



Wayne Moffitt

DIRECTOR AND PRINCIPAL ECOLOGIST

With twenty-five years of experience as an environmental manager and ecologist in Queensland, New South Wales and Victoria, Wayne Moffitt has an in depth understanding of the unique qualities of these regions, their complex land management issues and the regulatory framework that affords them protection.

Wayne has lead assessment in a wide range of environments and development settings and has advised clients in both the public and private sector on matters including; ecological assessment and management; threatened species management; vegetation and rehabilitation management plans; ecological monitoring; sensitive area development; and statutory compliance. He is very familiar with statutory approval processes for urban, infrastructure and resources development, and has coordinated a wide range of EPBC Act referrals; Species Impact Statements; Koala management Plans; and biodiversity offset strategies. He also has experience in bushfire assessment and management for urban and ecotourism development.

Wayne has been called on to advise on matters being argued in a legal forum, and has appeared as Expert Witness, providing documentary and oral evidence in Queensland and New South Wales. He is experienced with the rigors of this process, including the applicable rules of court.

QUEENSLAND**Ongoing Matters****PLANNING AND ENVIRONMENT COURT
MATTER 2662 OF 2017**

Urbex Pty Ltd v Logan City Council:
Proposed Residential Development, Logan
Estate, Logan City: Instructing Solicitor,
Holding Redlich.

**PLANNING AND ENVIRONMENT COURT
MATTER 3709 OF 2015**

(Braxdan Pty Ltd v Brisbane City
Council & REPA): Proposed Residential
Development, Moggill: Instructing Solicitor,
Connor O'Meara.

**PLANNING AND ENVIRONMENT COURT
MATTER 196 OF 2015**

(Chief Executive of the Department of
Infrastructure, Local Government and
Planning ats Knuth (ATF The Burdekin
Downs Pastoral Trust): Assessment of
application for High Value Agriculture under
the VM Act: Instructing Solicitor, Corrs
Chambers Westgarth.

**PLANNING AND ENVIRONMENT COURT
MATTER 4041 OF 2016**

(Two Tops Pty Ltd v Brisbane City Council)
– Permissible Change Application arising
from previous Court approval: Instructing
Solicitor, Thomson Geer

**PLANNING AND ENVIRONMENT
MATTER 4087 OF 2016**

(De Luchi v Moreton Bay Regional
Council) – Assessment of Illegal Clearing:
Instructing Solicitor, Moreton Bay Regional
Council

**PLANNING AND ENVIRONMENT COURT
MATTER 340 OF 2018**

(Murphy v Moreton Bay Regional Council
& BGM Projects Pty Ltd) – Proposed
Shopping Centre: Instructing Solicitor,
McCullough Robertson

**PLANNING AND ENVIRONMENT COURT
MATTER 694 OF 2018**

(Australian National Homes v Moreton Bay
Regional Council & BGM Projects Pty Ltd)
– Proposed Shopping Centre: Instructing
Solicitor, McCullough Robertson

Matters Resolved**PLANNING AND ENVIRONMENT COURT
MATTER 1262 OF 2017**

F.W Estate Pty Ltd & Ors v Logan
City Council: Proposed Residential
Development, Jimboomba: Instructing
Solicitor, Minter Ellison.

**PLANNING AND ENVIRONMENT COURT
MATTER 3796 OF 2015**

(Tamborine Mountain Progress Association
Inc v Scenic Rim Regional Council & Ors:
Proposed Outdoor Sports, Recreation and
Entertainment Facility (mountain bike trails
and zip line park): Instructing Solicitor,
Norton Rose Fulbright.

**PLANNING AND ENVIRONMENT COURT
MATTER 997 OF 2017**

(MLSM v Moreton Bay Regional Council):
Dispute regarding bushland habitat under
the Koala SPRP: Instructing Solicitor,
Legal Services Department, Moreton Bay
Regional Council.

**PLANNING AND ENVIRONMENT COURT
MATTER 4389 OF 2016**

(Ahern v Brisbane City Council: Dispute
regarding development approval conditions
relating to encroachment into a mapped
waterway corridor: Instructing solicitor,
Walker Lawyers, and Anderssen Lawyers.

**PLANNING AND ENVIRONMENT COURT
MATTER 4807 OF 2016**

(IVL Group Pty Ltd and Lanrex Pty Ltd v
Redland City Council): Amendment to a
Development Permit (convenience retail
centre): Instructing Solicitor, MacDonnells
Law.

**PLANNING AND ENVIRONMENT COURT
MATTER 3621 OF 2015**

(Brisbane City Council ats Harvest Asset
Management Services) – Proposed
residential development, The Gap:
Instructing Solicitor, Thomson Geer.

