

# APPLICATION TO MODIFY DEVELOPMENT CONSENT FORM

In accordance with sections 4.55(1), 4.55(1A), 4.55(2) or 4.56(1) (formerly section 96) of the *Environmental Planning and Assessment Act 1979*.

## Part A: Applicant and Owner Details

DA

Date Received: \_\_\_\_\_

Parcel No.: \_\_\_\_\_

Application Fee: \_\_\_\_\_

Advertising Fee: \_\_\_\_\_

Notification Fee: \_\_\_\_\_

Other Fees: \_\_\_\_\_

Receipt No.: \_\_\_\_\_

Customer Service Officer: \_\_\_\_\_

### 1. Applicant Name, Address and Contact Details (Please fill out all details and print clearly)

Title: \_\_\_\_\_

Full family name (no initials) or Company:

\_\_\_\_\_

Full first name/s (no initials) or ACN/ABN:

\_\_\_\_\_

Postal address:

\_\_\_\_\_

Phone (business): \_\_\_\_\_

Mobile: \_\_\_\_\_

Fax: \_\_\_\_\_

Name of contact person:

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E-mail address:

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Qualification of applicant (membership registration or accreditation number, if applicable):

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## **2. Owners Consent**

- 1) *The Environmental Planning and Assessment Act 1979 (EP&A Act 1979)* requires that all owners consent to the lodging of an application.
- 2) It is the applicant's responsibility to clearly demonstrate that all owners have consented to the lodging of the application.
- 3) Owners who are companies can indicate consent by signing under seal or as otherwise authorised under Corporations Law. Alternatively owners who are companies can indicate consent by meeting the following criteria:
  - a) ABN or ACN number must be provided and:
  - b) Name, position and signature of:
    - i) one Company Director and Company Secretary; or
    - ii) two Company Directors; or
    - iii) if a sole director company, only one signature is required.
- 4) Individual owners must sign and print their names. Where there is more than one owner, all owners must sign.
- 5) Consent and seal of the owners corporation is required if the works or use proposed by this application relates to any part of the common property of a strata scheme. The Strata Management Agent or two (2) members of the Owners Corporation must sign.
- 6) Where proposed work affects a party wall, consent of both owners is required in writing (e.g. semi-detached or terrace dwelling).
- 7) Managing agents must have a written authority from the owner, clearly indicating that the authority is current, consenting to the lodging of, or empowering the applicant to lodge the application.
- 8) A person acting under registered power of attorney must quote book and page number, and provide a full copy of the power of attorney.
- 9) Under Section 10.4 of the *EP&A Act 1979*, any reportable political donation to a councillor and/or a Council employee within a two (2) year period before the date of this application must be publicly disclosed.

Incomplete or inaccurate information on this section may result in rejection of the application.

Registered Owner's family name:

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Registered Owner's first name/s (no initials):

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Organisation/Company name (if applicable):

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Address:

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Contact Number:

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Date:

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Signature:

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Registered Owner's name:

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Contact number:

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Date:

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Signature:

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Registered Owner's name:

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Contact number:

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Date:

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Signature:

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### **3. Government Information (Public Access) Act 2009 and Government Information (Public Access) Regulation 2010**

In accordance with the *Environmental Planning and Assessment Act 1979* and *Environmental Planning and Assessment Regulation 2000*, development applications and associated documents is prescribed as 'open access' information with the exception of:

- (a) the plans and specifications for any residential parts of a proposed building, other than plans that merely show its height and its external configuration in relation to the site on which it is proposed to be erected, or
- (b) commercial information, if the information would be likely to prejudice the commercial position of the person who supplied it or to reveal a trade secret.

Strathfield Council is required to make these documents available to the public for purposes of viewing or copying, which can include publication on Council's website at [www.strathfield.nsw.gov.au](http://www.strathfield.nsw.gov.au)

### **4. Reportable Political Donations**

Under Section 10.4 of the *Environmental Planning and Assessment Act 1979* ('the Act') a person who makes a relevant planning application to a council is required to disclose the following reportable political donations and gifts (if any) made by any person with a financial interest in the application within the period commencing 2 years before the application is made and ending when the application is determined:

1. all reportable political donations made to any local councillor of that council
2. all gifts made to any local councillor or employee of that council.

