

Sub 37

[REDACTED]

From: Gary [REDACTED]
Sent: Thursday, 24 November 2011 4:14 PM
To: Transport and Local Government Committee
Subject: FW: Sustainable planning and other legislation amendment bill 2011

From: Gary [mailto:[REDACTED]]
Sent: Thursday, 24 November 2011 4:10 PM
To: 'tlgic@parliament.qld.gov.au'
Subject: Sustainable planning and other legislation amendment bill 2011

Dear Sir/Madam,

We wish to lodge our objection to the new proposed amendment which removes the citizen's right to complain or seek recompense from particular persons or industry by *'conferring statutory immunity from particular civil proceedings for nuisance and criminal proceedings relating to a local law in connection of aerosols, fumes, light noise odour, particles or smoke emissions- based nuisance complaints where the existing premises is operating within its licence conditions and any conditions of development approval'*.

We believe this amendment will erode our basic civil right of :

- (1) Quiet enjoyment of ones property
- (2) The right to at least seek indemnity for damage or loss.

We believe that the onus should remain with the offending party to indemnify the citizens from the offending party's actions.

Citizens intending to purchase land in the 'sustainable infill developments' referred to in this amendment should be warned of the possible detrimental impact so an informed decision can be made in regards to purchasing this land.

Furthermore:

*Developers proposing infill developments should be required to identify the potential impact to Purchasers, and

*Undertake mitigation activities

We respectfully request you consider our objection/submission with the intent of preventing this amendment from becoming Legislation and preventing our Civil Rights from being eroded further.

Yours faithfully,

Gary Thomasson
Helen Thomasson
Dean Thomasson

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Queensland