



REVIEW OF A DEVELOPMENT DETERMINATION

FORM No. 012

This form is to be used to apply for a review of a Development Determination that has been made under the Environmental Planning and Assessment Act 1979.

PROPERTY DETAILS

Lot/Section/DP Numbers can be found on the Certificate of Title or the Rates Notice for the land.

Parcel No _____ Lot No/s _____ Section _____ DP No/s _____

Property No _____ Street/Road Name _____

Property Name _____ Town/Locality _____ Postcode _____

APPLICANT DETAILS

Name/s _____

Postal Address _____

Town/Locality _____ Postcode _____

Daytime Phone _____ Mobile _____

Email _____ Fax _____

Signature/s _____ Date _____

OWNERS CONSENT

- If more than one owner, **every owner must sign.**
- If you are signing on the owner's behalf as their legal representative, please state your legal authority (eg Power of Attorney, Executor, Trustee) _____ and attach evidence of this authority.
- If the property is within a strata plan, the consent of the Owners Corporation is required under seal.
- If the owner is a Company – all Directors must sign.

Full Name _____ Full Name _____

Postal Address _____ Postal Address _____

Signature _____ Signature _____

Date: ____ / ____ / ____ Date: ____ / ____ / ____

If signing on behalf of a Company, please indicate your position within the Company.

Position _____ Position _____

CONSENT

DA Number _____ Complying Development Certificate No. _____

Date of Determination _____

REVIEW

Attach additional information if required to support your application.

OFFICE USE ONLY

For information on your eligibility to use Section 8.3 for a review of your notice please see overleaf.

Environmental Planning and Assessment Act 1979

8.3 Application for and conduct of review

- (1) An applicant for development consent may request a consent authority to review a determination or decision made by the consent authority. The consent authority is to review the determination or decision if duly requested to do so under this Division.
- (2) A determination or decision cannot be reviewed under this Division:
 - (a) after the period within which any appeal may be made to the Court has expired if no appeal was made, or
 - (b) after the Court has disposed of an appeal against the determination or decision.
- (3) In requesting a review, the applicant may amend the proposed development the subject of the original application for development consent or for modification of development consent. The consent authority may review the matter having regard to the amended development, but only if it is satisfied that it is substantially the same development.
- (4) The review of a determination or decision made by a delegate of a council is to be conducted:
 - (a) by the council (unless the determination or decision may be made only by a local planning panel or delegate of the council), or
 - (b) by another delegate of the council who is not subordinate to the delegate who made the determination or decision.
- (5) The review of a determination or decision made by a local planning panel is also to be conducted by the panel.
- (6) The review of a determination or decision made by a council is to be conducted by the council and not by a delegate of the council.
- (7) The review of a determination or decision made by a Sydney district or regional planning panel is also to be conducted by the panel.
- (8) The review of a determination or decision made by the Independent Planning Commission is also to be conducted by the Commission.
- (9) The review of a determination or decision made by a delegate of the Minister (other than the Independent Planning Commission) is to be conducted by the Independent Planning Commission or by another delegate of the Minister who is not subordinate to the delegate who made the determination or decision.