



## **7. PLANNING**

### Policy 7.6

Development Applications By Councillors And Staff Or On Council  
Owned Land

Version **54**

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### 7.6 DEVELOPMENT APPLICATIONS BY COUNCILLORS AND STAFF OR ON COUNCIL OWNED LAND

#### OBJECTIVE:

To provide a transparent protocol for the determination of development applications lodged by councillors, staff and relatives thereof or development applications for development on Council owned land.

#### DEFINITIONS:

Executive Staff includes the General Manager and any Director that reports directly to the General Manager.

Immediate family is a spouse, de facto partner, child, parent, grandparent, grandchild or sibling of an employee, or a child, parent, grandparent, grandchild or sibling of an employee's spouse or de facto partner.

#### POLICY:

1. That, subject to the exemptions in Part 2 of this Policy, the following development applications shall be referred to Council for consideration and determination:
  - a. Any development application lodged where the applicant is a Councillor or a member of Council's Executive staff or immediate family thereof
  - b. ~~, or Where~~ a Councillor or member of Executive staff, or their immediate family, is is the owner of the land to which the application relates, ~~or~~
  - c. ~~Where~~ the development application is on Council owned land,
  - d. ~~Where the application is on Crown land managed by Council that such an application be referred to Council for consideration and determination.~~
  - e. Any application that proposes to dedicate land or an asset to Council if the recommendation is for approval of that application
2. ~~In the case of staff members who are not Executive Staff, the following applications need not be reported to the Council:~~
  - a. ~~(i) dwellings~~
  - ~~(ii) ancillary building structures~~

~~(iii) general applications under Section 68 of the Local Government Act 1993.~~

In such cases the application must be determined by referring to a supervising delegated officer or the General Manager or if the application has been called in, the Council.

~~In the case of an application lodged by a family member and the Council officer would normally hold delegated authority to determine the application, then the application must be referred to supervising delegated officer or in the absence of such, will be reported to Council.~~

3. This policy does not apply to applications for the modification of development consent unless the modification represents a significant departure from the original application. However, staff cannot assess or determine modification applications involving their development; their land; or development or land involving a family member their immediate family.

#### **DEFINITIONS:**

~~**Executive Staff** includes the General Manager and any Manager that reports directly to the General Manager.~~

~~**Family member** includes a spouse, child, brother, sister, grandparent, grandchild, aunt, uncle, niece or nephew or child, brother, sister, grandparent, grandchild, aunt, uncle, niece, or nephew of the staff members spouse.~~

<b>Maintained by Department:</b>	Development	<b>Approved by:</b>	Council		
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