**PLANNING AND ENVIRONMENT COURT
MATTER 1146 OF 2016**

(Raelene Gayle Donovan v Brisbane City
Council and Nicholas Andrew Buckle and
Margaret Helen Jose-Buckle): Dispute
regarding the removal of an environmental
covenant: Instructing Solicitor, Pan &
Partners Lawyers.

**LAND COURT OF QUEENSLAND
MATTER NO. AQL 017/16**

Richardson (nee Sinathamby) v Brisbane
City Council – Proposed Land Resumption
for environmental purposes, Eight Mile
Plains: Instructing Solicitor, Marcus
Johnston Legal.

**PLANNING AND ENVIRONMENT COURT
MATTER 1631 OF 2015**

(Tingalpa Central Holdings v Brisbane
City Council) – Proposed commercial
development, Tingalpa: Instructing
Solicitor, Synkronos Legal.

**PLANNING AND ENVIRONMENT COURT
MATTER 3075 OF 2016**

(Redland City Council v Webb) –
Enforcement proceedings regarding
alleged illegal clearing: Instructing Solicitor,
Hopgood Ganim.

**PLANNING AND ENVIRONMENT COURT
MATTER 3191 OF 2015**

(Varsani v Brisbane City Council) –
Proposed Residential Development,
Moggill: Instructing Solicitor, Thomson
Geer.

**PLANNING AND ENVIRONMENT COURT
MATTER BD651 OF 2015**

(Kinka Beach Pty Ltd v Livingstone Shire
Council & Ors). Proposed Residential
Development, Kinka Beach: Instructing
Solicitor, King & Company.

**PLANNING AND ENVIRONMENT COURT
MATTER 4191 OF 2014**

(Application by Villa World Developments
Pty Ltd seeking a Permissible Change for
the East Ridge development, Thornlands);
Instructing Solicitor, Hickey Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 1446 OF 2013**

(JAB Gravel and Earthworks v Brisbane
City Council & Ors) – Proposed Sand
and Gravel Extraction Project, Bald Hills;
Instructing Solicitor, SS Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 3933 OF 2012**

(Chong v Logan City Council) –
Compensation Claim under section 705
of the Sustainable Planning Act 2009"
Instructing Solicitor, Corrs Chambers
Westgarth

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 2675 OF 2009**

(Wigan v Redland City Council) –
Proposed residential development,
Thornlands; Instructing Solicitor, Milne
Legal

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 1963 OF 2009**

(George v Redland City Council) -
Proposed residential development,
Thornlands; Instructing Solicitor, Hickey
Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 4890 OF 2012**

(Karalee Land Partners v Ipswich
City Council) – Proposed residential
development, Ipswich: Instructing Solicitor,
Hopgood Ganim

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 4842 OF 2012**

(Brisbane City Council ats Sarri
Developments Pty. Ltd & Anor: Instructing
Solicitor, Norton Rose

**PLANNING AND ENVIRONMENT COURT
APPEAL BD3001 OF 2012**

(Traspunt No. 4 Pty. Ltd v Moreton Bay Regional Council) – Assessment of the validity of a “critical habitat” designation under the Nature Conservation Act, Rothwell: Instructing Solicitor, Hallett Legal

**LAND COURT OF QUEENSLAND
MATTER NO. AQL206-11**

(Silveressence Pty Ltd trading as Murrarie Landfill – v - Brisbane City Council – Proposed land resumption, Brisbane: Instructing Solicitor, Nicholsons.

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 2606 OF 2010**

(Westlink Pty. Ltd as Trustee for the Westlink Industrial Trust - v – Lockyer Valley Regional Council & Ors) – Westlink Power Project, Gatton: Instructing Solicitor, McInnes Wilson Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL BD 3411 OF 2008**

(Krajniw and Ors v Brisbane City Council and Ors) – Proposed Golf Course and Residential Development (Cannon Hill Community Links), Cannon Hill: Instructing Solicitor Deacons

**PLANNING AND ENVIRONMENT COURT
APPEAL BD 1968 OF 2006**

(Blue Care v Brisbane City Council and Ors) – Proposed Aged Care Facility, Cannon Hill: Instructing Solicitor - Deacons

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 2981 OF 2010**

(Brisbane City Council –ats- Philip Usher Constructions) – Proposed Residential Development, Groth Road Boondall: Instructing Solicitor, Robert Milne Legal

**PLANNING AND ENVIRONMENT COURT
APPEAL 2271 OF 2009**

(John Graham Clissold (as trustee) - v – Redland City Council) – Proposed Childcare Centre, Russell Island: Instructing Solicitor, Robert Milne Legal

**PLANNING AND ENVIRONMENT COURT
APPEAL BD 1880 OF 2008**

(Heritage Properties and Anor v Redland Shire Council and Ors) - Proposed Residential Development, Thornlands: Instructing Solicitor, HWL Ebsworth Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL BD1050 OF 2009**

