



Source: Google Earth

Title

1982 Aerial Photograph

CES Project ID:
CES130707-MG

Date:
20/09/2013

Prepared By:
P. Edmunds

Checked By:
D. Johnson



Source: Google Earth



Source: Google Earth

Appendix C

Historical Title Information



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12 September 2013

Consulting Earth Scientists
 Suite 3, Level 1
 55 Grandview Street
 PYMBLE NSW 2073

Attention: Mr Tristan Goodbody

RE: Lot 84 DP 855929, Bennelong Road, Sydney Olympic Park, NSW
Your Ref:

SUMMARY OF PROPRIETORS

Lot 84 DP 855929

Year	Proprietor	Source
2002-To Date	Sydney Olympic Park Authority	Current Certificate of Title, Document 8208818
1995-2002	Olympic Coordination Authority	Document 8208818, Document E617299
1992-1995	Homebush Bay Ministerial Corporation	Document E617299, Document O738097
1980-1992	Homebush Abattoir Corporation	Document O738097, Vol. 6129 Fol. 216
1951-1980	The Metropolitan Meat Industry Board	Vol. 6129 Fol. 216
1942-1951	The Metropolitan Meat Industry Commissioner	Vol. 6129 Fol. 216, Vol. 5326 Fol. 143, Vol. 816 Fol. 212, Vol. 5056 Fol. 217
Prior Titles of Vol. 5326 Fol. 143 are Vol. 816 Fol. 212 and Vol. 5056 Fol. 217		

SUMMARY OF PROPRIETORS

Vol. 816 Fol. 212

Year	Proprietor	Source
1942	The Metropolitan Meat Industry Commissioner	Vol. 816 Fol. 212
1883-1942	Fitzwilliam Wentworth (esquire)	Vol. 816 Fol. 212, Vol. 622 Fol. 12

SUMMARY OF PROPRIETORS

Vol. 5056 Fol. 217

Year	Proprietor	Source
1933-1942	The Metropolitan Meat Industry Commissioner	Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
1929-1933	Metropolitan Meat Industry Board	Vol. 4553 Fol. 104, Vol. 2106 Fol. 53
1910-1929	The Minister for Public Works of the state of New South Wales	Vol. 2106 Fol. 53,
Prior Titles of Vol. 2106 Fol. 53 are:		
1) Vol. 817 Fol. 88,		
2) Vol. 833 Fol. 143,		
3) Vol. 1525 Fol. 151,		
4) Vol. 1539 Fol. 200		



SUMMARY OF PROPRIETORS

Vol. 817 Fol. 88

Year	Proprietor	Source
1908-1910	The Minister for Public Works of the state of New South Wales	Vol. 2106 Fol. 53, Vol. 817 Fol. 88
1902-1908	Edward Prentice (stock classer)	Vol. 817 Fol. 88
1886-1902	John Turner Blackwell (landowner)	Vol. 817 Fol. 88
1883-1886	Fitzwilliam Wentworth (esquire)	Vol. 817 Fol. 88, Vol. 622 Fol. 12

SUMMARY OF PROPRIETORS

Vol. 833 Fol. 143

Year	Proprietor	Source
1908-1910	The Minister for Public Works of the state of New South Wales	Vol. 2106 Fol. 53, Vol. 833 Fol. 143
1895-1908	Alexander Walker Scott Gregg (gentleman)	Vol. 833 Fol. 143
1887-1895	Samuel Haslam (landowner)	Vol. 833 Fol. 143
1887	James Haslam (landowner)	Vol. 833 Fol. 143
1883-1887	Fitzwilliam Wentworth (esquire)	Vol. 833 Fol. 143, Vol. 622 Fol. 12

SUMMARY OF PROPRIETORS

Vol. 1525 Fol. 151 Vol. 1539 Fol. 200

Year	Proprietor	Source
1908-1910	The Minister for Public Works of the state of New South Wales	Vol. 2106 Fol. 53, Vol. 1539 Fol. 200, Vol. 1525 Fol. 151
1883-1908	Fitzwilliam Wentworth (esquire)	Vol. 622 Fol. 12

