

Validation (State Coastal Policy) Act Submissions received

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269	Colleen Murfitt	
270	Bronwen Puleston-Jones	
271	Lynda Jones	

From: Vanessa Griffiths
Sent: Tuesday, 30 July 2024 8:05 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,
Vanessa Griffiths

From: Anita Truchanas
To:
Cc:

Subject: Save our Coasts – Please Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 7:38:58 PM

I can't believe that the proposed changes could even be considered without proper public consultation, and therefore,

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 below 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 failed 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. 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,
Anita Truchanas

From: Leigh Murrell
To:
Cc:

Subject: Save our Coasts – Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 7:20:11 PM

To: All Concerned Parties,

I strongly 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 should immediately stop 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. Remember, you are there for us, elected by us to do the best thing for us. It's not about you, or your agenda or who you have business links with.
4. Note the Robbins Island wind farm is yet to gain approval from the Australian Government. Thus, there is absolutely 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 therefore we remain highly 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 must 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 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 Bill (*the [Validation \(State Coastal Policy\) Bill 2024](#)*) essentially provides a retrospective blanket approval for all developments in the coastal zone from 2009 to whenever the Act receives Royal Assent. Such a broad-brush approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences. 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. 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
Leigh Murrell

From: helen kilmartin
To:
Subject: State Coastal Policy
Date: Tuesday, 30 July 2024 7:12:19 PM

Sent from my iPhone

Dear PMAT member groups and supporters,

Last week, the Tasmanian Government released draft legislation to fast-track changes to Tasmania's *State Coastal Policy* through the Tasmanian Parliament.

The Validation (State Coastal Policy) Bill 2024 has been released for a very limited public consultation period between 16 July – 1 August 2024 and is available [here](#) and [here](#).

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.

The proposed changes will profoundly weaken the *State Coastal Policy* and the way our coasts are managed and protected in Tasmania.

Tasmania's coast is unique and largely unspoilt, thanks to the *State Coastal Policy*, which has protected it for almost 30 years.

From: Ross Hufton
To:
Cc:

Subject: Subject: Save our Coasts – Say NO to fast tracking changes to weaken State Coastal Policy
Date: Tuesday, 30 July 2024 6:57:30 PM

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. 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.**

Ross Hufton

From: Maria IE Riedl

To:

Subject: I reject this proposed dodgy Bill and request that everyone saves our coasts by rejecting this policy – Please please please Scrap the Validation (State Coastal Policy) Bill 2024

Date: Tuesday, 30 July 2024 6:49:50 PM

This rushed, dodgy, Draft Validation (State Coastal Policy) Act 2024 (with very series flaws, including how it is being rushed thru)has as its sole intent to give retrospective, blanket approval for ALL coastal development statewide since 2009!!!

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.

The proposed changes will profoundly weaken the *State Coastal Policy* and the way our coasts are managed and protected in Tasmania.

Tasmania's coast is unique and largely unspoilt, thanks to the *State Coastal Policy*, which has protected it for almost 30 years.

It is apparent that this government intends to fast-track these proposed changes via parliament, circumventing the standard legislated public consultation process!

Our lifestyle is based around our incredible coastlines which we have an obligation to protect. It appears there are many corporations, owned by multi-nationals that are looking at these coastlines and seeing dollar signs. Should these changes go ahead it would be an unacceptable backward step for transparency and good governance in Tasmania locking up our coast for private development!

I am asking all members of both houses to vote to leave the Tasmanian Coastal Policy as it is! These proposed changes demonstrate the government's reckless arrogance and contempt for the public and the parliament and in my view it is purposefully set out to guarantee the approval of the wharf

required to construct the proposed Robbins Island wind farm!!!
It is a smoke screen, claiming a need to validate an ever growing list of structures NOT as minister says.

The construction of a 510m jetty for the Robbins Island wind farm clearly and unequivocally undermines the Supreme Court appeal against the development!

The Tasmanian way of life is NOT being threatened by the present Coastal Policy which in reality PROTECTS an our coats that we love!

Tasmania is the stronghold for tens of thousands of shorebirds, and sites like Robbins Island which meets eight out of ten criteria to be DESIGNATED a RAMSAR WETLAND site for goodness sake!!!!

1. Please STOP this attempt to amend the Tasmanian State Coastal Policy!
2. Any proposed changes to this policy MUST follow existing, legislated public consultation process.
3. The government has a responsibility to the Tasmanian community, my community, to release arguments supporting the assertions they are using to ENSURE TRANSPARENCY in the proposal!
4. This is a rush job guys thought up to WEAKEN the Tasmanian Coastal Policy!!!!

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 below 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 failed 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. 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,

'When we try to pick out anything by itself, we find it
hitched to everything else in the Universe.' John Muir

From: Gideon Cordover
To:
Cc:

Subject: Submission re: Validation (State Coastal Policy) Bill 2024 and State Coastal Policy
Date: Tuesday, 30 July 2024 6:00:44 PM
Attachments: [Outlook-1fmjl3w3.png](#)
[Cordover Submission re State Coastal Policy 30jul24.pdf](#)

Hello,

Please find attached (and copied out below) my submissions regarding the State Coastal Policy for your consideration.

Kind regards,

Gideon



Kingborough Council acknowledges and pays respect to the Tasmanian Aboriginal Community as the traditional owners and continuing custodians of this land and acknowledge Elders – past, present, and emerging.

Submission re State Coastal Policy
via email: stateplanning@dpac.tas.gov.au

30 July, 2024

I write to you to express my opposition to the proposed changes in the *Validation (State Coastal Policy) Bill 2024*.

