



**Hon Stirling Hinchliffe MP**

Member for Stafford

Our ref: 10/18876



**Queensland  
Government**

Minister for Infrastructure and Planning

25 MAY 2010

Mr Neil Laurie  
Clerk of the Parliament  
Parliament House  
George Street  
Brisbane QLD 4000

Dear Neil

Thank you for your letter of 15 April 2010 about the petition received by Parliament opposing the redevelopment of 58 Riverton Street, Clayfield.

I understand the subject site is currently owned by Queensland Health, and have subsequently forwarded your petition to the Honourable Paul Lucas MP, Deputy Premier and Minister for Health, for a response on the aspects pertaining to the sale of the property.

The Queensland Government does not have the power to restrict the sale of the property to a person or organisation, because they intend to develop the site in a particular way.

However, I can advise that the subject site is currently within the Community Use (CU6) area classification of *Brisbane CityPlan 2000* (the planning scheme). Development of the site for residential purposes would be impact assessable development (generally inconsistent) and require the proposal to be publicly notified. The area intent for the community use area discusses the importance of developing and maintaining community networks, services and community health and wellbeing. Development applications for alternative land uses would need to justify reasons for not continuing community uses on the site.

An applicant is able to lodge an application seeking to override the provisions of the planning scheme. These development applications are required to be publicly notified. Signs are required to be placed on the property boundary and notices placed in the local newspaper. Submitters are welcome to write to Brisbane City Council's (Council's) Chief Executive during the public notification period, should they wish to comment on the proposal. Properly made submissions gain appeal rights in the Planning and Environment Court, should they disagree with Council's decision on the application.

I would strongly encourage the petitioners to submit their concerns to Council during a public submission period should one occur.

The Department of Infrastructure and Planning is not aware of any proposed amendments to the planning scheme which would alter the area classification or the assessment provisions for development on the site.

I trust this information is of assistance. If you require any further information, please contact Mr Daniel Wagner, Planner, Regional Services Division, Local Government and Planning Group, Department of Infrastructure and Planning, on 323 71278 who will be pleased to assist.

Yours sincerely

**Stirling Hinchliffe MP**  
**Minister for Infrastructure and Planning**

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