

> Compliance with Permit Conditions

Fact Sheet

When you are granted a planning permit, it often comes with certain conditions. It is critical that you comply with these and do not change your approved operating conditions or endorsed plans afterwards without seeking approval. Otherwise, you could be penalised.

WHAT ARE SOME COMMON CONDITIONS OF PERMIT?

They may include stipulations around the:



MAXIMUM NUMBER OF PATRONS



HOURS OF OPERATION



WASTE



NOISE LEVELS, AND



NOISE ATTENUATION

WHAT IF I WANT TO CHANGE MY PLANS OR CONDITIONS?

When your plans are approved, they become known as 'endorsed plans'. They are stamped by the Council and cannot be altered. If you want to make changes to endorsed plans, you will need to seek approval from the Council. It will then assess whether any modification is appropriate. Major modifications may be subject to public notice.

WHAT HAPPENS IF I DON'T COMPLY?

Failure to comply with conditions or endorsed plans could lead to the issue of an Enforcement Order to rectify the offence, or a Planning Infringement Notice which will incur a penalty. Councils will generally seek compliance before prosecution. However, you should keep in mind that Councils have a statutory duty to enforce planning permits and enforcement orders. Other Responsible Authorities that are not the Council can also pursue enforcement action.