(Gold Coast City Council ats Heck): Instructing Solicitor, McInnes Wilson Lawyers

**PLANNING AND ENVIRONMENT COURT
APPEAL NO. 1497 OF 2006**

(Jack’s Property Developments v Ipswich City Council) – Proposed Relocatable Home Park, Ipswich: Instructing Solicitor Mallesons Stephens Jacques)

**PLANNING AND ENVIRONMENT COURT
APPEALS BD 2084 AND 2085 OF 2008**

(Sunnygold International Pty. Ltd and Brisbane City Council and Ors ats HTWCG and Smith) – Proposed Residential Development, Tingalpa: Instructing Solicitor, DLA Phillips Fox

**PLANNING AND ENVIRONMENT COURT
APPEAL 4622 OF 2004**

(Keilar Fox & McGee Pty. Ltd v Brisbane City Council) – Proposed Residential Development, The Gap: Instructing Solicitor, DLA Phillips Fox

**PLANNING AND ENVIRONMENT COURT
APPEAL 2481 OF 2008**

(Builddev Developments (Qld) Pty. Ltd v Gold Coast City Council) - Proposed Industrial Development, Yatala: Instructing Solicitor: Deacons

**PLANNING AND ENVIRONMENT COURT
APPEALS 376 AND 377 OF 2003**

(Barnes and Gold Coast City Council –ats- O’Shea and Gecko) – Proposed Expansion of an Ecotourism Facility, Springbrook: Instructing Solicitor, DLA Phillips Fox

**PLANNING AND ENVIRONMENT COURT
APPEAL 4859 OF 2000**

(Stradbroke Island Management Organisation Inc IA6856 and Ors v. Redland Shire Council & Ors) - Redevelopment of Stradbroke Island Beach Hotel: Instructing Solicitor DLA Phillips Fox

**PLANNING AND ENVIRONMENT COURT
APPEAL 49 OF 199**

7 (Noosa Shire Council –ats- Robert Brothers Holdings) – Proposed Residential Development, Cooroy: Instructing Solicitor, Robert Milne Legal

**PLANNING AND ENVIRONMENT COURT
MATTER 509 OF 2018**

(Bovey v Brisbane City Council & 906 Hamilton Projects Pty Ltd) – Resident action against adjoining townhouse development: Instructing Solicitor, Clinton Mohr Lawyers

NEW SOUTH WALES**Ongoing Matters**

ONGOING INVESTIGATIONS FOR THE NEW SOUTH WALES OFFICE OF ENVIRONMENT AND HERITAGE IN RELATION TO ALLEGED ILLEGAL LAND CLEARING ON THE WESTERN SLOPES OF NSW.

Matters Resolved**NSW LAND AND ENVIRONMENT
COURT NO 50659 AND 50660 OF 2014**

(Topview Brisbane Pty. Ltd v Office of Environment and Heritage) - Landholder Representation regarding Illegal Clearing Matter: Instructing Solicitor, Mills Oakley Lawyers

**NSW LAND AND ENVIRONMENT
COURT NO. 11095 OF 2012**

(Grayson-v-Office of Environment and Heritage) – Landholder Representation regarding Illegal Clearing Matter: Instructing Solicitor, Hannigans Solicitors

**SUPREME COURT CLAIM NO. S9495
OF 1999**

(Richmond River Shire Council and Ors –ats- Iron Gates (in liquidation) and Anor) – Defense of Claim for Compensation – Proposed Iron Gates development, Evans Head: Instructing Solicitor: Hannigans Solicitors

**NSW LAND AND ENVIRONMENT
COURT CLASS 1 PROCEEDINGS NO
10087 OF 2009**

(Ballina Shire Council –ats- Doojoo Pty. Ltd) - Proposed Hard Rock Quarry, Ballina: Instructing Solicitor, Walters Solicitors

**NSW LAND AND ENVIRONMENT
COURT NO. 10226 OF 2006**

(Richmond Valley Council –ats- Newton Denny Chapelle) – Proposed Poultry Farm, Richmond Valley NSW: Instructing Solicitor, Hannigans Solicitors

**NSW LAND AND ENVIRONMENT
COURT CASE NUMBERS 50028 AND
50029 OF 2009**

(Sommerville and laana –ats- Department of Environment and Climate Change) - Landholder Representation in Regard to Illegal Clearing Matter: Instructing Solicitor, Hannigans Solicitors

**COMMONWEALTH
(EPBC ACT)****LANDHOLDER REPRESENTATION
REGARDING ALLEGED OFFENCES
UNDER EPBC ACT**

– Impact on the Natural Grassland TEC: Instructing Solicitor, Mills Oakley Lawyers