SUMMARY OF LEASES

Lot 84 DP 855929

Lessee	Source
Transfer of Lease 2305522: Lessee now Karimbla Properties (No 33) Pty. Limited. Recorded Date: 17/4/2013	Document AH670602 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929
Change of Name affecting Lease 2305522: Lessee now Centuria 100 Bennelong Road Pty. Limited. Recorded Date: 12/7/2011	Document AG361979, Current Certificate of Title and Historical of Lot 84 DP 855929
Transfer of Lease AD690150: Lessee now Jemena Limited. Recorded Date: 3/12/2009	Document AF169347 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929
Change of Name affecting Lease AD690150: Lessee now Westnet WA Infrastructure Holdings Limited. Recorded Date: 15/5/2009	Document AE668173 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929
Lease of Lease 2305522: To Alinta Limited. Recorded Date: 17/1/2008, Expires: 30/11/2017	Document AD690150 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929
Transfer of Lease recorded 31/10/2007, document AD529586 – not searched, Sub-Lease recorded 10/5/2005, document AB440715 – not searched	
Transfer of Lease 2305522: Lessee now 100 Bennelong Road Pty. Limited. Recorded Date: 28/1/2003	Document 9311840 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929
Lease to Daewoo Automotive Australia Pty. Limited. Recorded Date: 19/7/1996, Expires: 28/3/2095 Option of renewal 99 years	Document 2305522 (not purchased), Current Certificate of Title and Historical of Lot 84 DP 855929

SUMMARY OF LEASES

Lot 84 DP 855929 (continued)

Lessee	Source
Transfer of Lease to Lessee now Ligon Twenty Five Pty. Limited. Recorded Date: 3/7/1990	Document Z80439 (not purchased)
Transfer of Lease to Lessee now Homebush Export Meat Co Pty. Limited Recorded Date: 3/7/1990	Document Z80440 (not purchased)
Lease to: Silvers Meat Trading Co Pty. Limited of premises known as Silvers Meat Building in Burns Road, Homebush. Expiry: 30/6/2000	Document V51205 (not purchased)
Lease to: FJ Walker Limited of Lot 1 DP623608. Expiry: 5/11/1983	Document T271250 (not purchased)



Environmental Legal Searches

Environmental
Management
Group Pty Ltd

ACN 108 771 482
ABN 76 784 207 704

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search@elsearches.com.au
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SUMMARY OF LEASES

Lot 84 DP 855929 (continued)

Lessee	Source
Lease to Thorpes Pty. Limited of Lot 1 DP 213156 Dated: 10/7/1964, Expiry: 1/10/1978	Vol. 6129 Fol. 216
Lease to Bronte Industries Pty. Limited of part of the land. Dated: 16/7/1964	Vol. 6129 Fol. 216
Lease to Intercontinental Packers Pty. Limited of part of the land. J282060 - Dated: 14/12/1962, Expiry: 30/9/1978 J231550 - Dated: 22/6/1962, Expiry: 15/6/1967 G919780 - Dated: 6/2/1958, Expiry: 1/10/1978 F377266 - Dated: 15/11/1950, Surrendered: 6/2/1958 D44406 - Dated: 3/8/1948, Surrendered: 19/4/1951	Vol. 6129 Fol. 216
Lease to Radio 2UE Sydney Pty. Limited of part of the land. J206870 - Dated: 5/9/1962, Expired: 12/1/1984 G556702 - Dated: 16/4/1956, Surrendered: 15/5/1963	Vol. 6129 Fol. 216
Lease to Homebush Rugby League and Recreation Club Limited of Lot 1 DP 216347. Dated: 5/12/1962, Expiry: 1/7/1972	Vol. 6129 Fol. 216

SUMMARY OF LEASES

Lot 84 DP 855929 (continued)