Further information and disclosure forms are available from Council's website [www.strathfield.nsw.gov.au](http://www.strathfield.nsw.gov.au) or the NSW

Department of Planning website at [www.planning.nsw.gov.au/planning\\_reforms/donations.asp](http://www.planning.nsw.gov.au/planning_reforms/donations.asp).

Name of Councillor or Staff:

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Nature of Affiliation:

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Lobbying:

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### Political Donations or Gifts:

By signing below I/We certify that the above declaration and details below are accurate at the time of signing. I understand that it is an offence under Sections 9.50 and 10.4 of the *EP&A Act 1979* if a person fails to make a disclosure of a political donation or gift that is required to be disclosed.

Name of Person/s making the Declaration:

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Name of Entity and ABN:

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Signature/s:

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Residential Address of Person or Registered / Official Address of Entity:

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Date:

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### 5. Public Information

The information provided on this application is considered to be public information Copyright Notice: The Applicant is advised that Council may make copies (including electronic copies) of the development application and accompanying documents for the purpose of complying with its obligations under the *Environmental Planning and Assessment Act 1979*, the *Local Government Act 1993* and Council's Notification Policy. In addition, the Council may make such further copies as, in its opinion, are necessary to facilitate a thorough consideration of the development application by Council and public participation in the development assessment process. This will include making copies of the advertised plans, supporting documentation and the determination available on Council's website to be viewed or printed out by members of the public. The Applicant is responsible for obtaining all copyright licences necessary from the copyright owners for this purpose.

Privacy Statement: Personal details requested on this form is supplied to Strathfield Council on a voluntary basis but if you cannot provide the information requested, Council may not be able to process your application. Personal details requested on this form will be used to process your application. Information provided by you may be accessed by the members of the public. Council is to be regarded as the agency that holds the information. You may make application for access or amendment to information held by Council.

Warning: Applicants should be aware that if all the required information is not provided, the development application will not be accepted at the Customer Service Centre.

## Part B: Application and Site Details

### 1. Original Consent Details

Original Development Application Number:

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Description of Approved Development:

Type of Modification (refer to Section 4.55 / 4.56 of the *EP&A Act 1979*):

- ☐ Section 4.55(1) – Modifications involving minor error, misdescription or miscalculation
- ☐ Section 4.55 (1A) – Modifications involving minimal environmental impact
- ☐ Section 4.55 (2) – Other modifications
- ☐ Section 4.56 – Modification by consent authorities of consents granted by the Court

Nature of modification and condition numbers to be modified

For 4.55 (1) Modifications, provide detail on minor error, misdescription or miscalculation:

For all other modifications i.e. not 4.55 (1) Modifications, provide detail on any impact/s of the modification:

Total cost of development:

## 2. Location and Title Description of Property

Unit / shop / suite:

Street address:

Suburb:

Postcode:

Legal description of all properties involved:

Lot/s:

Section/s:

Deposited Plan (DP) / Strata Plan (SP):

Lot/s:

Section/s:

Deposited Plan (DP) / Strata Plan (SP):

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Existing use of the site:

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Is access to the property / site available?

☐ Yes

☐ No

If No, state why: \_\_\_\_\_  
(for example, locked gate, dog, tenant, difficult terrain)

### 3. Documentation Required for Lodgement

Please refer to Strathfield Council's Development Application Guidelines and Matrix.

### 4. Applicant's Declaration

The applicant must sign the application. This signature must be of the person/s nominated on page 1 of this form as the applicant.

I hereby make the application as outlined and declare that all the information provided is true and correct. I also understand that if the information is incomplete the application may be delayed or rejected, or more information may be requested. I acknowledge that if the information provided is misleading any approval granted may be void. I accept that Council cannot be held liable for delays in processing arising out of inadequacies in the material submitted in support of this application.

Applicant Signature:

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Date:

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