

Application for Approval of Development Application

Notice by Council to Sydney Airport

Pursuant to Airports (Protection of Airspace) Regulations 1996 – [Reg 8]

TO: Sydney Airport Corporation Ltd

c/- Airport Design Services
Locked Bag 5000
Sydney International Airport
NSW 2020
Email: airspaceprotection@syd.com.au

APPLICANT FOR DEVELOPMENT APPROVAL:

Of:
Contact:
Phone:
Email:

NOTICE PURSUANT TO AIRPORT (PROTECTION OF AIRSPACE) REGULATIONS REG 8

1. Proposed controlled activity:

Name of Project:

2. Location:

[No.] [Street/Road]
[Suburb]

3. If the proposed controlled activity consists of the erection of a building or structure:

- (i) Proposed max height (above Australian Height Datum) (AHD) in metres of the proposed building, structure or thing:
- (ii) Proposed max height (above AHD) of any temporary structure or equipment to be used in the erection of the proposed building or structure:
- (iii) Diagram defining footprint of development attached
- (iv) MGA 94 co-ordinates defining outline of development:
E N
- (v) Elevations of development attached

4. Purpose of the controlled activity:

5. Proposed safety case if the controlled activity breaches the OLS or PANS-OPS:

6. Development Application:

Date:

Reference: DA #

DA be attached as relevant:

IMPORTANT NOTES

[Pursuant to Airports Act 1996 and Airports (Protection of Airspace) Regulations 1996]

1. Section 182: defines "controlled activities".
2. Section 187: if a controlled activity is carried out without approval, or is carried out otherwise than in accordance with an approval, the Federal Court may order a person to carry out remedial work on a building, structure or thing; to mark it or light it or both; to reduce its height.
3. Section 183: a person who carries out a controlled activity without the approval of the Secretary (or Airport as applicable) commits an offence against section 183 of the Act.

Penalty: 250 penalty units for each such offence.
4. Regulation 8: a building authority that receives a proposal for a building activity that, if undertaken, would constitute a controlled activity in relation to an airport must give notice of the proposal to the airport.

Penalty: 50 penalty units for each such offence.
5. If the activity is a short term activity (less than 3 months), the Airport will determine the application pursuant to delegated authority from the Secretary.
6. If the activity is a long term activity (greater than 3 months), the Secretary will determine the application.
7. If the activity is a long term intrusion into PANS-OPS, the application will not be approved. [Reg 9].
8. The Airport will give notice of the application to, and invite submissions from, CASA and Airservices and the Building Authority concerned. [Reg 10].
9. Upon receipt of submissions from CASA and Airservices, the Airport will refer the application and any submissions from CASA and Airservices, as well as the Airport, to the Secretary or determine the application itself if it is a short term activity.

The Secretary or the Airport will notify you in writing of their decision.
10. Neither the Secretary or the Airport will approve any activity if CASA advises that carrying out the activity would have an unacceptable effect on the safety of existing or future air transport operations into or out of the Airport. [Reg14(6)].