



# Application for appeal/declaration—form 10

(Sustainable Planning Act 2009 version 1.0 effective 18 December 2009)

## 1. Applicant details (if the appellant is a company, a contact person must be given. All correspondence will be mailed to the address provided)

Name/s (individual or company name in full)

For companies, contact name

Postal address

  

Contact phone number

Mobile number

Fax number

E-mail address

  
@

## 2. Property description (the description must identify all land that is the subject of the application. Lot and plan details (e.g. SP/RP) can be found on title documents or rates notice. If the plan is not registered by title, provide previous lot and plan details)

Street address

  

Lot and plan details (attach list if necessary)

Local government area where the land is situated

## 3. Appeal/declaration details (please consult the guide attached to this form for more details)

Date written notice/ decision notice received  
(attach copy of application and written notice/  
decision notice—where applicable)



**Tick applicable box/es**

**Building related appeals**

- appeal about a building development application
- appeal about a decision relating to the extension of a building development approval
- appeal about a decision relating to permissible changes for a building development approval
- appeal about changing or cancelling conditions imposed on a building development approval
- appeal about an enforcement notice given under the *Building Act 1975*
- appeal about an information notice issued under the *Building Act 1975*
- appeal against decisions by Building Certifiers and Referral Agencies about inspection of building work under the *Building Act 1975*
- appeal about failure to decide other applications (not building development applications) made under the *Building Act 1975*

**Plumbing and drainage related appeals**

- appeal about an information notice issued under the *Plumbing and Drainage Act 2002*
- appeal about a chief executive approval issued under the *Plumbing and Drainage Act 2002*
- appeal about an enforcement notice given under the *Plumbing and Drainage Act 2002*

**Advice agency appeals**

- appeal by an advice agency

**Appeals about infrastructure charges and contributions**

- appeal against an error in the calculation of a charge in an infrastructure charges notice or state infrastructure charges notice under a priority infrastructure plan
- appeal against an error in the calculation of an infrastructure contribution under a planning scheme policy

**Appeals about material change of use of prescribed buildings and limited class 2 buildings**

- appeal about a development application for the material change of use of a prescribed building
- appeal about a decision relating to extension for development approval for the material change of use of a prescribed building
- appeal about a decision relating to permissible changes of a development approval for the material change of use of a prescribed building
- appeal about conditions imposed on a development approval for the material change of use of limited class 2 buildings

**Appeals about compliance assessment**

- appeal against decision on request for compliance assessment
- appeal against a condition imposed on a compliance permit or certificate
- appeal against a notice of decision to change or withdraw an action notice or refusal of a change to a compliance permit or certificate



**Application for a declaration**

- about whether a development application is properly made
- about an acknowledgement notice for a material change of use of a prescribed building
- about lapsing of a request for compliance assessment
- that a proposed change to an approval is a permissible change (for a material change of use of a prescribed building)

**4. Grounds for appeal/declaration** (attach further pages if necessary)


**5. Fee and hearing options**

Inspection required	Fast track decision	Floor area	Fee (refer fee schedule)
<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No		m <sup>2</sup> \$

**6. Applicant's signature**

Signature of applicant	<input type="text"/>
Date	<input type="text"/>
Signature of joint applicant (if required)	<input type="text"/>
Date	<input type="text"/>

**OFFICE USE ONLY**

Date received	<input type="text"/>	Fee payable	<input type="text"/>
Receiving officers signature	<input type="text"/>		



## Notes for completing this form:

### Guide

- For further information and assistance when completing this form, please see *Completing an application for appeal/declaration— Form 10* on the Department of Infrastructure and Planning website [www.dip.qld.gov.au](http://www.dip.qld.gov.au)

### Change of name

- The Building and Development Tribunals were established under the *Integrated Planning Act 1997* and under the *Sustainable Planning Act 2009* (SPA) changed name to the Building and Development Dispute Resolution Committees (Committees). This has been shortened in SPA to Building and Development Committees. Although the jurisdiction has been expanded the location of the Registry, operation and contact details remain the same.

### Special facilities

- Committee hearings are held at various venues, not all of which are accessible by or have facilities for people with mobility disabilities. If you require a venue with access and facilities for a person(s) with a mobility disability, or are aware of a person with mobility disabilities who wishes to attend a hearing, please advise the Registrar in sufficient time for such a venue to be arranged. If special services, such as an interpreter, are required, please notify the Registrar in sufficient time for the services to be provided.

### Lodging an application

- An application together with the accompanying information and prescribed application fee must be lodged with the Registrar within the time stated. Appeal periods will also vary according the type of appeal / declaration. Please see *Completing an application for appeal/ declaration* and SPA for more information on appeal periods or contact the Registry.

### Fees

- Fees for applications are listed in the *Sustainable Planning Regulation 2009* (schedule 21). The application fee is non-refundable.

**Privacy**—the information collected on this form will be used by the Department of Infrastructure and Planning in accordance with your appeal to be decided by a Committee. Details may be disclosed to Parliament or other agencies, for purposes associated with the Committee. Your details may also be disclosed to other parties in accordance with a requirement of the *Sustainable Planning Act 2009* and may be stored in a Department database. The information collected will be retained as required by the *Public Records Act 2002* and is subject to the *Right to Information Act 2009* and the *Information Privacy Act 2009*.

Please note that the Chief Executive of the Department of Infrastructure and Planning may elect to publish final decisions by making them available to members of the public, which can be accessed through the Department's website. For further information on your privacy contact the Privacy Contact Officer for the Department of Infrastructure and Planning (07) 3225 8463.

### Department of Infrastructure and Planning

The Registrar

Building and Development Dispute Resolution Committees

Building Codes Queensland

**post** PO Box 15009 City East Qld 4002 Australia

**visit** 63 George Street Brisbane

**tel** +61 7 3237 0403

**fax** +61 7 3237 1248

[registrar@dip.qld.gov.au](mailto:registrar@dip.qld.gov.au)

[www.dip.qld.gov.au](http://www.dip.qld.gov.au)

The *Sustainable Planning Act 2009* is administered by the Department of Infrastructure and Planning.