



"Comfortable Country Living"

Bogan Shire Council
P.O. Box 221
Nyngan, NSW 2825
Ph: (02) 6835 9000
Fax: (02) 6835 9011

MODIFICATION APPLICATION
To modify a Development Consent (s.96 EP&A Act), Construction Certificate (cl. 148 EP&A Regs), Complying Development Certificate (s. 87 EP&A Act)

Office Use Only
Application No.:
Date Received:

The personal information that Council is collecting from you on this application form is personal information for the purposes of the Privacy and Personal Information Protection Act 1998 (PIIP Act).

Part 1 What is being modified?

1. What type of application is being modified?
Development Consent
Construction Certificate
Complying Development Certificate

2. Description of the original approval
Please provide a description of the development to be carried out under the consent (as previously modified)

3. Was the original Approval for Integrated Development or had other approvals or concurrences?
No Yes - if yes, please list below:

Part 2 Site and Applicant Details

4. Location of the proposed development
Unit No. House No. Property/Building Name:
Street:
Town/Village/Locality:

5. Land title description
We need this to correctly identify the land
Lot(s): Section:
Deposited Plan(s):
Other: Strata Plan:

6. Your (the Applicant's) name
Title Mr Mrs Ms Miss
Dr Other:
Surname:
Given names:
Company:
Contact person:

Part 2**Site and Applicant Details (cont.)****7. Your postal address**

8. Your contact detailsPhone (BH): _____ Mobile: _____
Fax: _____ Email: _____**Part 3****Modification Details****9. Type of Modification**

For Development Consents ONLY

- the modification is merely intended to correct a minor error, misdescription or miscalculation, or
- that the modification is intended to have some other effect, as outlined below:

For consents granted by the Land & Environment Court, is the modification being made:

- to the Court (under section 96), or
- to the consent authority (under section 96AA)

10. Modification Description

Description of the proposed modification to the development consent.

11. Impacts of the Modification

Please provide a description of the expected impacts of the modification.

12. Will the development (as modified) remain substantially the same as the development that was originally approved?

- Yes
- No → You cannot modify the existing approval. You will need to lodge a fresh application.

Part 4**Signatures****13. Are you the owner of the land?**

- Yes No – If no, please ensure Q. 15 is completed.

14. Applicant's declaration

Before signing, make sure you have addressed and completed all applicable questions on this form.

I apply for approval to carry out the development described in this application, and I declare that to the best of my knowledge and belief, the information supplied is correct and complete. I also understand that:

- Personal information, provided on/with this application will be available to be accessed by the Public pursuant to the EP&A Act and the LG Act. The subject Acts permit members of the public to obtain extracts of the application and of certain accompanying documentation.
- I am not entitled to copyright and am taken to have indemnified all persons using the application and documents in accordance with the Act against any claim or action in respect of breach of copyright (cl 57, EP & A Reg. 2000).
- This application authorises Council officers to enter the property to perform inspections associated with its processing, determination and compliance.
- I am liable to pay for/rectify any damage caused to Council roads, drains etc arising from construction works associated with the proposed development.

Applicant's Signature _____

Applicant's Name _____

Capacity, if not Applicant _____

15. Consent of all Land Owners to lodge this application

The owner(s) authorisation to lodge this application must be obtained if you are not the owner. This is a mandatory requirement of the Act.
 Note: If the land is owned by a company, a company seal must be provided with at least one executive signature.

As owner of the above property, I/we consent to this application and grant permission for:-

(1) The Applicant to:

- submit amendments in relation to such application,
- make application for activity approvals associated with the development,
- make application for associated construction certificate(s),
- make application for review/modification of any subsequent approval; and

(2) Council officers to enter upon such property for the purposes of assessing this application and the performing of any associated and subsequent inspections.

Owner(s) Name: _____
 (print)

Owner(s) Signature(s): _____

Date: _____

Part 5 Submission Checklist

16. The Modification Application must be accompanied by the following documents where the modification affects the following:

Yes	N/A	Office Use Only
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For all applications