Our beautiful state is put in harm's way when greed trumps public interest.

The following representation is my own opinion and does not necessarily reflect the opinions or position of my employer, Kingborough Council, or any other authority.

As an elected representative on the Kingborough Council, I see it as part of my duty to defend our municipality's coastlines against unwanted development that lacks social licence and defies community interest.

Kingborough has some of the most beautiful coastlines in the world, and I am concerned that changes

to the State Coastal Policy will water down, or erode, the protections they are currently afforded, leaving them to crumble away like so many of our dynamic coastal formations.

Before attempting to change the State Coastal Policy, the government needs to make a case for why the changes are needed. When recommending policy change, the government needs to be transparent about its reasons for seeking to make a change.

Changes to state policy should be made in a clear, fair, and transparent way and proposed changes should always be made in the *public interest*, not made to facilitate a vested interest.

I am concerned that on this occasion, proper process is being subverted, and the community is having change foisted upon them without a strong case for the changes being made or a fair public consultation process being undertaken.

I am against the proposed changes to the State Coastal Policy and urge you to discard the *Validation (State Coastal Policy) Bill 2024*.

My reasons for opposing the changes are as follows:

1. The ongoing Supreme Court action relating to Pilitika/Robbins Island may be impacted.
2. The consultation process should be lengthened, made more fair, and should include public hearings.
3. The government should be more transparent in this process, for example, by releasing the legal advice it has obtained that questions the legality of existing structures on the coast.
4. The Tasmanian Government has not demonstrated the necessity for this extensive legislation. They must provide evidence to justify the need for the draft legislation to alter the State Coastal Policy.
5. The claim that no mapping of mobile landforms has been conducted is incorrect, as it is my understanding that coastal erosion and inundation mapping is available. For example, I know that in Kingborough, coastal and [inundation mapping](#) has been undertaken for Kingston, Kingston Beach, Blackmans Bay, Snug and Adventure Bay.
6. Any proposed changes to the State Coastal Policy should be addressed in one comprehensive package by the Tasmanian Parliament, not through two separate Bills at different times. The Government's approach prevents an integrated review of the Policy, as the second Bill has not yet been released. The current Bill aims to validate previously approved developments, while the forthcoming Bill is expected to establish new assessment and approval processes. Parliament needs a complete picture of the changes to assess them properly.
7. I urge our State Parliamentarians to vote to send any draft legislation to change the State Coastal Policy to a Committee for further review. This would allow for additional community consultation and engagement. This is crucial as the State Government is not following the existing legislated eight-week public consultation process. Given the broad scope and numerous unanswered questions surrounding the Bill, it is essential that it undergo proper scrutiny by a committee.
8. The draft legislation (the Validation (State Coastal Policy) Bill 2024) could potentially provide a retrospective, blanket approval for all coastal developments statewide since 2009. Such broad approval undermines previous assessments and permits, possibly leading to unintended legal consequences. The draft Bill's Section 3 defines the 'validation period' as from February 25, 2009, to the commencement of the Act, meaning any developments during this time, with or without a permit, would be retroactively approved, removing any legal recourse.

Policy changes should be made where they reflect the best interests of the community.

Has there been an outpouring from the community about the need to change the Coastal Policy? In my role, I have met plenty of people who say we should strengthen protections for our coastlines. I have heard from many community members who want to see environmental and cultural values protected on lutruwita/Tasmania's coastlines. As a Kingborough resident, I know many people who are grateful that we live in a place that has not yet been comprehensively despoiled by inappropriate coastal development, as sadly so many other parts of Australia have been.

We have an opportunity in lutruwita/Tasmania to protect our marvellous coastlines. We should vigorously defend the protections we have in place and seek to strengthen those protections where appropriate.

The proposed *Validation (State Coastal Policy) Bill 2024* does not achieve those aims and, therefore, should be rejected or sent to a committee and further public consultation to reach an outcome that satisfies the community interest and reflects best practices in the policy change process.

Yours sincerely,

Gideon Cordover

From: Lalani A Hyatt
To:
Cc:

Subject: Unnecessary amendments - State Coastal Policy
Date: Tuesday, 30 July 2024 5:55:52 PM

I write to protest the government amending the State Coastal Policy. The planned changes are quite obviously sought in order to progress the Robbins Island Windfarm development via the construction of a wharf facility in unstable dune systems on acid sulphate bearing soil. The windfarm development should not have been considered for this location in the first instance and should be scrapped immediately and a more appropriate location identified. The Robbins Island Boulanger Bay area comprises habitat for more migratory and resident shore birds in one area than over the whole of Lutrawita coasts combined. This site is globally recognised and should be protected at all costs.

I call on the State Government to abandon its planned First stage amendments and to comply with the legislation which clearly states that eight weeks of community consultation should be undertaken, prior to any second stage changes being considered. Transparency, compliance with legislation and acknowledgement of the wishes of the public of Lutrawita Tasmania are the desired outcomes I seek as a voting member of the Tasmanian community.

To this end I agree with and fully support the following;

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 below 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 failed 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. 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,

From: Rachel M Tenni

To:

Subject: Please Scrap the Validation (State Coastal Policy) Bill 2024

Date: Tuesday, 30 July 2024 5:40:40 PM

To the state planning authority,

I strongly oppose the proposed changes to the *State Coastal Policy* and call on you to **scrap the Validation (State Coastal Policy) Bill 2024**. Our coastline is the envy of the world and needs to be protected at the highest level to endure the future challenges that our future generation will be left to live with. Policies such as creating legislation to have every house hold become its own power house with solar will mitigate any future power threats if done correctly. Tailor the grid to work with each household. My list of issues and concerns are clearly set out below which will guide your decision making for the betterment of Tasmania.

