

Sydney East Region Joint Regional Planning Panel Meeting

2011SYE062

177-199 Pacific Highway North Sydney

North Sydney Council

Panel Meeting on 7 September 2011

The Department of Planning and Infrastructure has contacted Council with regard to the Railway Contribution arrangements. The DG must certify acceptance of such arrangements. The applicant has indicated in writing that they will enter into a modified commitment deed with Council and will lodge a Bank Guarantee prior to the issuance of a Construction Certificate and pay the contribution prior to the issuance of any Occupation Certificate. A suitable condition G10 is provided in the draft conditions for the payment of the contribution. Although there will be a commitment deed entered into before a consent is granted, concern has been raised that a private certifier may not be aware of the deed prior to issue of the CC. To resolve this concern the following additional condition is recommended:

Railway Contribution Bank Guarantee

C44. The applicant shall submit a Bank Guarantee to the amount detailed in the Railway Deed of Agreement to Council prior to the release of any Construction Certificate.

(Reason: Statutory)