

PL301*

Planning and Development Act 2005

**Planning and Development (Development
Assessment Panels) Amendment
Regulations 2013**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Planning and Development
(Development Assessment Panels) Amendment
Regulations 2013*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Planning and Development (Development Assessment Panels) Regulations 2011*.

4. Regulation 3 amended

- (1) In regulation 3(1) delete the definition of *CEO*.
- (2) In regulation 3(1) insert in alphabetical order:

Planning CEO means the chief executive officer of the department;

5. Regulation 12 amended

After regulation 12(6) insert:

- (7) If a DAP is not given a report on a DAP application in accordance with this regulation, the DAP may determine the DAP application in the absence of the report.

6. Regulation 13 amended

Delete regulation 13(1) and insert:

- (1) The presiding member of a DAP may, at any time after the DAP is notified of a DAP application made to a responsible authority, direct the responsible authority to give to the DAP either or both of the following services in connection with the application —
 - (a) technical advice and assistance;
 - (b) information in writing.

7. Various references to “CEO” amended

In the provisions listed in the Table delete “CEO” (each occurrence) and insert:

Planning CEO

Table

r. 12(2)	r. 19(6)
r. 20(2) and (3)	r. 22(3)
r. 30(1)	r. 38(2)(a)
r. 39(1)(b)(ii)	r. 40(5)
r. 44(1) and (7)(b)	r. 45(1) and (3)
r. 46(3) and (5)	r. 49(3)
r. 51	r. 53(1) and (2)(d)
r. 55	

8. Schedule 3 replaced

Delete Schedule 3 and insert:

Schedule 3 — Forms**1. Notice of development application to be determined by DAP
(r. 7, 10, 21)***Planning and Development Act 2005**Planning and Development (Development Assessment Panels)
Regulations 2011***Notice of development application to be determined by a
Development Assessment Panel (r. 7, 10, 21)**

(To be completed by applicant)

To:	[Name of local government or Western Australian Planning Commission]	
Planning Scheme(s):	[Name of planning scheme(s) that applies to the land described below]	
Land:	[Lot number, street name, town/suburb, or other relevant description]	
Certificate of Title:	Certificate of Title Volume:	Folio:
	Location No:	Plan or Diagram No:

Details of development application made to responsible authority:	[Number and date of development application]
Estimated cost of development:	[\$]

Part A

**Notice of election to have development application determined by
a Development Assessment Panel
(r. 7 — to be completed and signed by applicant if required)**

I give notice that I elect to have the development application that is attached to this notice determined by a Development Assessment Panel			
Applicant's name:			
Applicant's address:			
Applicant's contact:	Telephone:	Email:	
Applicant's signature:			Date:
I give consent to the making of this application by any authorised applicant on my behalf (to be completed and signed only if the landowner is different from the applicant)			
Landowner's name:			
Landowner's address:			
Landowner's contact:	Telephone:	Email:	
Landowner's signature:			Date:

Part B

**Acknowledgment of initiation of development application to be
determined by a Development Assessment Panel**

(To be completed and signed by applicant)

[please tick one of the following]: I give notice that I: <input type="checkbox"/> understand that this is a mandatory Development Assessment Panel application (r. 5)

<input type="checkbox"/> have elected to have the development application that accompanies this notice determined by a Development Assessment Panel as an optional Development Assessment Panel application (r. 6, 7)	
<input type="checkbox"/> understand that this is an application of a class delegated to a Development Assessment Panel for determination (r. 19)	
I declare that all the information provided in this application is true and correct. I understand that the information provided in this notice, and attached forming part of the development application will be made available to the public on the Development Assessment Panel, local government and Western Australian Planning Commission websites.	
Applicant's name:	
Applicant's signature:	Date:

Part C

Acknowledgment by local government

(To be completed and signed by a local government planning officer)

Development application:	Confirmation of intended recipient of development application made to responsible authority <ul style="list-style-type: none"> <input type="checkbox"/> Local government <input type="checkbox"/> Western Australian Planning Commission <input type="checkbox"/> Dual local government and Western Australian Planning Commission 	
Development Assessment Panel fee:	<input type="checkbox"/> Development Assessment Panel fee that has been paid by the applicant \$..... (Sch. 1) OR <input type="checkbox"/> Amount to be paid by local government \$..... [delegated applications only (r. 22)]	
Statutory timeframe:	<input type="checkbox"/> 60 days; <input type="checkbox"/> 90 days; <input type="checkbox"/> other please specify:	
Name of planning officer:		
Position and title:		
Contact details:	Telephone:	Email:
Planning officer's signature:		Date:

2. Application for amendment or cancellation of development approval (r. 17, 21)

Planning and Development Act 2005

Planning and Development (Development Assessment Panels) Regulations 2011

Application for amendment or cancellation of a DAP determination (r. 17, 21)

Part 1: Development application previously determined

Estimated cost of development:	\$
Description of development:	
Lot number:	
Street number and name:	
Town/suburb:	
Existing use:	
Proposed use:	
DAP file no. (DoP reference):	
Original DAP determination date:	

Part 2: Applicant details

Applicant's name:			
Applicant's address:			
Organisation/ Company name [if applicable]:			
Applicant's contact details:	Telephone:	Email:	
Applicant's signature:			Date:
Please note: unless otherwise requested, DAP secretariat will contact you using your nominated email address.			

Part 3: Owner Declaration

I declare that all the information provided in this application is true and correct. I understand that the information provided in this notice, and attached forming part of the development application will be made available to the public on the Development Assessment Panel, local government and Western Australian Planning Commission websites.	
Owner's name:	

Owner's address:		
Owner's contact:	Email:	Telephone:
Owner's signature:		Date:
OR	<input type="checkbox"/> Letter of consent attached	

Part 4: Amendment requested

<p>Please specify the amendments/modifications required to the original determination.</p> <p>(Please tick one of the following):</p> <p><input type="checkbox"/> to amend the approval so as to extend the period within which any development approved must be substantially commenced;</p> <p><input type="checkbox"/> to amend or delete any condition to which the approval is subject;</p> <p><input type="checkbox"/> to amend an aspect of the development approved which, if amended, would not substantially change the development approved;</p> <p><input type="checkbox"/> to cancel the approval.</p>

Part 5: Acknowledgment by local government

(To be completed and signed by a local government planning officer)

Development Assessment Panel Fee:	Development Assessment Panel fee that has been paid by the applicant \$150 (Sch. 2)	
Planning scheme(s)	[Name of planning scheme(s) that applies to the land described in Part 1]	
Name of planning officer:		
Position and title:		
Contact details:	Telephone:	Email:
Planning officer's signature:		Date:

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.