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 failed 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. 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,

Rachel M Tenni

From: Jude Cazaly
To:
Cc:

Subject: Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 5:40:34 PM

My name is Jude Cazaly. I am writing this from Flinders Island where I have lived for 23 years and had land since 1977 when I would come and stay every year.

The essential feature of the Furneaux group of islands is its Coastline.

The coast is also one of the defining features of Tasmania(Lutriwita))

I support the concerns expressed in the many Planning Matters Submissions you are receiving. These are listed below.

I am doing so because I am concerned about the any steps which will water down any protection of the essential features of the places above. These coastlines are one of the last places on earth which have a

chance to maintain the ecological, scenic and historical features they currently enjoy. They more often than not have retained unprecedented timelessness, where any changes have occurred naturally thus ensuring

a capacity of the earth to maintain the integrity of its natural State.

I am also concerned about the process which has been adopted by this government. This policy change should NOT be rushed through. It is a denial of the fundamental democratic right if inadequate time is given to

consultative processes. In fact lack of proper time for consultation renders the “consultative process ” a sham. Confidence in the political process is declining.Cynical Government acts like this do little to engage the

population and respect our entitlement to have a say.

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 below 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 failed 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. 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,
Jude Cazaly

From: Maraika smit
To:
Cc:

Subject: Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 5:30:56 PM

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.
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. 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,
Maraika smit

From: Eric Pinkard

To:

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

Date: Tuesday, 30 July 2024 4:35:38 PM

Hi everybody

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 below 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 failed 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. 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.**

The Government should not be trying to change laws to suit developers' proposals. If successful, there is a very strong probability that changes to legislation will result in a legislative fiasco.

Yours sincerely,

Eric Pinkard

From: Shayne Clark
Sent: Tuesday, 30 July 2024 4:21 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,
Shayne Clark

From: Fiona Brine
To:
Cc:

Subject: Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 4:02:15 PM

Our coastlines are one of Tasmania's great strengths, hence the reason to have a State Policy for them in the first place. Attempts to amend and water down the Policy must be opposed, to protect our state's assets.

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 below 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 failed 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. 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,
Fiona Brine

From: Mike Meerding

To:

Subject: Scrap the Validation (State Coastal Policy) Bill 2024

Date: Tuesday, 30 July 2024 3:40:32 PM

The Validation (State Coastal Policy) Bill 2024 has been released for very limited public consultation 16 July to [1 Aug 2024](#).

Changes of this magnitude with such far reaching consequences should go through the standard existing robust legislated 8 week public consultation process conducted by the Tasmanian Planning Commission.

When the government attempts to fast track a piece of legislation means to me they are attempting to do something not in the general public's interest by forcing through legislation without it getting proper scrutiny. The draft legislation will potentially provide for a retrospective, blanket approval for all coastal developments statewide since 2009. Such an approval undermines previous assessments and permits issued, potentially leading to unintended legal consequences.

The Government has tried this fast track approach for other proposals in the past and in each case history has shown the flaws in this method. The Tamar valley pulp mill, the cable car facilitation bill on Mount Wellington and the Lake Malbena island tourist resort are just three that spring to mind - all deliberately rushed through to try to avoid proper scrutiny - to assist the interest of major development - without considering the full ramifications of such changes.

Yours sincerely,
Mike Meerding.

From: Danielle Pacaud
To:
Cc:
Subject: Fwd: Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 3:39:40 PM

Dear Simon

I implore you, as a democratic representative of the people of Tasmania to oppose this Bill now.

I oppose the proposed Validation (State Coastal Policy) Bill 2024.

The State Coastal Policy is already weak and inadequate to sustain and conserve Tasmania's unique coast, it's flora and fauna from irreversible destruction through short sighted exploitative development which is highly unpopular.

This antidemocratic and reckless proposal should be scrapped now and a proper process instituted for a policy that recognises the science including the scientific evidence of the impact of climate change. An approach to the coast and its protection, like that of the National Trust in the UK, would preserve the natural values and actually offer development potential for more sites back from the coast.

Scrap this bill now and change course, for the sake of the natural environment fir all Tasmanians, for future generations.

See PMAT'S objections below, which I endorse.

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 below 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 failed 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*.**
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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.
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. 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,

Danielle Pacaud

Dear PMAT member groups and supporters,

The Tasmanian Government has released draft legislation to fast-track changes to Tasmania’s *State Coastal Policy* through the Tasmanian Parliament.

From: Scott Coleman.

To:

Subject: Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy

Date: Tuesday, 30 July 2024 3:26:20 PM

I endorse the following submission:

I oppose the proposed changes to the State Coastal Policy for 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. 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,

Scott Coleman.

From: Danielle Pacaud
To:
Subject: Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 3:19:12 PM

I oppose the proposed Validation (State Coastal Policy) Bill 2024.

The State Coastal Policy is already weak and inadequate to sustain and conserve Tasmania's unique coast, its Flora and fauna from irreversible destruction through short sighted exploitative development which is highly unpopular.

This antidemocratic and reckless proposal should be scrapped now and a proper process instituted for a policy that recognises the science including the scientific evidence of the impact of climate change. An approach to the coast and its protection, like that of the National Trust in the UK, would preserve the natural values and actually offer development potential for more sites back from the coast.

Scrap this bill now and change course, for the sake of the natural environment for all Tasmanians, for future generations.

