, inter alia, is to advocate for sustainable planning and development initiatives that protect the values and characteristics of the Furneaux Islands. The members of the association hold dearly the values and characteristics that these islands display. FIPNI does not have a huge number of members, but, in a recent campaign to stop a commercial development on one of the outer islands it was able to gain the support of around 175 individuals who wrote and lodged their own submissions against the proposed development. That number is considerable given the adult population in the Furneaux Group is around 800 adults. FIPNI has not had time to organise itself to make submissions, but readers should be aware that there is an unease in FIPNI that passing the proposed legislation will allow developments such as the one referred to above an easier pathway and with it more opportunity to destroy the values and characteristics of these islands. For that reason alone and without reference to other reasons, the proposed legislation should be rejected.

Yours sincerely,

Gerry Willis

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**From:** Rohan Paske  
**Sent:** Saturday, 27 July 2024 3:00 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Rohan Paske

**From: Elizabeth Gleeson**  
**To:**  
**Cc:**

**Subject:** Please say NO to fast tracking changes to our State Coastal Policy.  
**Date:** Saturday, 27 July 2024 4:59:42 PM

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Changes of this magnitude, with such far reaching consequences, should go through the standard existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.

I oppose the proposed changes to the State Coastal Policy for the following reasons:

1. The State Government immediately stops its attempt to amend the *Tasmanian State Coastal Policy*, **ensuring there is no impact to the ongoing Robbins Island Supreme Court case.**
2. Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the **State Coastal Policy** must follow the existing robust legislated eight-week public consultation process (with opportunity for public hearings) conducted by the Tasmanian Planning Commission.
3. If, as the State Government asserts, the legality of existing structures such as jetties and wharves is in doubt, they have a

responsibility to the Tasmanian community to **release the legal reasons** (if not the legal advice) supporting these assertions to ensure transparency in the proposal.

4. The Robbins Island wind farm is yet to gain approval from the Australian Government. Thus, there is no immediate need to rush through the proposed changes to the *State Coastal Policy*.
5. The Tasmanian Government has yet to demonstrate the need for this wide-ranging legislation. Evidence must be provided by the Government for the need for the draft legislation to change the ***State Coastal Policy***. The Minister for Renewable Energy and Minister for Parks and Environment Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures that had legal uncertainties (structures such as jetties and wharves). No such evidence has been provided and thus I remain sceptical of the Tasmanian Government's justification for the proposed changes to the ***State Coastal Policy***.
6. **Any proposed changes to the State Coastal Policy must be dealt with by the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times. The Government's approach prevents an integrated review of the *State Coastal Policy* as the second bill is yet to be released.** The State Government is proposing to make two lots of changes to the State Coastal Policy – both changes dealt with by separate Bills. The Bill currently out for public comment aims to validate previously approved developments while the yet to be released Bill is expected to create a new assessment and approval processes. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve the draft changes or not.

7. **We strongly encourage our State Parliamentarians to vote to send any draft legislation to change the *State Coastal Policy* to Committee for further review. This would at least allow further (but limited) community consultation/engagement.** This is especially important as the State Government is choosing not to follow the existing, legislated eight week public consultation process conducted by the Tasmanian Planning Commission. With such an open-ended broad ranging Bill and so many unanswered questions it is critical that it go to committee for proper scrutiny.
8. **The draft legislation (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.** The Draft Bill provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Section 3 Interpretation of the draft Bill [here](#) states that ‘validation period means the period commencing on 25 February 2009 and expiring on the commencement of this Act’ means that anything built during this time, with or without a permit, is suddenly approved taking away any legal recourse.
9. **The State Government’s claim that no mapping of mobile landforms have been conducted is incorrect, with coastal erosion and inundation mapped statewide and publicly available.** Mobile landforms have been mapped for example since 2016 via the Coastal Inundation and Coastal Erosion Hazards Bands outlined on the [www.thelist.tas.gov.au](http://www.thelist.tas.gov.au). The LIST (Land Information System Tasmania) is a whole-of-

government online infrastructure that helps the public find and use information about land and property in Tasmania. **See page 17 of the Background Report for further details on the mapping issue and contradictory statement by the State Government.**

Tasmania is unique in its beautiful coastline. If the government brings in changes to the State Coastal Policy, it will weaken the existing policy and provide conditions for those who do not value our natural assets, to develop the coastline for their own selfish ends. The Tasmanian community deserves to know why the existing policy needs to be changed, and it expects the Government to protect our coastline from developers now and into the future. With Climate Change upon us, Tasmania will become a desired place to visit for all peoples of the world who love the wilderness and rugged coastline, free of artificial man-made edifices.

Yours sincerely,  
Elizabeth Gleeson

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**From:** Bronya White  
**Sent:** Saturday, 27 July 2024 5:36 PM  
**To:**  
**Cc:**  
**Subject:** Validation (State Coastal Policy) Act 2024 Submission

I write this submission with the greatest respect for Tasmania's incredible natural coastline and call for the State Government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

These proposed amendments to the current State Coastal Policy present a great threat to Tasmania's way of life. The State Coastal Policy needs to be strengthened not weakened, for example with regards to preservation of areas of significant Aboriginal cultural heritage.

To me, Tasmania's way of life revolves around enjoying the serene and natural environment across the state. As Tasmanians, we enjoy the wild coastlines by fishing, walking, swimming, diving, boating, and simply enjoying the wild beauty they offer. To open the door to private development along the coast completely undermines the values of the Tasmanian people.

Not only this but the draft legislation will weaken the ongoing Supreme Court case that is challenging the approval of the unwanted pulitika/Robbins Island wind farm. The entire argument for why this legislation is needed rests on unreleased advice which the government claim raises legal problems with the Coastal Policy regarding developments on actively mobile landforms.

The proposed changes to the Tasmanian State Coastal Policy would open the door to private and commercial developments, as well as infrastructure such as marinas and wharves, to be built on already vulnerable and moving dune systems that are threatened by erosion, rising sea levels and increasingly severe weather storms. The government is acting without regard to the dangers our state faces from climate change or the fact that these shorelines offer crucial habitat for many endangered shorebirds. Not only that, but Tasmanians may face losing access to the coasts that they love and enjoy using. The very coasts that underpin our lifestyle and Tasmanian way of life.

Any proposed changes to the Tasmanian State Coastal Policy must follow the existing, legislated public consultation process, not be fast-tracked through parliament with a bill and only 14 days of consultation. The consultation period is woefully inadequate and does not reflect the time needed to genuinely inform and consult with the wider community and stakeholders on such a significant change. The standard State Policy Amendment Process is a minimum of 8 weeks public consultation, after a report is prepared by the Tasmanian Planning Commission, followed by hearings. This standard process must be adhered to.

In his media release dated 6th June 2024, Minister Duigan stated "This Government will always support Tasmania's way of life and provide confidence in our planning laws for coastal infrastructure." The proposed changes in the Validation (State Coastal Policy) Act 2024 will in fact do the exact opposite.

In my submission I urge the Tasmanian government to scrap the retrospective legislation to amend the Tasmanian State Coastal Policy, commit to not interfering with the pulitika/Robbins Island Supreme Court case and to release its legal reasons regarding the status of existing coastal structures.

Yours sincerely,

Yours sincerely,  
Bronya White