



S82A Review of Determination of Development Application
S82B Review of Rejected Development Application
S96AB Review of Modification Determination

Made under the Environmental Planning and Assessment Act 1979

Warringah Council

Address the application to:

- The General Manager
Warringah Council
Civic Centre, 725 Pittwater
Road, Dee Why NSW 2099

Or

- Customer Service Centre
Warringah Council
DX 9118
Dee Why

If you need help lodging your application:

Phone our Customer Service Centre on (02) 9942 2111 or come in and talk to us

Office Use Only

- WLEP 2000 Locality:
- WLEP 2011 Zone:

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- Owners Consent
- Lot and DP
- 40m Buffer
- Acid Sulfate
- Bushfire Zone
- Heritage
- Slip Zone
- Flood Zone
- Riparian Zone
- Vegetation/
Threatened
- Wave Impact
- Coastal Zone
- 100m MHW

For applicable fees and charges, please refer to Council's website: www.warringah.nsw.gov.au or contact our Customer Service Centre.

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Privacy and Personal Information Protection Notice

The personal information requested in this form is required by or under the Environmental Planning and Assessment Act 1979 and will only be used by Warringah Council in connection with the requirements of that Act and any other relevantly applicable legislation relating to the subject-matter of this application. The information is being collected for the following purposes, namely, to enable us to (1) process and determine your application; (2) contact you in relation to your application should that be necessary; and (3) keep the public informed by making the application publicly accessible. If you do not provide the information, Council will not be able to process your application, and your application will be rejected.

Your application will be available to Councillors and Council Officers. Members of the public have certain rights of access to information and documents held by Council under the Government Information (Public Access) Act 2009 (GIPA), and under the Privacy and Personal Information Protection Act 1998 (NSW) to the extent permitted by those Acts.

Warringah Council is to be regarded as the agency that holds the information, which will be stored on Council's records management system or in archives and may be displayed on E-Services Online (except as regards to personal particulars). You have a right to access information within the meaning of the Privacy and Personal Information Protection Act 1998 (NSW) on application to Council, and to have that information updated or corrected as necessary. Please contact Warringah Council if the information you have provided is incorrect or changes or if access is otherwise sought to the information. In addition, a person may request that any material that is available (or is to be made available) for public inspection by or under the Local Government Act 1993 (NSW) be prepared or amended so as to omit or remove any matter that would disclose or discloses the person's place of living if the person considers that the disclosure would place or places the personal safety of the person or of members of the person's family at risk. Any such request must be made to Council's General Manager: see s.739 of the Local Government Act 1993 (NSW).

PART 1 About this Form

- 1.1 About this form
Use this form to request the Council to review its determination of a development application. There are preconditions regarding when an application can be reviewed. If you are unsure you are advised to review the relevant provisions (egS82A, S82B or S96AB of the E P & A available at www.legislation.nsw.gov.au
- 1.2 Documentation
Please explain why you consider Council should review its determination of the development application. Use the space in Question3.4 or attach a written statement. In addition, where amendments are proposed pursuant to s82/96AB of the Act, fully detailed plans and a revised statement of environmental effects must be submitted together with this form in accordance with the checklist from Council's development application form.

PART 2 Site and Application Details

2.1 Location of property

We need this to correctly identify the land.

Unit no.

House no.

Street

Suburb

Real property description
(e.g. Lot/DP, etc)

DA Number

Determination Date

2.2 Development Consent

Application to be reviewed

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Date of determination

Description of consent

<input type="text"/>
<input type="text"/>
<input type="text"/>

2.3 Details of Review

Give Details of manner and extent of Review

82B Review of Rejected Application

82A Review of Development Application

96AB Review of Modification Determination

2.4 Please support your case as to why the Council should review its decision.

If preferred, attach a prepared statement with supporting factual material, diagrams, etc and 4 copies of associated plans.

<input type="text"/>
<input type="text"/>
<input type="text"/>
<input type="text"/>

PART 3 Political Donations and Gifts

Disclosure of political donations and gifts

Note: gift means a gift within the meaning of section 84 of the Election Funding Disclosures Act 1981. Failure to disclose relevant information is considered an offence under Part 6 Section 96H of the Election Funding and Disclosures Act 1981.

Under section 147 of the Environmental Planning and Assessment Act 1979 any reportable political donation to an elected representative of Warringah Council (Mayor or Councillor) and/or any gift to an elected representative or Warringah Council employee within a two (2) year period commencing two (2) years before the date of this application and ending when the application is determined must be disclosed.

Are you aware of any person with a financial interest in this application who made a reportable donation or gave a gift in the last two (2) years.

Yes

No

If yes, complete the Political Donation Declaration and lodge it with this application. If no, in signing this application I undertake to advise the Council in writing if I become aware of any person with a financial interest in this application who has made a political donation or has given a gift in the period from the date of lodgement of this application and the date of its determination.

