

# Application to Modify a Development Consent

Document Number: 18/125770 / CM F18/596



Under Section 4.55(1), 4.55(1a), 4.55(2) or 4.56 of the Environmental Planning & Assessment Act 1979

**About this Form:** This form shall be used if you are seeking to modify an approved development consent.

DA Number \_\_\_\_\_

Applicant Details – Private or Company					
Ms/Mr/Mrs/ Other		Family Name.		Given Name(s)	
Company Name (if applicable)					
ABN/CAN (if applicable)					
Unit No.		Street No.		Street	
Suburb				Postcode	
Mailing Address (if different)					
Daytime Telephone No. (Home/Work)				Mobile No.	
Email Address					

Property Details					
Lot No(s)		Section		DP/SP Number	
Unit No.		Street No.		Street	
Suburb				Postcode	

Development Consent Details (as stated on the original Notice of determination)			
Development Consent Number		Date of Determination	___ / ___ / ____

Modification Details			
<input type="checkbox"/>	Minor modification – defined in Section 4.55(1). The modification is to correct a minor error, mis-description or miscalculation.		
<input type="checkbox"/>	Minimal Environmental Impact – defined in Section 4.55(1a)	<input type="checkbox"/>	Other – defined in Section 4.55(2)
<input type="checkbox"/>	Modification of Land Environment Court approval – defined in Section 4.56, notification required		

**Privacy Statement:** The personal information provided on this form (including your name and other details) will be handled in accordance with the *Privacy and Personal Information Protection Act 1998* and may be available to the public under various legislation. Refer also to the Privacy Statement on Council's website.

**Rockdale Customer Service Centre**  
444-446 Princes Highway  
Rockdale NSW 2216, Australia  
ABN 80 690 785 443

**Eastgardens Customer Service Centre**  
Westfield Eastgardens  
152 Bunnerong Road  
Eastgardens NSW 2036, Australia  
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**E [council@bayside.nsw.gov.au](mailto:council@bayside.nsw.gov.au)**  
**W [www.bayside.nsw.gov.au](http://www.bayside.nsw.gov.au)**

**Postal address:** PO Box 21, Rockdale NSW 2216



**Telephone Interpreter Services - 131 450**

Τηλεφωνικές Υπηρεσίες Διερμηνέων

خدمة الترجمة الهاتفية

電話傳譯服務處

Служба за преведување по телефон

Detail the manner and extent of modifications including a statement as to the effect and expected impacts of the modification and an undertaking that the development (as modified) will remain substantially the same as the original approval:


### Owners Consent

As owner of the land to which this application applies, I request consent to carry out the development described in this modification. I also authorise:

- Council representatives to enter the site for the purpose of site inspections.
- Council to make copies of all documents for the purpose of determining the application or to provide copies to people who may be affected by the proposal.

- *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, a Director and the Secretary must sign.*

Full Name	Full Name	Full Name
Address	Address	Address
Phone No.	Phone No.	Phone No.

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

Position	Position	Position
Company Name	Company Name	Company Name
Signature	Signature	Signature
Date	Date	Date
___ / ___ / _____	___ / ___ / _____	___ / ___ / _____

### Owners/Applicants Declaration of Relationship to Council:

For Council to ensure the integrity of the Development Application process, please advise if you are a Council employee, Councillor and/or their immediate relative(s) or contractor of Council.

<input type="checkbox"/>	No	<input type="checkbox"/>	Yes	If yes, please state the relationship

Political Donations and Gifts			
If you or anyone with a financial interest in this application has made a reportable political donation or gift in the last two (2) years, a Disclosure Statement must be submitted with this application. For further information, please refer to Council's website.			
If yes, have you attached a statement:	<input type="checkbox"/>	No	<input type="checkbox"/> Yes

Applicant's Declaration	
<ul style="list-style-type: none"> <li>I declare that all the information given is true and correct.</li> <li>I understand that if incomplete, the application may be returned to me, delayed, rejected or more information may be requested within 21 days of lodgement.</li> <li>The personal information required on this form may be available for public access under various legislation.</li> </ul>	
Applicant's Signature	Date <u>    </u> / <u>    </u> / <u>    </u>

Please complete the following checklist:

Application to Modify a Development Consent Checklist	Yes	N/A	Office Use
This Modification Application form must be signed by all owners of the land.	<input type="checkbox"/>		<input type="checkbox"/>
The proposed modification must be clearly and fully described on the Modification Application form.	<input type="checkbox"/>		<input type="checkbox"/>
The proposed modification must be substantially the same as the original approval.	<input type="checkbox"/>		<input type="checkbox"/>
The Declaration of Relationship to Council and the Political Donations & Gifts questions must be answered.	<input type="checkbox"/>		<input type="checkbox"/>
The plans and supporting documents must be provided on a USB or CD in accordance with Council's File Naming Conventions.	<input type="checkbox"/>		<input type="checkbox"/>
<b>Plans and Documents</b>			
Does the proposed modification amend the plans originally approved?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If so, plans must include site plan, floor plan and elevations showing both the original approval and the proposed modifications. The modifications must be <b>highlighted in colour</b> or <b>clouded</b> on the plans.	<input type="checkbox"/>		<input type="checkbox"/>
Notification plans must be submitted showing the modified site and elevation plans.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A replacement BASIX Certificate must be provided for the proposed modification if a BASIX Certificate was submitted with the original development application.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A Statement of Environmental Effects must be provided indicating: <ol style="list-style-type: none"> <li>description of the proposed changes;</li> <li>reasons for the changes;</li> <li>whether the proposal as modified complies with Council's planning controls; and</li> <li>whether changes to conditions of consent are necessary &amp; if so Condition No's must be identified.</li> </ol>	<input type="checkbox"/>		<input type="checkbox"/>
<b>The following applies to S4.55(2) applications only</b>			
Did SEPP 65 apply to the original DA?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If yes, a design verification statement from a qualified designer as required by clause 115(3A) of the Environmental Planning and Assessment Regulation 2000 shall be submitted to Council.	<input type="checkbox"/>		<input type="checkbox"/>

Application to Modify a Development Consent Checklist	Yes	N/A	Office Use
Was the original Development Application Integrated Development/ Development requiring Concurrence? Note:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1. Integrated Development is listed under S4.46 of the EP&A Act 1979			
2. Concurrence required under an EPI include development to which referral under SEPP (Infrastructure) 2007 and SEPP 64 applies.			
Is re-referral required for this amendment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A USB or CD with the plans and documentation must be provided for each referral.	<input type="checkbox"/>		<input type="checkbox"/>
A cheque made out to the relevant referral body must be provided. (Relevant Referral Body eg Office of Water, Fisheries, RailCorp etc).	<input type="checkbox"/>		<input type="checkbox"/>
The Integrated Development/Concurrence Development Processing Fee must be attached.	<input type="checkbox"/>		<input type="checkbox"/>

Office use only – Development Advisory Service				
Area of Development		Bayside East	Bayside West	
Modification type	S4.55(1): minor modification (applicant error)			
	S4.55(1): minor modification (council error)			
	S4.55(1A): other modification (enter original DA fee)		\$	
	S4.55(2A) & S4.56: no work (enter original DA fee)		\$	
	S4.55(2B) & S4.56: house <\$100,000			
	S4.55(2C) & S4.56: other (enter estimated cost)		\$	
Notification required:		Yes		No
Single dwelling/ Dual Occupancy (NF1)	Alts & Adds, demo, CoU of heritage item (NF2)	Townhouse / Villa (NF3) <i>(Botany S4.55(2) &amp; S4.56 - adjust to \$665)</i>	Up to 3 Storey RFB (NF4) <i>(Botany S4.55(2) &amp; S4.56 - adjust to \$665)</i>	Highrise RFB (NF5) <i>(Botany &amp; Rockdale S4.55(2) &amp; S4.56 - adjust to \$665)</i>
Other Major (Rockdale only – NF6) <i>(S4.55(2) &amp; S4.56 - adjust to \$665)</i>	CoU commercial in residential zone (NF7)	Commercial/Industrial Alts & Adds (NF8) <i>(Botany S4.55(2) &amp; S4.56 - adjust to \$665)</i>	Restricted Premises (Rockdale only - NF9) <i>(S4.55(2) &amp; S4.56 - adjust to \$665)</i>	Signage only (Botany only - NF11)
Newspaper advertisement:		Yes (AF5) OR (AF2 for designated development) (AF3 for advertised development) (AF4 for prohibited development)		No
Scanning fee:		Yes		No
Description of Development:				
Checked by			Date	___ / ___ / ____
Office use only – Customer Service				
<input type="checkbox"/>	Date stamp application form			
Receipt No:			Date:	___ / ___ / ____
Total Fees received:	\$			