See Sophie's objections below, which I endorse.

Danielle Pacaud

[View this email in your browser](#)



REMINDER

Submissions close 5 pm, 1 August 2024

Scrap the Validation (State Coastal Policy) Bill 2024

Please share this email far and wide. Our submission guide is also available on our website [here](#).

Dear PMAT member groups and supporters,

The Tasmanian Government has released draft legislation to fast-track changes to Tasmania's *State Coastal Policy* through the Tasmanian

Parliament.

The Validation (State Coastal Policy) Bill 2024 has been released for a very limited public consultation period between 16 July – 1 August 2024 and is available [here](#) and [here](#).

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.

The proposed changes will profoundly weaken the *State Coastal Policy* and the way our coasts are managed and protected in Tasmania.

Tasmania's coast is unique and largely unspoilt, thanks to the *State Coastal Policy*, which has protected it for almost 30 years.

Please make a submission to scrap the *Validation (State Coastal Policy) Bill 2024*.

YOUR URGENT ACTION NEEDED PLEASE - MAKE A SUBMISSION 5 EASY STEPS:

(Submissions due 5pm 1 August 2024)

STEP 1 – Copy and paste the submission email into your 'To' field

STEP 2 - Copy and paste into your "CC" field Members of the House of Assembly and Legislative Council:

STEP 3 – Suggested email subject heading:

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

STEP 4 – Copy and paste suggested email text:

If you can, also personalise your submission by writing why Lutruwita/Tasmania's coastlines matter to you and your way of life.

Personalising your message creates a powerful impact with

Parliamentarians.

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 below 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 failed 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. 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,
(Include your name.)

STEP 5 – Please send your email ASAP.

STEP 6 – Please share this critically important issue with your friends, family and community!



Share



Forward

Thank you!

Our submission guide is also available on our website [here](#).

WANT TO KNOW MORE?

Public comment on the draft *Validation (State Coastal Policy) Bill 2024* has been released for very limited public consultation from 16 July – 1 August 2024 and is available [here](#) and [here](#).

Read PMAT's background report & joint media releases [here](#) regarding the proposed changes to the Tasmanian *State Coastal Policy* and implications for the proposed Robbins Island wind farm in north west Tasmania.

Image with thanks to Rob Blakers.

Kind regards,

Sophie and the PMAT Team

PMAT acknowledges and pays respect to the Tasmanian Aboriginal people as the traditional and original owners of the land on which we live and work. We acknowledge the Tasmanian Aboriginal community as the continuing custodians of lutruwita (Tasmania) and honour Aboriginal Elders past and present. lutruwita milaythina Pakana - Tasmania is Aboriginal land.

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You can [update your preferences](#) or [unsubscribe from this list](#).



From: Christopher Cowles.
To:
Cc:

Subject: Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 3:05:19 PM

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.
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. 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,

Christopher Cowles.

From: Yabbo Thompson
To:
Subject: Coastal changes
Date: Tuesday, 30 July 2024 3:02:26 PM

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. 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.**

**From
Yabbo Thompson**

From: Alvaro Ascui
To:
Subject: Submission State Coasts Policy
Date: Tuesday, 30 July 2024 2:50:39 PM

30th. July 2024

State Planning

Tasmanian Ratepayers Association Inc. (TRA) supports the work of Planning Matters Alliance Tasmania, in championing fair and equitable planning that gives the Tasmanian community a voice.

TRA opposes the proposed changes to the State Coastal Policy and call on you to scrap the Validation (State Coastal Policy) Bill 2024 due to the below issues and concerns.

In making this submission, TRA calls upon the State Government to immediately stop its attempt to amend the Tasmanian State Coastal Policy, ensuring there is no impact to the ongoing Robbins Island Supreme Court case. For the State Government to interfere in the present lawful process, it is a breach of our democratic process and threatens jurisdictional fairness by interfering in a proper legal process once a case has commenced to be heard. Should there have been found some form of defect in the present legislation, then that ought to be a responsibility of Parliament and not a sly and underhand manoeuvre to prevent a party from receiving a determination from a lawfully-commenced process.

Rather than fast tracking the proposed changes through the Tasmanian Parliament, any proposed changes to the State Coastal Policy must follow the existing democratic and 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 justify this and immediately 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 or urgency to rush through the proposed changes to the State Coastal Policy.

The Tasmanian Government has failed 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. 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,
Alvaro Ascuí

From: Dr Anne Watson
To:
Cc:

Subject: Save our Coasts – Please Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 2:48:14 PM

Dear State politicians

I have lived in Tasmania all my life and have seen the destruction of many coastal habitats. I grew up in Strahan and watched as salmon farms took over the harbour, the water quality dropped and the clear button-grass stained water turned murky. I learnt to swim in the Harbour, but would never get into that water again, due to the high pollution levels.

The proposed changes to the *State Coastal Policy* will allow many more developments that destroy the special values of our coastline and waterways. I call on you to **scrap the *Validation (State Coastal Policy) Bill 2024*** due to my concerns. There is nothing in the current policy to stop any reasonable developments in the coastal zone and there should not be any need to change legislation for any environmentally sound proposal

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. **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. **We have seen what happens when the government makes deals and** pushes through legislation without community consultation. The proposed AFL stadium at Macquarie Point and the training facilities at Rosny Park are examples of policies that go against community values.
4. If 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. Is this proposed change to the coastal policy to allow more jetties or to disallow jetties where developers have other plans?
5. **There is no urgent need to change the Coastal Policy for the Robbins Island wind farm to go ahead, because it is yet to gain approval from the Australian Government.**
6. **The Tasmanian Government has failed 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*.**
7. **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.

