



City of Victor Harbor

Note for Applicant

1. You may have a right of appeal if this Notification is a complying or consent development and is:
 - * a refusal
 - * a consent with conditions

Such an appeal must be lodged within two months of the day of which you receive this notice or such longer time as the Environment, Resources and Development Court may allow.

Please contact the Environment, Resources and Development Court if you wish to appeal (refer South Australian Government Section of the Telephone Director under "Courts Department").

2. If your application was the subject of third party, representations, any consent or consent subject to conditions shall not operate until twenty-one (21) days from the date of the decision made on your application

If there is an appeal by a third party, any consent or consent with conditions shall not operate until determination of the appeal. Twenty-one (21) days from the date of the decision on your application contact the Environment, Resources and Development Court to find out if there has been an appeal lodged.

3. If this is a consent with conditions:

- * The development must be substantially commenced within 12 months of the date of this Notification unless this period has been extended by the Council; or
- * for land division, you must apply for certificates of approval within 12 months of the date of this Notification unless this period has been extended by the council or the Development Assessment Commission; and

any act or work authorised or required by this Notification must be completed within three (3) years of the date of the Notification or a longer time as allowed by the Council or the Development Assessment Commission. You will require a fresh consent before commencing or continuing the development if you are unable to satisfy these requirements.

PLEASE NOTE THAT ANY APPEAL HAS TO BE LODGED WITH THE COURT AND NOT WITH COUNCIL.

Council will not act as a representative for other parties before the Court and Council Officers can provide preliminary advice only regarding the Court's procedures. If you wish to pursue an appeal, you are strongly urged to take professional advice on the matter.

For assistance in lodging an appeal, it is suggested that you contact the court which is located in the Sir Samuel Way Building, Victoria Square, Adelaide, or phone the court on (08) 8204 0300.

IF YOU HAVE ANY QUERIES ON THIS MATTER, PLEASE CONTACT THE COUNCIL OFFICE FOR ASSISTANCE