



D6.51

**LEGAL ADVICE - DEVELOPMENT
APPLICATIONS AND OTHER
APPLICATIONS MADE UNDER
THE E.P. & A. ACT 1979**



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ENVIRONMENT AND PLANNING - DEVELOPMENT

POLICY OBJECTIVES

To ensure that any legal opinion submitted in support of an application for consent is properly assessed and appropriate information is reported to the Council in its determination of the application.

POLICY STATEMENT

- A Where a legal opinion is submitted in support of an application for development consent, or a requirement to prepare a draft local environmental plan etc; the legal opinion is to be referred to the Council's Legal Officer for comment.
- B The Legal Officer will provide advice, or where appropriate refer the legal opinion to Council's Solicitor for comment.
- C In any report on the application, no legal opinion will be quoted verbatim, however, a summary of the advice(s) will be included if relevant to the considerations.
- D A copy of the advice(s) may be tabled for the Council's consideration.

(Min No 335/93 - 23 March 1993)

(Min No 651/96 - 27 August 1996 - Review of Policies)

(Min No 239/2000 – 24 October 2000 – Review of Policies)

(Min No 214/2005 - 8 March 2005 - Review of Policies) No Change

(Min No 311/2009 - 5 May 2009 - Review of Policies)