8. **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.
9. **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. Developers such as Walker Corporation have shown their disregard for community values and the environment and planning appeals stopping some of their proposals should not be invalidated . 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. This is a recipe for disaster. Our coastline is already under threat from rising sea levels. Any developments in the coastal zone need to take climate change impacts into account, something that wasn’t considered in 2009.

10. **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. 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. The Antarctic Climate and Environment CRC conducted high resolution of sea level threats to our coastline in the early 2010’s. Clarence Council has also conducted sea level mapping.
11. **Please vote against this proposed coastal policy and make sure that the legislation follows standard procedures for assessment.**

Yours sincerely,
Dr Anne Watson, BSc, PhD

From: Ross Bambery
To:
Cc:

Subject: Save our Coasts – Pls Scrap the Validation (State Coastal Policy) Bill 2024
Date: Tuesday, 30 July 2024 1:48:02 PM

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.
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. 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.**
- 10 The natural environment of Tasmania is one of our most valuable assets heading into the future and must be protected for our children and future generations.
- 11 As global warming precipitates sea level rise it is our coastal areas that will

play an important part in protecting inland areas from inundation by storm surges. Protection of these AREAS HISTORICALLY has been possible under existing laws. Don't mess these laws up now they are working well to protect coastal areas.

13 The need to transition to green power is well understood by persons wishing to protect our environment but placing industrial parks on top of sensitive wetlands now dwindling worldwide is not the answer. Please consider less sensitive areas for power generation and stop allowing multinational interests to dictate to ordinary tasmanians how power generation will occur. **We don't need to CLOTH, FEED, OR POWER THE REST OF THE WORLD.** It's enough to cloth, feed and meet the power needs of Tasmanians and Tasmanian industry. Wealth does not equate to happiness!

**Yours sincerely,
Ross Bambery**

From: Brian Hall
To:
Cc:

Subject: Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy
Date: Tuesday, 30 July 2024 1:45:23 PM

Dear Elected Members

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. 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

I am 53 and have been a keen follower of State politics and civic matters all of my adult life. Beyond the shortcomings of the proposed changes to the State Coastal Policy highlighted above, I strongly believe the ongoing and deepening propensity for governments of all stripes, and a general decrease in the transparency of government process and accountability with barriers to FOI a glaring example, being of grave concern and deserves real and urgent remedial attention. A failure to do so will continue to erode community trust and faith in good governance and of institutional due process.

Yours sincerely,

Brian Hall

From: Planning Institute of Australia
To:
Subject: PIA Tas Submission - Validation (State Coastal Policy) Act 2024
Date: Tuesday, 30 July 2024 1:35:19 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[PIA Tas Submission Validation \(State Coastal Policy\) Act 2024.pdf](#)

Attached is a response from PIA Tasmania to the State Coastal Policy validation bill.
Thank you for the opportunity to submit.

Yours sincerely,

Carmel McCormack



www.planning.org.au



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30 July 2024

State Planning Office
Department of Premier and Cabinet
GPO Box 123
HOBART TAS 7001

Email: stateplanning@dpac.tas.gov.au

SUBMISSION – VALIDATION (STATE COASTAL POLICY) ACT 2024

Thank you for the opportunity to make a submission on the *Validation (State Coastal Policy) Bill 2024*. We understand that the draft Bill seeks to validate existing planning permits that may offend the Tasmanian State Coastal Policy (the Policy), following recent questions about its application through decisions.

The Planning Institute of Australia (PIA) is invested in this issue as the peak body representing the planning profession. PIA supports reform that improves planning processes and outcomes, especially through well-developed and resourced strategic planning based on a strong evidence base consistent with PIA Australia's positions on liveability, health, [national and local settlement strategies](#), [climate conscious planning systems](#) and management of risk in a changing environment¹.

An integrated approach

We understand that there may be multiple approvals affected by this issue, hence the retrospective nature of the legislation (dating back to 25 February 2009). We also understand that a separate position paper will be released that outlines the future review and changes to the Policy. Given the importance of the Policy, it would have

¹ <https://www.planning.org.au/ourcampaigns>

been helpful to have considered both the validation and the proposed changes simultaneously. It is difficult to assess the nature and extent of the problem that this bill seeks to address with limited information on the issue.

PIA applauds the desire to refresh a dated policy in the context of intensifying coastal hazards and the pending implementation of the Tasmanian Planning Policies. Many hazards will be unpredictable in severity and extent, while presenting significant impacts to coastal infrastructure and coastal living. More work is required in terms of coastal process and timely responses to natural hazards that are, by definition, dynamic and are particularly affected by climate change.

While the policy framework requires review, timely implementation processes also require consideration. The process for planning scheme amendments to reflect up-to-date natural hazard data at the State level needs to be considered, along with education for the community and stakeholders to improve awareness and avoid suboptimal outcomes.

The importance of a clear policy setting

PIA has a broad, long-held position that the State needs a comprehensive policy framework with clarity on how the policies relate to the various approval pathways, including planning schemes and other processes. We look forward to receiving more information about the review and the ongoing changes to improve the policy framework for the State.

Thank you again for the opportunity to make a submission.

Yours sincerely

Michael Purves



From: Melissa Wells <>
Sent: Tuesday, 30 July 2024 12:54 PM
To: State Planning Office Shared Mailbox
Cc: Dean Winter; Janie Finlay; Shane Broad; Rockliff, Jeremy; Ellis, Felix; Nick Duigan
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,
Melissa Wells

From: Alan Richmond

To:

Subject: Scrap the Validation (State Coastal Policy) Bill 2024

Date: Tuesday, 30 July 2024 12:50:17 PM

To State Planning,

I am writing to you to inform you of my opposition to the proposed changes to the *State Coastal Policy*.

