

## Certificate for Outstanding Notices/Orders

PRINT FORM

Office Use only: ON\_ \_\_\_ / \_\_\_

Amount Paid: \$

Receipt No:

Application for Certificate – Outstanding Notices/Orders made under: Section 735A of the Local Government Act 1993 and/or Section 121ZP of the Environmental Planning and Assessment Act 1979

### Advisory Notes

- Application must be completed in full. An incomplete application will result in delays.
- Application fee must accompany application. It is best to confirm fees before writing cheques– Refer to Schedule of fees and charges

For advice please contact Customer Service on (02) 9330 6400 (8.30am-5.00pm Monday to Friday)

### Certificate Request Details

Street Address:

Suburb:

Postcode:

Lot:

Section:

DP/SP:

Search Request  
(please select all that apply)

S.735A Search for outstanding Local Government Act 1993 Orders

S.121ZP Search for outstanding Environmental Planning and Assessment Act 1979 Orders

### Applicant Details

Name:

Street Address:

Phone:

Mobile No:

E-mail address:

Signature:

Date:

Print form

Printed form can be submitted in person at Hurstville or Kogarah Service Centres, emailed to [mail@georgesriver.nsw.gov.au](mailto:mail@georgesriver.nsw.gov.au) or posted via the postal address Georges River Council, PO Box 205, Hurstville NSW 1481

### Privacy Notice

Georges River Council is required under the *Privacy and Personal Information Protection Act 1998* to collect, maintain and use your personal information in accordance with the Information Privacy Principles. Your personal information is being collected to process your application. Council may use your personal information for the purposes of processing your application. Council is regarded as the agency that holds the information and will not disclose your personal information without your consent unless authorised or required by law. You may apply to access or amend your information by contacting Council on 9330 6400 or at [mail@georgesriver.nsw.gov.au](mailto:mail@georgesriver.nsw.gov.au).

## **Terms and Conditions**

Council issues notices under various Acts other than the Local Government Act 1993 and the Environmental Planning and Assessment Act 1979. These may include the Food Act, the Protection of the Environment Operations Act, Companion Animals Act, Roads Act and others. Section 735A and Section 121ZP Certificates do not list these outstanding notices

With the exception of the Local Government Act and Environmental Planning and Assessment Act Council is not required to produce outstanding notice/orders certificates.

However, Council keeps records of most notices and orders issued under various other Acts and will undertake a search of these databases to see if any Notice or Orders are outstanding in relation to a specific property.

The production of this certificate must not be taken to be conclusive proof of the existence or otherwise of any outstanding notices under other Acts or Regulations and the current property owner should be asked to disclose if any such notices or orders exists.

### **735A Certificate as to notices**

1. A person may apply to a council for a certificate as to whether there are any outstanding notices issued by the council under this Act in respect of any land within the council's area.
2. The application must be in the approved form and be accompanied by the approved fee.
3. The council is to issue a certificate to the applicant stating:
  - a. whether or not a notice is outstanding in respect of the land as at the date of the certificate and, if so, the terms of the notice, and
  - b. any action proposed to be taken or that may be taken by the council in relation to the notice.
4. The production of the certificate is taken for all purposes to be conclusive proof of the existence or otherwise of any outstanding notices.

Note: Notice is defined in the Dictionary for this Act as including a notification, order, direction and demand.

### **121ZP Certificate as to orders**

1. A person may apply to a council for a certificate as to whether there are:
  - a. any outstanding notices issued under section 121H,
  - b. any orders under this Division in force, in respect of any land within the council's area.
2. The application must be in the form determined by the council and must be accompanied by the fee determined by the council under the Local Government Act 1993.
3. The council is to issue a certificate to the applicant stating:
  - a. whether or not a notice is outstanding or an order is in force in respect of the land as at the date of the certificate and, if so, the terms of any such notice or order, and
  - b. any action proposed to be taken or that may be taken by the council or any other person in relation to any such notice or order.
4. The production of the certificate is taken for all purposes to be conclusive proof of the existence or otherwise of any outstanding notices and any orders in force.

