

This form is only to be used for changes made to a current planning permit application

# DECLARATION FOR AMENDMENT TO A PLANNING PERMIT APPLICATION



PLANNING PERMIT NO:

Office Use Only:

DATE RECEIVED:

FEE PAID: \$

Planning and Environment Act 1987 Sections 50 & 50A & 57A. Planning and Environment Regulations, Regulation 16. Council is collecting the information on this form so that it may consider your application in accordance with Part IV of the Planning and Environment Act 1987. Council must make a copy of this application available for any person to inspect free of charge in accordance with Section 51 of the Act.

Please print clearly. Please read the notes on the back before completing this form.

### THE APPLICANT: Who is making this amendment

Name:	[REDACTED]
Tel.:	[REDACTED]
Address:	2 Berrydale Road, Sunbury 3429

### THE LAND: Give the address and title particulars of the land.

Lot 31 PS 427370 Vol 10481 Fol 159
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### PROPOSED AMENDMENTS: what changes are being requested since lodging the original application for planning permit (attach letter if required)

Letter attached

### THE OWNER: The owner must be notified of these proposed changes

Name:	[REDACTED]	Tel. Bus. hours:	[REDACTED]
Address:	2 Berrydale Road, Sunbury		

### DECLARATION TO BE COMPLETED FOR ALL APPLICATIONS

This form must be signed. Please complete A, B or C

<b>A</b>	I declare that I am the Application and Owner of this land that all information given is true and correct	Owner/Applicant Signature: <i>DMMills</i>
		Date: 8/4/24
<b>B</b>	I am the Owner of the land. I have seen this application	Owner Signature:
		Date:
<b>C</b>	I/We the Applicant declare that all information given is true and correct	Applicant Signature:
		Date:
<b>C</b>	I/We the Applicant declare that I/We have notified the owner about this application and that all information given is true and correct	Applicant Signature
		Date:

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**HOW TO AMEND AN APPLICATION FOR A PLANNING PERMIT**

**Section 50. Amendment to application at request of applicant before notice**

- (1) An applicant may ask the responsible authority to amend an application before notice of the application is first given under section 52.
- (2) An amendment to an application may include—
  - (a) an amendment to the use or development mentioned in the application; and
  - (b) an amendment to the description of land to which the application applies; and
  - (c) an amendment to any plans and other documents forming part of or accompanying the application.
- (3) A request under this section must—
  - (a) be accompanied by the prescribed fee (if any); and
  - (b) be accompanied by any information or document referred to in section 47(1)(c) to 47(1)(e) that relates to the proposed amendment to the application and that was not provided with the original application; and
  - (c) if the applicant is not the owner of the land to which the application applies, be signed by the owner or include a declaration by the applicant, that the applicant has notified the owner about the request.
- (4) Subject to subsection (5), the responsible authority must amend the application in accordance with the request.
- (5) The responsible authority may refuse to amend the application if it considers that the amendment is so substantial that a new application for a permit should be made.
- (6) The responsible authority must make a note in the register if any amendment is made to an application under this section.
- (7) On the amendment of an application under this section, the amended application is to be taken—
  - (a) to be the application for the purposes of this Act; and
  - (b) to have been received on the day that the request for amendment was received by the responsible authority.

**50A. Amendment of application by responsible authority before notice**

- (1) With the agreement of the applicant and after giving notice to the owner, the responsible authority may make any amendments to an application that it thinks necessary before notice of the application is first given under section 52.
- (2) An amendment to an application may include—
  - (a) an amendment to the use or development mentioned in the application; and
  - (b) an amendment to the description of land to which the application applies; and
  - (c) an amendment to any plans and other documents forming part of or accompanying the application.
- (3) The responsible authority may require the applicant—
  - (a) to notify the owner under subsection (1); and
  - (b) to make a declaration that that notice has been given.
- (4) The responsible authority must make a note in the register if any amendment is made to an application under this section.
- (5) On the amendment of an application under this section, the amended application is to be taken—
  - (a) to be the application for the purposes of this Act; and
  - (b) to have been received on the day that the applicant agreed to the amendment.

**57A. Amendments to application after notice of application is given**

- (1) An applicant may ask the responsible authority to amend an application after notice of the application is given under section 52.
- (2) An amendment to an application may include—
  - (a) an amendment to the use or development mentioned in the application; and
  - (b) an amendment to the description of land to which the application applies; and
  - (c) an amendment to any plans and other documents forming part of or accompanying the application.
- (3) A request under this section must—
  - (a) be accompanied by the prescribed fee (if any); and
  - (b) be accompanied by any information or document referred to in section 47(1)(c) to 47(1)(e) that relates to the proposed amendment to the application and that was not provided with the original application; and
  - (c) if the applicant is not the owner of the land to which the application applies, be signed by the owner or include a declaration by the applicant that the applicant has notified the owner about the request.
- (4) Subject to subsection (5), the responsible authority must amend the application in accordance with the request.
- (5) The responsible authority may refuse to amend the application if it considers that the amendment is so substantial that a new application for a permit should be made.
- (6) The responsible authority must make a note in the register if any amendment is made to an application under this section.
- (7) On the amendment of an application under this section—
  - (a) the amended application is to be taken—
    - (i) to be the application for the purposes of this Act; and
    - (ii) to have been received on the day that the request for amendment was received by the responsible authority; and
  - (b) all objections made in relation to the original application are to be taken to be objections to the amended application.
- (8) Nothing in this section affects any right a person may have to make a request under section 87 or 89 in respect of anything done or not done in relation to the original application.
- (9) Sections 52 and 55 do not apply to an amended application.

**Send your completed form and all documents to the Responsible Authority:**

**HUME CITY COUNCIL – STATUTORY PLANNING**

**P O Box 10, SALISBURY**

**1079 PASCOE VALLEY RD. BROADMEADOWS**

I [REDACTED] owner & operator of Berrydale Swim School in Sunbury, would like to request council permission to permanently amend **Planning Permit P14245. Conditions 5 & 6**

Both the proposed modifications will not result in an increase of our patron numbers attending or extra vehicles to manage so they can be in our onsite carpark as much as possible.

**Current Condition 5:**

*Except without prior written consent of the responsible authority, the use permitted by this permit may only operate between the following time:*

**Current Planning Permit Operating Hours**

*Monday – Saturday 9:00am – 1:15pm  
and Monday – Friday 3:30- 7:30pm*

**Proposed Amendment to Condition 5:**

Monday – Friday: 9:00am – 7:30pm  
Saturday: 9:00am – 3:00pm

**Current Condition 6:**

*No more than three (3) staff, inclusive of staff residing at the premises, are permitted to be working at the swimming centre at any one time, unless with prior written consent of the responsible authority.*

**Proposed Amendment to Condition 6:**

No more than three (5) staff, inclusive of staff residing at the premises, are permitted to be working at the swimming centre at any one time, unless with prior written consent of the responsible authority.

This request is motivated by our commitment to providing training opportunities to younger members of our community, who are in the process of developing essential skills, knowledge, and safety training. Working alongside qualified staff is crucial for their development. It is also essential for ensuring safety and efficiency in various aspects of the swim school procedures.

Thank you for your consideration.

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