I believe it is crucial to protect our coastline and wilderness areas for all people of Tasmania, both present and future. The wellbeing of life, humans included, depends on it.

Greedy land grabs by short-sighted developers and supported by weak, short-term governments is the root cause of the demise of our natural values. The seemingly unstoppable force of unsuitable developments has placed us on the path of *death-by-a-thousand-cuts*. We must not introduce short cuts that will further weaken existing legislation. Certainly, and at the very least, we must retain the legislated eight-week public consultation period currently in place.

I live by the Tasmanian coast, I know the beauty of unspoilt coastline. To support my view on this State Coastal Policy matter I offer the following:-

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. 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 contact me if you require any additional information. Thank you.

Yours faithfully,

Alan Richmond

From: Stephen Bond.
To:
Cc:

Subject: Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy
Date: Tuesday, 30 July 2024 11:49:10 AM

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. 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.**

If we live in a democracy then the State Government should follow due diligence and give the public adequate time to respond to bills put forward to Parliament. I see fast tracking legislation on such issues as underhanded and inappropriate.

Yours sincerely,
Stephen Bond.

From: Peter and Brenda Bosworth

To: [State Planning Office Shared Mailbox](#)

Cc:

Subject: Tasmanian Coastal Policy

Date: Tuesday, 30 July 2024 11:41:13 AM

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.
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.
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Yours sincerely,

Peter and Brenda Bosworth

From: Todd Dudley
To: [State Planning Office Shared Mailbox](#)
Cc:

Subject: Validation State Coastal Policy 2024
Date: Tuesday, 30 July 2024 11:33:47 AM

We wish to comment on the above.

Our organisation has a long record of advocating for the protection, management and restoration of the east coast of Tasmania. Over the past 20 years there has been a steady and ongoing weakening of planning laws including the State Coastal Policy in order to prioritise development over conservation of the coasts natural and scenic values.

The State Govt is now using the excuse of seeking to validate previously approved works in the coastal zone located on potentially mobile landforms to justify changing and further weakening the State Coastal Policy. In addition it is claimed that there is insufficient data/mapping available that identifies vulnerable coastal land forms This reasoning is not accepted as "existing uses" are exempt from retrospective review under LUPA/Planning Schemes and adequate mapping such as that found on The List is available (ie Coastal Vulnerability Layer).. As such the conclusion must be made that the primary purpose of the legislation is to ensure the approval of the Robbins Island Wind Farm and perhaps other prospective developments which involve a need to develop mobile coastal landforms.

Any changes to the State Coastal Policy need to go through the normal due processes rather than fast tracked for the benefit of particular development interests..

A review of the State Coastal Policy has been attempted and failed on numerous occasions. Given the increased development pressure on the coastal zone due to population growth and connected mass tourism the State Coastal Policy should be reviewed to strengthen its provisions to ensure that the natural and scenic values of our unique and precious coastline are protected, maintained and where possible restored for the long term.

Todd Dudley
President
North East Bioregional Network

From: Kent Walsh
Sent: Tuesday, 30 July 2024 11:23 AM
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,
Kent Walsh

From: G Davis
Sent: Tuesday, 30 July 2024 6:31 PM
To: State Planning Office Shared Mailbox
Cc:

Subject: Save our Coasts - Say NO to fast tracking changes to weaken State Coastal Policy

Dear Parliamentarian,

Please consider that I, among many, represent the community that 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 <https://aus01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.thelist.tas.gov.au%2F&data=05%7C02%7Cstateplanning%40dpac.tas.gov.au%7C890f1227329f4ac3ddd908dcb0720a64>

%7Cea732b1f3d1a4be9b48b6cee25b8a074%7C0%7C0%7C638579251054556356%7CUnknown%7CTWFpbGZsb3d8eyJWljoiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6Ikk1haWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=N6q0kyrAOUSmbiKMjzNyO3U4DQ%2BjCuyLf1TLnT9VNk0%3D&reserved=0. 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 do not allow such rash decisions to be made without proper public consultation over a proper time period. Do not allow our coastal reserves and beaches, parklands and shores to be sold out for private gain or for profit. This is supposed to be a democratic country and this beautiful state should not be sold off to big investors for short term gain.

Please vote against fast tracking changes. Protect our coasts from human development.

Yours sincerely,
Georgina Davis

From: Rob Howie
Sent: Wednesday, 31 July 2024 12:06 PM
To: State Planning Office Shared Mailbox
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:

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. 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.**

10. **Yours sincerely,**
Robert Howie

From: Dr Eric J Woehler OAM and Chris Rees
To: [State Planning Office Shared Mailbox](#)
Cc:

Subject: Australian Coastal Society (Tas) Submission Opposing the Validation (State Coastal Policy) Bill 2024
Date: Wednesday, 31 July 2024 12:04:03 PM
Attachments: [ACS submission SCP 31 Jul24.pdf](#)

Dear Sir/Madam

Please find attached the submission from the Australian Coastal Society (Tasmania) opposing the Validation (State Coastal Policy) Bill 2024.

We would appreciate acknowledgement of receipt of our submission.