Lessee	Source
Lease to: Barnes Bacon Company Pty. Limited of part of the land. H708141 - Dated: 5/10/1960, G21240 - Dated: 15/12/1953, Expired: 2/8/1961, D907232 - Dated: 15/9/1948, Expired: 20/7/1954, C980248 Dated: 31/12/1940, Expired (entered): 31/7/1964, C980250 - Dated: 31/12/1940, Expired: 3/6/1949, C312841 - Dated: 19/12/1934, Expired: 3/4/1941, C274876 - Dated: 18/7/1934, Expired: 3/4/1941,	Vol. 6129 Fol. 216, Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
Lease to Australian Meat Packing Corporation Pty. Limited of part of the land. Dated: 14/1/1960	Vol. 6129 Fol. 216
Lease to Wilcox Mofflin Limited of part of the land. H71720 - Dated: 24/9/1958, Expiry: 15/7/1972, D645326 - Dated: 18/2/1947, Expired (entered): 28/10/1958	Vol. 6129 Fol. 216
Lease to Commonwealth Broadcasting Corporation Pty. Limited of part of the land. G565093 - Dated: 18/6/1956, Expiry: 1/8/1966, D803158 - Dated: 20/1/1948, Expired (entered): 31/7/1964	Vol. 6129 Fol. 216
Lease to Wormald Brothers Industries Limited of part of the land. Dated: 16/1/1956, Surrendered: 31/3/1963	Vol. 6129 Fol. 216

SUMMARY OF LEASES

Lot 84 DP 855929 (continued)

Lessee	Source
Lease to Hastings Deering Building Limited of part of the land. Dated: 9/7/1952	Vol. 6129 Fol. 216
Lease to: The Sydney County Council of part of the land. F61952 - Dated: 20/6/1949, C904445 - Dated: 5/12/1939, Expired: 6/2/1951, C489973 - Dated: 5/11/1936, Expired: 13/8/1942, C489971 - Dated: 5/11/1936	Vol. 6129 Fol. 216, Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
Lease to The Colonial Wholesale Meat Pty. Limited of part of the premises known as the State & Meat Works Dated: 10/8/1943, Expired (entered): 31/7/1964	Vol. 6129 Fol. 216
Lease to John Clifford of Homebush, merchant, of part of the land. Dated: 18/7/1939	Vol. 6129 Fol. 216, Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
Lease to Brickworks Limited of part of the land. Dated: 24/2/1936, Expired: 18/4/1939	Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
Lease to Harry Leonie Limited of part of the land. Dated: 2/7/1934	Vol. 5056 Fol. 217, Vol. 4553 Fol. 104
Lease to The New South Wales Mortgage Loan & Agency Company Limited of part of the land. Dated: 24/11/1896	Vol. 816 Fol. 212
Lease to: Thomas Garland Freseder of Sydney, nurseryman Dated: 1/10/1885, Surrendered: 20/11/1896	Vol. 816 Fol. 212

Terms of Conditions & Limitations

1. The client is responsible for payment associated with the search.
2. The client is authorised to use our report subject to settlement of our account. Until the account is settled, the report remains the property of Environmental Legal Searches. If the account is not settled within 30 days of the invoice date, then the authority to use the report may be revoked. Where authority to use the report is revoked, all references to the report should be deleted or rendered inactive until the account is settled.
3. Search was based on **Lot 84 DP 855929** provided by **Mr Tristan Goodbody**. The street number (if applicable) is for reference only.

The attached cadastral plan and Deposited Plan **MUST** be checked against the survey plan for the property for correctness.
4. Any details of the lease(s), sub-lease(s) and/or transfer of lease(s) were solely extracted from the records shown on the current certificate(s) of title (title search), documents of lease(s)/ sub-lease(s)/transfer of lease(s), the cancelled certificate(s) of title and/or the old system vendor/purchaser volume(s). The **MOST RECENT** record may not be available on the day of the searching.
5. Although the search is performed to a professional and diligent standard, we cannot warrant any loss or damages which may be associated with our search. We therefore limit any potential liability associated with our search to the cost of our services.