<ul style="list-style-type: none"> • Site Plan of the land, which must indicate the following: <ul style="list-style-type: none"> - Location, boundary dimensions, site area and north point of the land, - Existing vegetation and trees on the land, - The location and uses of existing buildings on the land, - Existing levels of the land in relation to buildings and roads, - The location and uses of buildings on sites adjoining the land. • A Plan(s) of the development, which must indicate the following: <ul style="list-style-type: none"> - The location of any proposed buildings or works (including extensions or additions to existing buildings or works) in relation to the land's boundaries and adjoining development, - Floor plans of any proposed buildings showing layout, partitioning, room sizes and intended uses of each part of the building, - Elevations and sections showing proposed external finishes & heights of proposed buildings, - Elevations and sections showing heights of any proposed temporary structures and the materials of which any such structures are proposed to be made (using the abbreviations set out in clause 7 of Schedule 1 of the Regulations), - Proposed finished levels of the land in relation to existing & proposed buildings & roads, - Proposed parking arrangements, entry and exit points for vehicles, & provisions for movement of vehicles within the site (including dimensions where appropriate), - Proposed landscaping and treatment of the land (indicating plant types and their height and maturity) - Proposed methods of draining the land. 	<table border="1"> <tbody> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> <tr><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr> </tbody> </table>	<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"/>	<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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| - For BASIX affected development, such other matters as any BASIX certificate for the development requires to be included on the sketch, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - For BASIX optional development, if the development application is accompanied by a BASIX certificate or BASIX certificates, such other matters as any BASIX certificate for the development requires to be included on the sketch. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • In the case of development that involves the erection of a building , an A4 plan of the building that indicates its height and external configuration, as erected, in relation to its site (as referred to in clause 56 of the Regulation), | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves building work to alter, expand or rebuild an existing building , a scaled plan of the existing building. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • A species impact statement (in the case of land that is, or is part of, critical habitat or development that is likely to significantly affect threatened species, populations or ecological communities, or their habitats). | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves a change of building use: | | | |
| - A list of the Category 1 fire safety provisions that currently apply to the existing building, and | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - A list of the Category 1 fire safety provisions that are to apply to the building under its new use. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves any subdivision work: | | | |
| - Details of the existing and proposed subdivision pattern (including roads and allotments), | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Details of consultation with public authorities responsible for provision of utility services, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Preliminary engineering drawings indicating proposed infrastructure including roads, water, sewerage, stormwater, power, telephone, gas, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Existing and finished ground levels, existing buildings, trees, wells and water channels, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Details of areas to be filled, including nominating any existing trees to be removed, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Preliminary soil & water management details. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the land is within a wilderness area and is the subject of a wilderness protection agreement or conservation agreement within the meaning of the <i>Wilderness Act 1987</i> , a copy of the consent of the Minister for the Environment to the carrying out of the development, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • Additional information required by Council , where applicable: | | | |
| - Measures proposed to protect any adjoining properties, roads and footpaths, and the public. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Waste products generated by the development, their collection and manner of disposal. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Soil & water management plan, including erosion & sedimentation control details. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Type, vehicle size, frequency and delivery times of service and delivery vehicles to the site. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development is located on Bush Fire Prone Land: | | | |
| - A bush fire assessment detailing compliance/deviations from Planning for Bush Fire Protection, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - And if Integrated due to s100B, provide all details specified under clause 46 of the Rural Fires Regulation 2002, together with completion of the NSW RFS Referral Form. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • A development application for any BASIX affected development must also be accompanied by a BASIX certificate or BASIX certificates for the development, being a BASIX certificate or BASIX certificates that has or have been issued no earlier than 3 months before the date on which the application is made. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the proposed development involves the alteration, enlargement or extension of a BASIX affected building that contains more than one dwelling, a separate BASIX certificate is required for each dwelling concerned. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • if the development involves the erection of a temporary structure , the following documents: | | | |
| - Documentation that specifies the live and dead loads the temporary structure is designed to meet, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - A list of any proposed fire safety measures to be provided in connection with the use of the temporary structure, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - In the case of a temporary structure proposed to be used as an entertainment venue—a statement as to how the performance requirements of Part B1 and NSW Part H102 of Volume One of the <i>Building Code of Australia</i> are to be complied with (if an alternative solution, to meet the performance requirements, is to be used), | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Documentation describing any accredited building product or system sought to be relied on for the purposes of section 79C (4) of the Act, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Copies of any compliance certificates to be relied on, | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • in the case of a development involving the use of a building as an entertainment venue or a function centre, pub, registered club or restaurant —a statement that specifies the maximum number of persons proposed to occupy, at any one time, that part of the building to which the use applies. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • A development application that relates to development in respect of which a site compatibility certificate is required by a State Environmental Planning Policy must be accompanied by such a certificate. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

For the Construction Certificate Application

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| • Detailed building plans , drawn to a suitable scale and consisting of a block plan and a general plan, that show: | | | |
| - A plan of each floor section, and | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - A plan of each elevation of the building, and | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - The levels of the lowest floor and of any yard or unbuilt on area belonging to that floor and the levels of the adjacent ground, and | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - The height, design, construction and provision for fire safety and fire resistance (if any), | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • Specifications for the development: | | | |
| - That describe the construction and materials of which the building is to be built and the method of drainage, sewerage and water supply, and | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

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- That state whether the materials to be used are new or second-hand and (in the case of second-hand materials) give particulars of the materials to be used,
 - A **statement as to how the performance requirements** of the *Building Code of Australia* are to be complied with (if an alternative solution, to meet the performance requirements, is to be used),
 - A **description of any accredited building product or system** sought to be relied on for the purposes of section 79C (4) of the Act,
 - **Copies of any compliance certificate** to be relied on,
 - If the development involves building work to alter, expand or rebuild an existing building, a **scaled plan of the existing building**,
 - In the case of development to which clause 6A (of Schedule 1 of the Regulations) applies, **such other matters as any BASIX certificate** for the development requires to be included in the plans and specifications.
 - If the **development involves building work** (other than work in relation to a dwelling-house or a building or structure that is ancillary to a dwelling-house or work that relates only to fire link conversion):
 - A list of any existing fire safety measures provided in relation to the land or any existing building on the land, and
 - A list of the proposed fire safety measures to be provided in relation to the land and any building on the land as a consequence of the building work,
 - An application for a construction certificate that relates only to **fire link conversion** need only be accompanied by a document that describes the design and construction, and mode of operation, of the new fire alarm communication link.
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