

Public Forum Question and Response

Subject: Proposal for developers to complete Statutory Declarations to ensure correct information in Development Applications

Questions from: Mr Vincent De Luca

Meeting Date: 13 June 2006

Question:

1a. Does Council have the authority to require applicants when submitting a development application to complete a Statutory Declaration, attesting and declaring that the information contained in the application is true and correct?

b. If so, could Council please introduce this requirement in Warringah?

c. If an application is found to be deliberately misleading or deceptive in information provided, what action does Council take to address these problems?

Response:

The Director Planning and Assessment Services advised that it was not a Council requirement to receive a Statutory Declaration from anyone submitting a development application. Under the Act, only a Form 3 is required. A statement of environmental effects is also asked for, however this is an advocacy document only, it is not required to be submitted by an expert. This information is submitted for purely information purposes, which is part of the reason why not all development applications are accepted. All calculations submitted are checked by staff at Council. If Council becomes aware of any deceptive information being provided, it is taken up with the experts professional association (where a professional is involved).