

From: [Brandon John](#)
To: [Thomas Pucci](#)
Cc: [Louise Lever](#); [Oliver Basson](#); [Nicholas McMahon](#)
Subject: [EXT] - RE: MS938 Amendment - Lot Amalgamation Query
Date: Monday, 20 October 2025 9:13:27 AM
Attachments: [image005.png](#)
[image006.png](#)
[image007.png](#)

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Hi Tom

Thank you for your email below, dated 7 October 2025, seeking the Departments consideration and advice with respect to the consolidation of Lots 500 and 8013 on Deposited Plan 75731 and adjoining Unallocated Crown Land (UCL) Lot 425 on Deposited Plan 400992 to reflect the intended amendment to Ministerial Statement 938 to redescribe Lots 500 and 8013 as Buffer areas under the Ord Final Agreement ILUA.

Upon consultation with the Department's Survey Coordination team, the Crown Subdivision Deposited Plan required to facilitate this request would not require on-ground survey works due to the reason you have mentioned below – that the existing lot boundaries as defined in Deposited Plan 75731 may be relied upon – which would be clearly stated in the survey instructions issued to your nominated surveyor.

For the Department to facilitate the progression of this proposal via our due diligence processes, a formal submission is required with the following supporting information:

- A road closure package that shows that the Shire of Wyndham-East Kimberley (Shire) has complied with requirements pursuant to section 58 of the *Land Administration Act 1997* (LAA) and regulation 9 of the *Land Administration Regulations 1998* (LAR) to close the dedicated road at Lot 500.
- The prior written consent/agreement of the Water Corporation as Management Body of Reserve 50604 as to the redescription of the reserve to remove reference to Lot 8013.
- A Nominated Surveyor, to which Survey Instructions will be issued following due diligence processes, and agreement to cover the costs associated with the preparation and lodgement of a new Deposited Plan.

Happy to answer any questions or provide further information as required.

Kind regards,

Brandon John

A/Assistant Manager | Land Management North

Department of Planning, Lands and Heritage

140 William Street, Perth WA 6000

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The Department of Planning, Lands and Heritage acknowledges Aboriginal people as the traditional custodians of Western Australia. We pay our respects to the Ancestors and Elders, both past and present, and the ongoing connection between people, land, waters and community. We acknowledge those who continue to share knowledge, their traditions and culture to support our journey for reconciliation. In particular, we recognise land and cultural heritage as places that hold great significance for Aboriginal people. Learn more about our [Stretch Reconciliation Action Plan](#).

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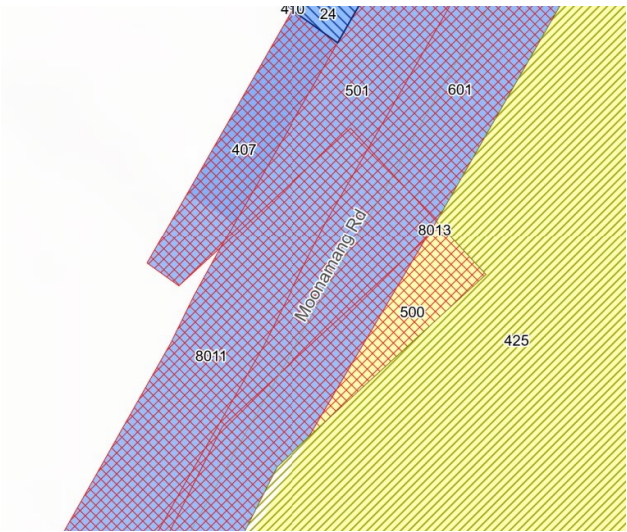
From: Thomas Pucci <Thomas.Pucci@dpird.wa.gov.au>
Sent: Tuesday, 7 October 2025 2:32 PM
To: Nicholas McMahon <Nicholas.McMahon@dplh.wa.gov.au>; Brandon John <Brandon.John@dplh.wa.gov.au>
Cc: Louise Lever <Louise.Lever@dpird.wa.gov.au>; Oliver Basson <Oliver.Basson@dpird.wa.gov.au>
Subject: MS938 Amendment - Lot Amalgamation Query

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Hi Brandon & Nick,

DPIRD is currently progressing an amendment to Ministerial Statement 938 (MS938). Lots 500 and 8013 on DP75731 are identified as part of the development area, however it is now proposed to amend these areas to buffer.

Amending MS938 to recognise these sites as buffer areas would create separate reporting requirements for each lot. To streamline future compliance and reporting processes, it is preferable to amalgamate Lots 500 and 8013 into Lot 425 on DP400992 and dissolve the individual titles.



MS938 - Ord Stage 2 - Proposed Amendments

- Minor Sealed Road

Minor Unsealed Road

Track

Hydrography

State Border

Proposed Changes

Buffer Area

Development Area

Vegetation Management Area

Remove

Sorby Hills Mining Tenement

Basic Raw Materials Extraction Area (Area 11)

Existing Approved Proposal

Buffer Area

Development Area

Vegetation Management Area

DBCA - Legislated Lands and Waters

Nature Reserve

Section 5(1)(h) Reserve

Department of
**Primary Industries and
Regional Development**

SOURCE DATA
DPIRD: Development, Buffer and Vegetation Management Areas
Landgate: Roads, Towns, Coastline, Cadastre, Lodged Cadastre
DBCA: Legislated Lands and Waters
DMRS: Mining Tenement
DWER: Linear Hydrography
ESRI: World Hillshade

MAP REFERENCE
Datum/GCR: GDA 1994 MGA Zone 52
Projection: Transverse Mercator
Drawn by: anussell
Date: 01/08/2024
Project: 240026
File: Map 2 - Changes to MS938
20240731.aprx

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Would this amalgamation be straightforward, not requiring onsite surveying, given that an existing cadastral lot boundary could be used?

Kind Regards,

Thomas Pucci | Senior Project Officer
Northern Agricultural Development
Department of Primary Industries and Regional Development
1 Nash Street, Perth WA 6000
m 0414 868 843 | [w dpird.wa.gov.au](http://w.dpird.wa.gov.au)

DPIRD acknowledges the Traditional Custodians of Country, the Aboriginal people of the many lands that we work on and their language groups throughout Western Australia and recognise their continuing connection to the land and waters.

We respect their continuing culture and the contribution they make to the life of our regions and we pay our respects to their Elders past, present and emerging.

Artwork: "Kangaroos going to the Waterhole" by Willarra Barker.

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