Appendix D
Auburn City Council Planning Certificates

1 Susan Street, P.O. Box 118, Auburn NSW Australia 1835

Telephone: 9735 1222 Facsimile: 9643 1120
ABN 63 914 691 587

Consulting Earth Scientists
Suite 121
Jones Bay Wharf
26-32 Pirrama Road
PYRMONT NSW 2009

PLANNING CERTIFICATE

Issued under Section 149(2) of the
Environmental Planning and Assessment Act, 1979

Certificate No: 19348
Receipt No: 777737
Date: 17 September 2013
Your Reference: CES130707-MG:9891

Property Details

Address: 100 Bennelong Parkway, SYDNEY OLYMPIC PARK

Legal Description: Lot 84 DP 855929

Owner(s) Name (as recorded by Council):

Sydney Olympic Park Authority
Locked Bag 3
SYDNEY OLYMPIC PARK NSW 2127

In accordance with the requirements of Section 149(2) of the *Environmental Planning and Assessment Act, 1979* (as amended), the following prescribed matters relate to the land at the date of this certificate.

Note: The information contained in Planning Certificates issued for a lot within Strata-Titled development relates to the land the development is situated on.

1. Names of Relevant Planning Instruments and DCPs

The name of:

- (a) *each environmental planning instrument that applies to the carrying out of development on the land.*
- (b) *each proposed environmental planning instrument that will apply to the carrying out of development on the land and that is or has been the subject of community consultation or on public exhibition under the Act (unless the Director-General has notified the council that the making of the proposed instrument has been deferred indefinitely or has not been approved).*
- (c) *each development control plan that applies to the carrying out of development on the land.*

In this clause, proposed environmental planning instrument includes a planning proposal for a LEP or a draft environmental planning instrument.

1(a) Sydney Regional Environmental Plan (Sydney Harbour Catchment) 2005.

State Environmental Planning Policy	(Temporary Structures) 2007
State Environmental Planning Policy	(Infrastructure) 2007
State Environmental Planning Policy	(Exempt and Complying Development Codes) 2008
State Environmental Planning Policy	(Affordable Rental Housing) 2009
State Environmental Planning Policy No. 62	Sustainable Aquaculture.
State Environmental Planning Policy (Major Development)	2005.
State Environmental Planning Policy	(Housing for Seniors or People with a Disability) 2004
State Environmental Planning Policy	(State and Regional Development) 2011
State Environmental Planning Policy No. 4	Development without Consent and Miscellaneous Exempt and Complying Development.
State Environmental Planning Policy No. 6	Number of Storeys in a Building.
State Environmental Planning Policy No. 19	Bushland in Urban Areas.
State Environmental Planning Policy No. 21	Caravan Parks.
State Environmental Planning Policy No. 22	Shops and Commercial Premises.
State Environmental Planning Policy No. 30	Intensive Agriculture.
State Environmental Planning Policy No. 32	Urban Consolidation (Redevelopment of Urban Land).
State Environmental Planning Policy No. 33	Hazardous and Offensive Development.
State Environmental Planning Policy No. 50	Canal Estate Development.
State Environmental Planning Policy No. 55	Remediation of Land.
State Environmental Planning Policy No. 64	Advertising and Signage.
State Environmental Planning Policy No. 65	Design Quality of Residential Flat Development.
State Environmental Planning Policy No. 70	Affordable Housing (Revised Schemes).
State Environmental Planning Policy	Building Sustainability Index: BASIX 2004
State Environmental Planning Policy	(Major Development) 2005
State Environmental Planning Policy	(Mining, Petroleum Production and Extractive Industries) 2007

1(b) Draft State Environmental Planning Policy (Competition) 2010

1(c) There are no development control plans applying to the land.

2. Zoning and Land Use under relevant LEPs

For each environmental planning instrument or proposed instrument referred to in clause 1 (other than a SEPP or proposed SEPP) that includes the land in any zone (however described):

- (a) the identity of the zone, whether by reference to a name (such as "Residential Zone" or "Heritage Area") or by reference to a number (such as "Zone No. 2(a)"),
- (b) the purpose for which the plan or instrument provides that development may be carried out within the zone without the need for development consent,
- (c) the purposes for which the plan or instrument provides that development may not be carried out within the zone except with development consent,
- (d) the purposes for which the plan or instrument provides that development is prohibited within the zone,
- (e) whether any development standards applying to the land fix minimum land dimensions for the erection of a dwelling-house on the land and, if so, the minimum land dimensions so fixed,
- (f) whether the land includes or comprises critical habitat,
- (g) whether the land is in a conservation area (however described),
- (h) whether an item of environmental heritage (however described) is situated on the land.