Many thanks

Dr Eric J Woehler OAM and Chris Rees

cc all MHAs and MLCs

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Dr Eric J Woehler OAM



31 July 2024

State Planning Office

Submission by email only: StatePlanning@dpac.tas.gov.au

ACS Submission re *Validation (State Coastal Policy) Bill 2024*

The Australian Coastal Society (ACS) is a nationwide organisation established in 2004 with Branches in each State and territory. It is a professional, science focussed body whose objectives include:

- *To contribute to International, state and local debates on coastal issues to foster informed open decision-making to sustain coastal resources and natural assets, and*
- *To promote the protection and conservation of coastal sites of environmental and cultural significance.*

ACS Tasmania has a membership of professionals with extensive expertise no longer found in the State Government, nor its agencies and advisors. Our members have accumulated many decades of experience on coastal and marine planning, conservation, research and management, policy formulation and implementation. Several of our members have contributed to the forthcoming *State of the Environment 2024 Report* for Tasmania under the guidance of the Tasmanian Planning Commission. We have drawn on this extensive expertise and experience of our members, ACS Tasmania freely makes this submission to the Tasmanian Government.

ACS Tasmania strongly encourages our State Parliamentarians of both Houses to reject the *Validation (State Coastal Policy) Bill 2024*.

We have closely considered the Government's proposed legislative pathway for enabling the construction of a contentious jetty on Robbins Island. We note that this proposed development is also currently subject to a Supreme Court case due to the EPA failing to take the *State Coastal Policy 1996* (the Policy) into account in its assessment of the proposal.

Regrettably, determined to meet the specific requirements of a single developer, the Government is now introducing highly controversial legislation to modify the Policy to accommodate a development that is proscribed under the Policy. In the coastal zone, the Policy represents a major element of Tasmania's Resource Management and Planning System – as explicitly acknowledged by the Hon Minister Duigan in his public comments. Within the RMPS, the Government's current approach is an anathema to well considered, best practice coastal planning and management. Retrospective enabling legislation is an appalling abuse of process.

Since coming into effect in 1996 under the *State Policies and Projects Act 1993*, the Policy has provided a

statutory blueprint for Sustainable Development in the coastal zone around Tasmania. Within its provisions, it provides strong direction on development in soft sediment coastal areas that are high energy and potentially unstable. Structures such as jetties and wharves in such areas can have significant unforeseen impacts on the adjacent coastlines by interfering with wave and wind patterns, currents and littoral drift of sediments.

The Tasmanian Government's attempt to circumvent this best practice guidance and is seeking to retrospectively change the Policy, rather than accept the reality that development in some coastal areas is totally inappropriate and thus carries a high risk of failure.

ACS Tasmania strongly urges the State Government immediately stops its attempt to retrospectively amend the Tasmanian *State Coastal Policy 1996*, and thus 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 Policy must follow the required robust public consultation process (with opportunity for public hearings) legislated under the *State Policies and Projects Act 1993* and conducted by the Tasmanian Planning Commission. This would be the appropriate process for the Government to adopt, ensuring transparency and engagement at all steps.

As part of its rationale for introducing a Bill to override the Policy, the State Government claims to have received advice that questions the legality of existing structures such as jetties, wharves and minor coastal access works that have been allowed since 2009 (when an Act clarifying the relevant Outcome of the Policy came into law). The Government has so far typically refused to release to the Tasmanian community the legal reasons or advice on which they are basing their position. This refusal to release the claimed justification for the proposed changes reflects poorly on the Minister and the Tasmanian Government.

It must also be noted that the Robbins Island wind farm, bridge and wharf proposal has yet to gain the required approval from the Australian Federal Government under the EPBC Act, meaning there is no immediate need to rush through the proposed changes to the *State Coastal Policy 1996* with the minimal opportunity for public consultation.

Without releasing their legal advice or the justification for the proposed legislation, the Tasmanian Government has so far failed to demonstrate the need for this wide-ranging retrospective legislation to override the Policy. The Minister for Renewable Energy and Minister for Parks and Environment, the Hon Nick Duigan was asked in the Tasmanian Parliament to provide a list of structures over which there were legal uncertainties (structures such as jetties and wharves). No such evidence has so far been provided, and we therefore remain highly sceptical of the Government's true reasons for the proposed changes to the Policy.

In fact, the State Government is proposing to make two tranches of changes to the *State Coastal Policy* – both changes to be addressed by separate Bills at different times. Only one draft Bill has been released to date. The Bill currently open for public comment aims to retrospectively validate previously approved developments, while the yet to be released Bill is expected to create new assessment and approval processes.

ACS Tasmania strongly objects to this piecemeal, *ad-hoc* approach, which is the very antithesis to an integrated approach to coastal zone management. The proposed strategy is very poor practice, and again, reflects poorly on the Minister and the Tasmanian Government.

ACS Tasmania strongly asserts that the *State Coastal Policy 1996* should be properly reviewed under the existing statutory mechanism as described in the *State Policies and Projects Act 1993*. Nonetheless, if the State Government maliciously continues on the path of introducing piece-meal legislation to change the Policy, we request that any proposed changes must be put before the Tasmanian Parliament in one package at the same time, and not by two separate Bills being tabled at different times.

This will enable full Parliamentary and public overview and scrutiny of all proposed changes, and elucidate insights into potential intended and unforeseen consequences that may arise. This step is critical as the

Tasmanian Government clearly does not have the expertise and overall systems awareness to perceive these consequences. The Parliament deserves to see a complete picture of the changes to this important State Policy so it can properly assess whether to approve any changes – or not.

In these circumstances, ACS Tasmania strongly encourages our State Parliamentarians of both Houses to reject the *Validation (State Coastal Policy) Bill 2024*.