For further information visit Councils website at http://www.warringah.nsw.gov.au/plan_dev/PoliticalDonationsBill.aspx

PART 4 S82A Review of Determination of Application Checklist

Yes No

Is the original application:

complying development

integrated development

designated development

Note: A s82A/96AB review cannot be undertaken if the answer to any of the above is 'Yes'

Note:

Recent changes have been made to the Environmental Planning and Assessment Act 1979 (EPAA) in relation to application reviews by Council.

In general the changes relate to (but not limited to) the following:

Reviews by Council

The changes now allow for Reviews in three (3) areas:

1) Review of Rejected applications (ref. s82B EPAA)

Note: - 82B Reviews are not available to applications lodged prior to 28 February 2011.

- 82B Reviews must be lodged within 14 days of the date of determination.

2) Review of Determination of Development Applications (ref. s82A EPAA)

Note:- 82A Reviews of Development Applications lodged prior to 28 February 2011 must be lodged and determined within 12 months of the DA being determined

- 82A Reviews of Development Applications lodged after 28 February 2011 must be lodged and determined within 6 months of the DA being determined

3) Review of Determination of Applications to Modify a Consent (re. s96AB EPAA)

Note:- 96AB Reviews are not available to applications determined prior to 28 February 2011.

- 96AB Reviews must be lodged within 28 days of the date of determination.

For further information in relation to these changes can be found by reviewing the legislation at www.legislation.nsw.gov.au and reviewing the NSW Department of Planning and Infrastructure Planning Circular – PS11-009 issued 25 February 2011.

PART 5 Applicant(s) Details

5.1 Applicant(s) details

Mr Mrs Ms Other

It is important that we are able to contact you if we need more information.

Please give us as much detail as possible.

Full family name (no initials) (or company)

Full given names (no initials) (or A.C.N)

Postal address

We will post all letters to this address

Postcode

Phone number ()

Alternate ()

Mobile number

Facsimile ()

Contact person

Person who may be contacted to discuss the application during business hours

5.2 Collection of determination

Do you seek to collect the determination from Council?

YES NO

Note: You are advised that if you do not collect the determination from Council, it will be sent via standard post. If the determination is lost/misplaced Council will charge a fee for copying the determination in accordance with Council's adopted fees and charges schedule (this process can take up to 10 working days)

PART 6 Owner(s) Consent

Owner(s) consent

Owner(s)

Council cannot grant consent if owner(s) consent is not provided.

Address

As owner(s) of the land to which this application relates, I/We consent to this application. I/We also consent for authorised Council officers to enter the land to carry out inspections relating to this application. I/We accept that all communication regarding this application will be through the nominated applicant.

Signature(s)

Every owner of the land must sign this form.

Company / Organisation

If the owner is a company, owner's consent is to be provided in one of the following ways:

- Execution of owner's consent form (or other document to the same effect) in accordance with s 127 (1) of the Corporations Act 2001.
- Common seal affixed to, and execution of, owner's consent form (or other document to the same effect) in accordance with s 127 (2) of the Corporations Act 2001.

Together with an up to date ASIC Company Extract and other relevant supporting documentation.

New owners

If the property has recently been sold, documentary evidence of the sale must be provided. Please provide one of the following:

- A copy of the Certificate of Title.
- A letter from your solicitor confirming settlement.
- Previous owner(s) to provide owner(s) consent.

Strata Title / Owner's Corporation

If the property is a unit under strata title or a lot in a community title, then in addition to the owner(s) signature the following must be provided if any works are proposed on common property:

- The common seal of the body corporate must be stamped on this form over the signature of the owner(s) and signed by the chairman or secretary of the body corporate or the appointed managing agent.
- A letter on strata management letterhead.
- Minutes signed by Owner's Corporation, clearly stating the words "Support for lodgement of a Development Application".

Signing on owners behalf

If you are signing on the owner(s) behalf as the owner(s) legal representative, you must state the nature of your legal authority and attach documentary evidence (e.g. Power of attorney, executor, trustee, company director, etc).

Joint wall / Fence

When works affect a joint wall or fence, consent of all property owners is required (e.g. Semi-detached or terrace dwelling and boundary fences).

PART 7 Declaration

Applicant(s) signature

See Part 5 for requirements relating to companies or units under strata or community title

The personal information requested in this form is required under the Environmental Planning and Assessment Act 1979 and will only be used in connection with the requirements of this legislation. If you do not provide the information, Council will not be able to process your application. This information will be available to Councillors, Council officers, consultants to the Council and members of the public as required by the Act. Council is to be regarded as the agency that holds the information. You may request amendment of any personal information held by Council that is incorrect.

Applicant(s) name:

I/We apply for a review of determination of the development application referred to above. I/We declare that all the information given is true and correct.

Signature(s)	Date
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Credit Card Details - Council Payment Fax No. (02) 9942 2606

Please charge my American Express Master Card Visa

Card number Expiry date /

Card holder's name Amount \$

Signature Phone () daytime

Please note that all credit card payments are subject to a 1% service fee.