

# 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		
Estimated cost of works:		\$	

**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.

## Postal address

PO Box 21, Rockdale NSW 2216  
ABN 80 690 785 443

## Bayside Customer Service Centres

Rockdale Library, 444-446 Princes Highway, Rockdale  
Westfield Eastgardens, 152 Bunnerong Road, Eastgardens

E [council@bayside.nsw.gov.au](mailto:council@bayside.nsw.gov.au)

W [www.bayside.nsw.gov.au](http://www.bayside.nsw.gov.au)

T 1300 581 299 | 02 9562 1666

Telephone Interpreter Services: 131 450

Τηλεφωνικές Υπηρεσίες Διερμηνέων

خدمة الترجمة الهاتفية

電話傳譯服務處

Служба за преведување по телефон

Modification Details - continued
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	___ / ___ / ____

Application to Modify a Development Consent Checklist	Yes	N/A	Office Use
The consent of <b>ALL</b> owners of the land must be provided.	<input type="checkbox"/>		<input type="checkbox"/>
If the property is a strata unit, the consent of the Owners Corporation must be provided.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
If the proposal impacts a party wall, the consent of adjacent owners must be provided (Party Wall Consent form must be completed).	<input type="checkbox"/>	<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 estimated cost of works must be written on the application form.	<input type="checkbox"/>		<input type="checkbox"/>
All plans and documents must be provided on a USB or CD in accordance with Council's File Naming Convention.	<input type="checkbox"/>		<input type="checkbox"/>
Integrated Development or Development requiring Concurrence - additional requirements			
Was the original Development Application Integrated Development/ Development requiring Concurrence? Note: <ol style="list-style-type: none"> <li>Integrated Development is listed under S4.46 of the EP&amp;A Act 1979;</li> <li>Concurrence required under an EPI include development to which referral under SEPP (Infrastructure) 2007 and SEPP 64 applies.</li> </ol>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Is re-referral required for this amendment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Statement of Environmental Effects (SEE)			
A clear and detailed description of the proposed modification must be provided.	<input type="checkbox"/>		<input type="checkbox"/>
Justification / reasons for the changes must be provided.	<input type="checkbox"/>		<input type="checkbox"/>
Whether the proposal as modified complies with Council's planning controls must be outlined.	<input type="checkbox"/>		<input type="checkbox"/>
A clear and detailed description of the potential impacts of the proposed modification, and proposed mitigation measures must be provided.	<input type="checkbox"/>		<input type="checkbox"/>
Whether changes to conditions of consent are necessary & if so Condition No's must be identified.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Plans and documents	Yes	N/A	Office Use
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"/>
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"/>
<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"/>

Office use only – Development Advisory Service				
Area of Development:	Former City of Botany Bay		Former City of Rockdale	
If Former City of Botany Bay, provide revised DA number to relate application to:				
Modification type:	S4.55(1): minor modification (applicant error)		<input type="checkbox"/>	
	S4.55(1): minor modification (council error)		<input type="checkbox"/> No charge	
	S4.55(1A) / S4.56: other modification (enter original DA fee)		<input type="checkbox"/> \$	
	S4.55(2) / S4.56: no work (enter original DA fee)		<input type="checkbox"/> \$	
	S4.55(2) / S4.56: house <\$100,000)		<input type="checkbox"/>	
	S4.55(2) / S4.56: other (enter estimated cost)		<input type="checkbox"/> \$	
Are the cost of works greater than \$30m	Yes		No	
Notification required:	Yes		No	
Single dwelling/ Dual Occupancy (NF1)	Alts & Adds, demo, or CoU of heritage item (NF2)	Townhouse / Villa (Rockdale NF3) (Botany BN1)	Up to 3 Storey RFB (Rockdale NF4) (Botany BN1)	Highrise RFB (BN1)
Other Major (Rockdale only – BN1)	CoU of commercial in residential zone (NF7)	Commercial/Industrial Alts & Adds (Rockdale NF8) (Botany BN1)	Restricted Premises & Signage only (Rockdale only - NF9)	Signage only (Botany only - NF11)
Newspaper advertisement:	Yes: (AF5 for standard development) (AF2 for designated development) (AF3 for advertised development) (AF4 for prohibited development)		No	
Description of Development:				
Checked by			Date	___ / ___ / ____

Office use only – Customer Service			
Receipt No:			Date: ___ / ___ / ____
Total Fees received:	\$		