However, should this not happen, ACS Tasmania believes that the draft legislation to change the *State Coastal Policy 1996* must be sent to Committee for further review and proper scrutiny. This would allow further (but limited) community consultation/engagement. This is especially critical if the State Government chooses not to follow the legislated review mechanism involving the TPC.

The Australian Coastal Society (Tasmania) strongly encourages the State Government to abandon its proposed legislative pathway to retrospectively overriding the existing outcomes of the *State Coastal Policy 1996*, in particular to development in actively mobile coastal areas.

In conclusion, ACS Tasmania request that the State Government:

- 1. Suspends its inappropriate and immature eagerness to see the Robbins Island wind farm proposal proceed at any cost,**
- 2. That it awaits the current ongoing assessment of the proposed Robbins Island wind farm by the Australian Government to be completed, and**
- 3. That it commence a properly-resourced public conversation on the Tasmanian community's future vision for the coastal zone as a precursor to a full review of the *State Coastal Policy 1996* under the *State Policies and Projects Act 1993*.**

This is critical in order to establish a policy, planning and management framework that will better achieve sustainable development in the coastal zone (see *Footprints in the Sand*, a 1992 issues paper summarising submissions before drafting the *State Coastal Policy* in 1994).

We look forward to your response.

Yours sincerely,

Dr Eric J Woehler OAM
Co-Chair, ACS Tasmania

Chris Rees
Co-Chair, ACS Tasmania

From: Victoria Jansen-Riley
To: [State Planning Office Shared Mailbox](#) Submission on State
Subject: Coastal Policy validation Wednesday, 31 July 2024
Date: 11:06:03 AM
Attachments: [Validation of State Coastal Policy 2024.docx](#)

Please find my attached submission,
Regards
Victoria Jansen-Riley

Victoria Jansen-Riley

31/7/24

To- Planning Dept Tas. Gov.

Submission on-

Validation of State Coastal Policy 2024

The state Coastal Policy should not be changed to any format that allows development on frontal dunes: due to risks of erosion, loss of visual amenity, and damage to natural ecosystems.

Development that has already occurred within this manner is not legal, but obviously cannot be changed physically at this point, but should be prevented from any further progress. I do not think that this policy has been adequately taken into account with most Coastal development over the years, and that it should not be overturned by the policies in LUPA. Therefore Council approvals for current coastal developments should be overturned until The State Coastal Policy has been clarified, and has been strengthened to protect the Tasmanian Coast, for which it was designed.

Stakeholders (such as nearby communities to proposed to Coastal developments) need to be listened to. (This is also stated in the current format of the State Coastal Policy) thus opponents to the Robbins Wind Farm should be given more credence.

Yours faithfully,

Victoria Jansen-Riley

From: Colleen Murfitt

To: [State Planning Office Shared Mailbox](#)

Subject: Calling on Parliamentarians to scrap the Validation(State Coastal Policy) Bill2024

Date: Wednesday, 31 July 2024 11:05:04 AM

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. 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.**

Sincerely Yours

Colleen Murfitt

Sent from my iPhone

Sent from my iPhone

From: Bronwen Puleston-Jones
Sent: Wednesday, 31 July 2024 10:55 AM
To: State Planning Office Shared Mailbox
Cc:
Subject: Validation (State Coastal Policy) Act 2024 Submission

My submission addresses the two-fold issue: the proposed changes to the Tasmanian State Coastal Policy (TSCP) and the proposal to build a wind farm on pulitika/Robbins Island. Below is a summary of my opposition to these. I respectfully request consideration of the following points:

- Changes to the TSCP should be subject to the proper legislated public consultation process instead of what appears to be fast-tracking in favour of a particular development.
- Details of the advice received by Minister Duigan regarding existing infrastructure and the proposed wind farm must be released to ensure transparency, and to enable Tasmanians to engage and consider any issues that have come to light around safety, compliance and cultural heritage.
- All levels of government need to address and remediate any identified infrastructure issues. The proposed changes to the TSCP appear to be designed as a way of avoiding culpability for retrospective infrastructure protections.
- Ensure compliance with the Aboriginal Heritage Act and respectful protections by consulting with the Aboriginal community regarding the wind farm development on pulitika. According to a TAC spokesperson there have been none to date. Tasmania needs to better preserve areas of significant Aboriginal cultural heritage and consult with Aboriginal community before developments are undertaken.
- Preserve and protect pulikita as an identified, essential, high value migratory bird habitat in a world where these resources are constantly under threat from development.
- The dangers wind farms pose to birds are known. Source an alternative, appropriate site for the proposed wind farm. It is not an effective or sustainable business model to have shut down for long periods.
- Government involvement in the current pulitika Supreme Court case is not in the public interest. This development is an illustration of the opening up of private and commercial interests along sensitive areas of coastline, susceptible to the forces of climate change and weather.
- These developments are not 'part of the Tasmanian way of life'. They will degrade the face and foundation of our coastlines, ultimately changing connection and enjoyment of these areas. The Tasmanian public purse will be heavily impacted by the cost of weather-related repairs and remediation.

In summary I urge the Tasmanian government to scrap the proposed amendments to the TSCP, withdraw from the Supreme Court case, act in the public interest by releasing the information on existing coastal structures and to commit to protecting pulitika and all of Tasmania by supporting wind farm development in suitable and sustainable locations.

Yours sincerely,
Bronwen Puleston-Jones

From: Lynda Jones
Sent: Wednesday, 31 July 2024 10:33 AM
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,
Lynda Jones
Tasmania, 7321, Australia