## PDA development application form

# Mackay Waterfront Priority Development Area

Version 3.0 – effective from 19 April 2021.

This form must be used when making a PDA development application or applying to change a PDA development approval.

**Before lodging your application**

* Please read and complete all sections of this form and the necessary documentation is attached.
* Consider if a pre-application meeting with council’s Development Assessment Team before lodging the application. Please email development.services@mackay.qld.gov.au to schedule a pre-application meeting.
* Lodge the application form and supporting material via one of the following methods (must include 1 electronic copy of the application):
	+ [Development application portal](http://www.mackay.qld.gov.au/business/planning_and_development/online_services/eapplications) (electronic lodgement):
	+ **Email:** development.services@mackay.qld.gov.au; or
	+ **In person:** Council Customer Service Centres located at 73 Gordon Street Mackay | 65 Broad Street Sarina | 20 Victoria Street Mirani; or
	+ **Post:** The Chief Executive Officer at Mackay Regional Council PO Box 41 Mackay QLD 4740

Assessment fee

The assessment fee for an application will be advised following lodgement. The fee must be paid for an application to be properly made under s82A of the Act. Further information about EDQ’s assessment fees is available on council’s website.

1. **Applicant details**

The Applicant is the entity responsible for making the application and need not be the owner of the land. The Applicant is responsible for ensuring the accuracy of the information provided. Where the Applicant is not a natural person, ensure the Applicant is a valid legal entity.

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| **Name(s)** *(individual or company name in full, including ACN / ABN)* |       |
| **For companies—name of contact person and position** |       |
| **Postal address** |       |
| **Contact telephone number** |       |
| **Email address** |       |

Payer details for tax invoice and receipt purposes (*These details are only necessary where the payer details are different to the applicant details*)

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| **Name(s)***(individual or company name in full, including ACN / ABN)* |       |
| **For companies—name of contact person and position** |       |
| **Postal address** |       |
| **Contact telephone number** |       |
| **Email address** |       |

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| 1. **Location details**
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Provide the following details about the land on which the development is proposed, including any part of a lot which is part of the proposed development.

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| **Priority Development Area** |       |

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| **Property address***(i.e. unit / street number, street name, suburb / town and post code)* |       |
| **Lot on Plan Description** *(e.g. Lot 3 on RP123456)* |       |

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| **Attach the following information:** |
| * Current title search for each lot
 | [ ]  Confirmed |
| * Each registered easement shown on each current title search
 | [ ]  Confirmed |
| * Environmental management and contaminated land register search for each lot
 | [ ]  Confirmed |

1. **Application details**

Type of PDA development approval being sought. Please tick one (1) box – see sections 94 and 99 of the *Economic Development Act 2012*.

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| [ ]  Change to a PDA Development Approval - *Proceed to* ***Part 3.1*** |
| [ ]  PDA Development Application - *Proceed to* ***Part 3.2*** |

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| **3.1 Change to PDA development approval** |
| **Previous PDA approval reference** |       |
| **Brief description of the proposed changes:** |
|       |

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| 3.2 PDA development application  (If necessary, provide details in a separate table attached to this application form |
| Development type | Approval type | Additional detail(e.g. definition of use, GFA, number of units, number and type of lots, etc.) |
| [ ]  Material change of use | [ ]  Preliminary approval[ ]  Development permit |       |
| [ ]  Reconfiguring a lot | [ ]  Preliminary approval[ ]  Development permit |       |
| [ ]  Operational work | [ ]  Preliminary approval[ ]  Development permit |       |
| [ ]  Building work | [ ]  Preliminary approval[ ]  Development permit |       |

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| Are all the proposed uses defined in the schedule of use definitions in the relevant PDA development scheme or interim land use plan? |
| [ ]  Yes |
| [ ]  No – Specify the uses that are not defined:  |
|       |
| **Description of the proposal below** |
|       |
| **Accompanying plans (if relevant)** |
| [ ]  Context Plan/s | [ ]  Precinct Plan/s | [ ]  Sub-Precinct Plan/s | [ ]  Plan of Development |
| *(See Practice Note 9)* |  |  | *(See Practice Note 10)* |

