

Blue Mountains Conservation Society Inc.

Planning and Development Resource Kit



Scenario 6: Non-compliant works

A development that you know about, and perhaps lodged an objection to when it was on exhibition, has begun. But it doesn't comply (or you don't think it complies) with its conditions of approval, particularly in relation to environmental protection measures such as erosion control. Alternatively, it may be a 'complying' development under *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* that doesn't seem to comply with its Complying Development Certificate. What can you do about it?

WHAT YOU CAN DO:

STEP 1: Collect evidence

Go to the **How to Collect Evidence** page for instructions.

STEP 2: Access the development approval or Complying Development Certificate if you don't already have it

Go to the **How to Access a Development Application or Approval** page to find out how to access development approvals and Complying Development Certificates.

STEP 3: Do the works comply?

Check the works against the development approval or Complying Development Certificate. Do the works comply?

- *If the works comply* with the approval/certificate, keep a watch on it and continue to collect evidence.
- *If the works don't comply and/or are causing unacceptable environmental damage*, report this to Council. Go to the **How to Make an Enquiry at the Blue Mountains City Council** page to find out how to do this.

If the Council does not respond to your enquiry in a timely and appropriate manner and you have exhausted all the options suggested on the **How to Make an Enquiry at the Blue Mountains City Council** page, you can take further action. Find out how to do this by going to the **Further Action** page.