- (a) The land is excluded land under Auburn Local Environmental Plan 2010. The land zoning and land use provisions of State Environmental Planning Policy (Major Development) 2005 apply to the land.

The State Environmental Planning Policy (Major Development) 2005 may be obtained via the internet from www.legislation.nsw.gov.au or by contacting NSW Department of Planning.

- (b) Refer to State Environmental Planning Policy (Major Development) 2005.
- (c) Refer to State Environmental Planning Policy (Major Development) 2005.
- (d) Refer to State Environmental Planning Policy (Major Development) 2005.
- (e) There are no development standards applying to this land that fix a minimum land dimension for the erection of a dwelling-house.
- (f) The land does not include or comprise critical habitat.
- (g) The land is not located within a Heritage Conservation Area under the provisions of State Environmental Planning Policy (Major Development) 2005.
The land is located within an Environmental Conservation Area under the provisions of State Environmental Planning Policy (Major Development) 2005.
- (h) The land has not been identified as containing an item of environmental heritage significance under the provisions of State Environmental Planning Policy (Major Development) 2005.

3. Complying Development

- (1) *Whether or not the land is land on which complying development may be carried out under each of the codes for complying development because of the provisions of clauses 1.17A (c) and (d) and 1.19 of State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*
- (2) *If complying development may not be carried out on that land because of the provisions of clauses 1.17A (c) and (d) and 1.19 of that Policy, the reasons why it may not be carried out under that clause.*

General Housing Code

The land is not excluded from State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 under clauses 1.17A (c), (d) and 1.19. Complying development may be carried out on the land if the land is in an applicable land use zone and it meets the relevant land based requirements for complying development under this SEPP.

Refer to State Environmental Planning Policy (Major Development) 2005.

Rural Housing Code

Refer to State Environmental Planning Policy (Major Development) 2005.

Housing Alterations Code

Refer to State Environmental Planning Policy (Major Development) 2005.

General Development Code

Refer to State Environmental Planning Policy (Major Development) 2005.

General Commercial and Industrial Code

Refer to State Environmental Planning Policy (Major Development) 2005.

Subdivisions Code

Refer to State Environmental Planning Policy (Major Development) 2005.

Demolition Code

Refer to State Environmental Planning Policy (Major Development) 2005.

4. Coastal Protection

Whether or not the land is affected by the operation of section 38 or 39 of the Coastal Protection Act 1979, but only to the extent that the council has been so notified by the Department of Services, Technology and Administration.

Council has not been notified by the Department of Public Works that the land is affected by the operation of Section 38 or 39 of the Coastal Protection Act, 1979.

4a Certain information relating to beaches and coasts

- (1) *In relation to a coastal council—whether an order has been made under Part 4D of the Coastal Protection Act 1979 in relation to temporary coastal protection works (within the meaning of that Act) on the land (or on public land adjacent to that land), except where the council is satisfied that such an order has been fully complied with.*
- (2) *In relation to a Coastal Council:*
 - (a) *whether the council has been notified under section 55X of the Coastal Protection Act 1979 that temporary coastal protection works (within the meaning of that Act) have been placed on the land (or on public land adjacent to that land), and*
 - (b) *if works have been so placed—whether the council is satisfied that the works have been removed and the land restored in accordance with that Act.*
- (3) *(Repealed)*

4a The land is currently not affected by provisions included under this part.

4b Annual charges under Local Government Act 1993 for coastal protection services that relate to existing coastal protection works

In relation to a coastal council—whether the owner (or any previous owner) of the land has consented in writing to the land being subject to annual charges under section 496B of the Local Government Act 1993 for coastal protection services that relate to existing coastal protection works (within the meaning of section 553B of that Act).