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| List of plans, drawings and reports lodged with the application(If necessary, provide this list as an attachment) |
| **Description** (provide unique document name, author and version number) | **Date** |
|       |       |
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1. **Project cost**

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| **Estimated total design and construction cost of the proposal / project** (excluding land value/cost) | $       |

1. **Landowner consent**

In providing consent, each landowner is consenting to the lodgement of the application under the *Economic Development Act 2012,* and to receiving documents that are required or permitted to be provided under the *Economic Development Act 2012* or any other statute, in an electronic format.

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| **Is owner’s consent required for this application?** (see sections 82 and 99 of the *Economic Development Act 2012*)  | [ ]  Yes – details provided below |
| [ ]  Yes - consent letter(s) attached |
| [ ]  No *(provide reason)*       |
| **Real property description** | **Owner’s name** | **Signature** | **Position** | **Date** |
|       |       |       |       |       |
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| NOTE:It is the responsibility of the Applicant to ensure the accuracy and authenticity of the application, including ownership or consent details. However, the assessment manager will review the information supplied in greater detail, where considered necessary.Where there are **multiple landowners** , the consent of each owner must be provided.**For a company**, owner’s consent must be made in accordance with section 127 of the *Corporations Act 2001* (Commonwealth), which requires the company ACN to be accompanied by one of the below:* the names, titles and signatures of two company directors
* the name, title and signature of a company director and the company secretary, or
* where the company has only one director, the name, title and signature of that director in conjunction with a company search document which provides evidence that the company has only one director (i.e. sole director).

**For a body corporate**, owner’s consent must be provided in accordance with the relevant requirements for a body corporate to make a decision under the *Body Corporate and Community Management Act 1997*. Evidence of the body corporate’s decision to provide landowner’s consent for the lodgement of the application is to be provided to Council’s Development Assessment Team with the application, and is to include:* the body corporate’s seal, and two signatures of body corporate committee members, one of which must be the chairperson, and
* one of the following:
	+ full body corporate: a copy of body corporate meeting minutes which include a decision to provide landowner’s consent for the development application (i.e. minutes of a meeting where a motion is passed by ordinary resolution to provide the consent), or
	+ body corporate committee: a copy of a motion passed by resolution by the body corporate committee, at either a meeting or via flying minute, to provide landowner’s consent for the development application.

Alternatively, the body corporate’s consent can be provided through a signed letter of consent from each lot owner covered by the body corporate.Please refer to the **EDQ Practice note 21: Owner’s consent** for further guidance on the provision of valid owner’s consent. |

1. **Approval history**

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| Is there any development approval, granted under the *Integrated Planning Act 1997*, *Sustainable Planning Act 2009*, *Planning Act 2016*, or *Economic Development Act 2012* still in effect for the land? | [ ]  Yes |
| [ ]  No |

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| 1. **Privacy statement**
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Information collected is subject to the *Right to Information Act 2009* and the *Information Privacy Act 2009*. The information provided may be publicly released and/or provided to third parties and other government agencies - but only for the purposes for which the information is being collected. The proponent's personal information will be stored on departmental files and may be disclosed for purposes relating to the processing and assessment of the application or as authorised or required by law.

1. **Applicant’s declaration and acknowledgment**

The applicant warrants that the information provided to the council in relation to this application is true and correct and acknowledges that if any information is knowingly false, the applicant may be exposed to criminal penalties under section 165 of the *Economic Development Act 2012.*

[ ]  By making this application, I declare that all information is true and correct to the best of my knowledge.

[ ]  By signing here, the applicant is consenting to the lodgement of the application under the *Economic Development Act 2012,* and to receiving documents that are required or permitted to be provided under the *Economic Development Act 2012*, or any other statute, in an electronic format.

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| Signature of applicant / authorised person |  | Print name and position |
|  |  |  |
| Date |  |  |