Note. *“Existing coastal protection works” are works to reduce the impact of coastal hazards on land (such as sea walls, revetments, groynes and beach nourishment) that existed before the commencement of section 553B of the Local Government Act 1993.*

4b The land is currently not affected by provisions included under this part.

5. Mine Subsidence

Whether or not the land is proclaimed to be a mine subsidence district within the meaning of Section 15 of the Mine Subsidence Compensation Act, 1961.

The land is not located in an area proclaimed to be a mine subsidence district within the meaning of Section 15 of the Mine Subsidence Compensation Act, 1961.

6. Road Widening and Road Realignment

Whether or not the land is affected by any road widening or road realignment under:

- (a) *Division 2 of Part 3 of the Roads Act, 1993, or*
 - (b) *Any Environmental Planning Instrument, or*
 - (c) *Any resolution of the Council.*
-
- (a) The land is not affected by any road widening or road realignment under Division 2 of Part 3 of the Roads Act 1993.
 - (b) The land is not affected by any road widening or road realignment under any Environmental Planning Instrument.
 - (c) The land is not affected by any road widening or road realignment under a Council resolution.

7. Council and other public authority policies on Hazard Risk Restriction

Whether or not the land is affected by a policy:

- (a) *adopted by the Council, or*
- (b) *adopted by any other public authority and notified to the Council for the express purpose of its adoption by that authority being referred to in planning certificates issued by the Council.*

that restricts the development of the land because of the likelihood of land slip, bushfire, tidal inundation, subsidence, acid sulphate soils or any other risk (other than flooding).

- (a) The land is excluded land under Auburn Local Environmental Plan 2010 and the applicant should refer to State Environmental Planning Policy (Major Development) 2005 on www.legislation.nsw.gov.au.
The land is not affected by a policy that has been adopted by Council that restricts the development of the land because of the likelihood of land slip, bushfire, tidal inundation, subsidence or any other risk.
- (b) The land is excluded land under Auburn Local Environmental Plan 2010 and the applicant should refer to State Environmental Planning Policy (Major Development) 2005 on www.legislation.nsw.gov.au.

Council has not been notified of any policies adopted by other public authorities that restrict development of the land because of the likelihood of land slip, bushfire, flooding, tidal inundation, subsidence or other risk.

Council has been notified that the Department of Planning has adopted the *New South Wales Coastal Planning Guideline: Adapting to Sea Level Rise (August 2010)*. The guideline can be viewed at www.planning.nsw.gov.au.

The applicant should also refer to projected sea level rise low, medium and high scenario maps on http://www.ozcoasts.org.au/climate/Map_images/Sydney/mapLevel2.jsp for further information.

7a Flood related Development Controls Information

- (1) *Whether or not the development on that land or part of the land for the purposes of dwellings, dual occupancies, multi dwelling housing or residential flat buildings (not including development for the purposes of group homes or seniors housing) is subject to flood related development controls.*

The land is excluded land under Auburn Local Environmental Plan 2010 and the applicant should refer to State Environmental Planning Policy (Major Development) 2005 on www.legislation.nsw.gov.au.

- (2) *Whether or not development on that land or part of the land for any other purpose is subject to flood related development controls.*

The land is excluded land under Auburn Local Environmental Plan 2010 and the applicant should refer to State Environmental Planning Policy (Major Development) 2005 on www.legislation.nsw.gov.au.

- (3) *Words and expressions in this clause have the same meanings as in the instrument set out in the Schedule to the Standard Instrument (Local Environmental Plans) Order 2006.*

Words and expressions in this clause have the same meanings as in the instrument set out in the Schedule to the Standard Instrument (Local Environmental Plans) Order 2006.

8. Land Reserved for Acquisition

Whether or not any environmental planning instrument or proposed environmental planning instrument referred to in clause 1 makes provision in relation to the acquisition of the land by a public authority, as referred to in section 27 of the Act.

The land is excluded land under Auburn Local Environmental Plan 2010. The applicant should refer to State Environmental Planning Policy (Major Development) 2005 on www.legislation.nsw.gov.au.

9. Contributions Plans

The name of each Contributions Plan applying to the land:

The land is not affected by the Auburn Council Development Contributions Plan 2007.

9A Biodiversity Certified Land

If the land is biodiversity certified land (within the meaning of Part 7A A of the Threatened Species Conservation Act 1995), a statement to that effect.

The land is not biodiversity certified land within the meaning of the above Act.

10. Biobanking Agreements

If the land is land to which a biobanking agreement under Part 7A of the Threatened Species Conservation Act 1995 relates, a statement to that effect (but only if the council has been notified of the existence of the agreement by the Director – General of the Department of Environment, Climate Change and Water).

The land is not affected by a Bio-banking agreement under the Act.

11. Bush Fire Prone Land

If any of the land is bush fire prone land (as defined in the Act), a statement that all or, as the case may be, some of the land is bush fire prone land. If none of the land is bush fire prone land, a statement to that effect.

The land is not located within an area that is bush fire prone as defined by the Environmental Planning and Assessment Act, 1979.

12. Property Vegetation Plans

If the land is land to which a Property Vegetation Plan under the Native Vegetation Act, 2003 applies, a statement to that effect (but only if the council has been notified of the existence of the plan by the person or body that approved the plan under that Act).

The land is not affected by a Property Vegetation Plan under the *Native Vegetation Act, 2003*.

13. Orders under the Trees (Disputes Between Neighbours) Act 2006

Whether an order has been made under the Trees (Disputes Between Neighbours) Act, 2006 to carry out work in relation to a tree on the land (but only if the Council has been notified of the order).

The land is not affected by an order issued under the Trees (Disputes between Neighbours) Act 2006.

14. Directions under Part 3A (Environmental Planning and Assessment Act 1979)

If there is a direction by the Minister in force under section 75P (2) (c1) of the Act that a provision of an environmental planning instrument prohibiting or restricting the carrying out of a project or a stage of a project on the land under Part 4 of the Act does not have effect, a statement to that effect identifying the provision that does not have effect.

There are no ministerial directions in force under section 75P (2) (c1) of the Environmental Planning and Assessment Act 1979.

15. Site compatibility certificates and conditions for seniors housing

If the land is land to which State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004 applies:

- (a) *a statement of whether there is a current site compatibility certificate (seniors housing), of which the Council is aware, in respect of proposed development on the land and, if there is a certificate, the statement is to include:*
 - (i) *the period for which the certificate is current, and*
 - (ii) *that a copy may be obtained from the head office of the Department of Planning, and*
- (b) *a statement setting out any terms of a kind referred to in clause 18 (2) of that Policy that have been imposed as a condition of consent to a development application granted after 11 October 2007 in respect of the land.*

(a) & (b) The land is not subject to a site compatibility certificate.

16. Site Compatibility Certificates for Infrastructure

A statement of whether there is a valid site compatibility certificate (infrastructure), of which the council is aware, in respect of proposed development on the land and, if there is a certificate, the statement is to include:

- (a) the period for which the certificate is valid, and
- (b) that a copy may be obtained from the head office of the Department of Planning.

(a) & (b) There is no site compatibility certificate issued under the State Environmental Planning Policy (Infrastructure 2007) in respect of the land.

17. Site Compatibility Certificates and Conditions for Affordable Rental Housing

- (1) A statement of whether there is a current site compatibility certificate (affordable rental housing), of which the council is aware, in respect of proposed development on the land and, if there is a certificate, the statement is to include:

- (a) the period of which the certificate is current, and
- (b) that a copy may be obtained from the head office of the Department of Planning.

- (2) A statement setting out any terms of a kind referred to in clause 17 (1) or 38 (1) of State Environmental Planning Policy (Affordable Rental Housing) 2009 that have been imposed as a condition of consent to a development application in respect of the land.

(1) & (2) There is no current site compatibility certificate (affordable rental housing) of which council is aware or a statement setting out any terms of a kind referred to in clause 17(1) or 38(1) of State Environmental Planning Policy (Affordable Rental Housing) 2009 that has been imposed as a condition of consent to a development application for the land.

17. Paper Subdivision Information

- (1) The name of any development plan adopted by a relevant authority that applies to the land or that is proposed to be subject to a consent ballot.
- (2) The date of any subdivision order that applies to the land.
- (3) Words and expressions used in this clause have the same meaning as they have in Part 16C of this Regulation.

The land is not affected by a proposed or adopted development plan by Council or a subdivision order.

Note:

Section 59(2) of the Contaminated Lands Management Act 1997 prescribes the following matters that are to be specified in a Planning Certificate:

- a) That the land to which the certificate relates is significantly contaminated land within the meaning of that Act – if the land (or part of the land) is significantly contaminated land at the date when the certificate is issued,
- b) That the land to which the certificate relates is subject to a management order within the meaning of that Act – if it is subject to such an order at the date when the certificate is issued,
- c) That the land to which the certificate relates is the subject of an approved voluntary management proposal within the meaning of that Act - if it is the subject of such an approved proposal at the date when the certificate is issued,
- d) That the land to which the certificate relates is subject to an ongoing maintenance order within the meaning of that Act – if it is subject to such an order at the date when the certificate is issued,

- e) That the land to which the certificate relates is the subject of a site audit statement within the meaning of that Act – if a copy of such a statement has been provided any time to the local authority issuing the certificate.
- (a) The land is not significantly contaminated land (or part of the land) within the meaning of the *Contaminated Lands Management Act 1997* at the date when the certificate is issued.
- (b) The land is not subject to a management order within the meaning of the *Contaminated Lands Management Act 1997* at the date when the certificate is issued.
- (c) The land is not the subject of an approved voluntary management proposal within the meaning of the *Contaminated Lands Management Act 1997* at the date when the certificate is issued.
- (d) The land is not subject to an ongoing maintenance order within the meaning of the *Contaminated Lands Management Act 1997* at the date when the certificate is issued.
- (e) The land is subject to a site audit statement within the meaning of the *Contaminated Lands Management Act 1997*.

Note:

Section 26 of the *Nation Building and Jobs Plan (State Infrastructure Delivery) Act 2009* provides that a planning certificate must include advice about any exemption under section 23 or authorisation under section 24 of that Act if the council is provided with a copy of the exemption or authorisation by the Co-ordinator General under that Act.

Not applicable.

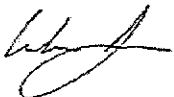
Section 149(5) Information

In accordance with the requirements of Section 149(5) of the *Environmental Planning and Assessment Act, 1979* (as amended), the following additional information is provided about the land to which this certificate applies.

Note: In accordance with Section 149(6) of the *Environmental Planning and Assessment Act, 1979* (as amended), Council will not incur any liability for the following additional information, which is provided in good faith. The absence of any matter affecting the land does not imply that the land is not affected by any matter not referred to in this Certificate.

The NSW Scientific Committee, established by the Threatened Species Conservation Act, 1995 has made a Preliminary Determination to support a proposal to list the Cumberland Plain Woodland in the Sydney Basin Bioregion as a Critically Endangered Ecological Community on Part 2 of Schedule 1A of the Act and to omit reference to Cumberland Plain Woodland from Part 3 of Schedule 1 (Endangered Ecological Communities) of the Act.

The land is located within Sydney Olympic Park and is affected by the Sydney Olympic Park Authority Act, 2001.



PETER FITZGERALD
ACTING GENERAL MANAGER

Per: Glenn Francis
Manager – Development Assessment

Appendix E
State Environmental Planning Policy (Major Development) 2005
Sydney Olympic Park Land Zoning Map

- Zone**
-  Subject Land
 -  B1 Neighbourhood Centre
 -  B4 Mixed Use
 -  E1 National Parks and Nature Reserves
 -  E2 Environmental Conservation
 -  E3 Environmental Management
 -  RE1 Public Recreation
 -  SP2 Infrastructure
 -  Additional Permitted Use
 -  Site 62
 -  Cadastral
-  Cadastral 12/09/2011 © NSW LPI

