##### Notice about deemed approvals under the

##### *Planning Act 2016*

**This form relates to section 20B of the *Disaster Management Act 2003***

I [insert name], the Chairperson of the Queensland Disaster Management Committee (QDMC), under s20B of the *Disaster Management Act 2003*, give notice that section 64 of the *Planning Act 2016* (the deemed approval provision) does not apply to a development application or change application (an affected application) made to the below named local government but not decided before the day the below named local government receives this notice.

This notice affects an affected application in the following ways:

1. the deemed approval provision does not apply to an affected application—
2. from the day [insert name of local government] receives this notice; and
3. to the end of the [insert date] that this notice ceases to have effect; and
4. the applicant for the affected application cannot give a deemed approval notice under the [*Planning Act*](https://www.legislation.qld.gov.au/link?version.series.id=d4a7e9d3-f73d-48a3-9459-9be0b66a1c15&doc.id=act-2016-025&date=2022-11-22&type=act)*2016* for the application until after the end of the stated day; and
5. a deemed approval notice given, or purportedly given, under the [*Planning Act*](https://www.legislation.qld.gov.au/link?version.series.id=d4a7e9d3-f73d-48a3-9459-9be0b66a1c15&doc.id=act-2016-025&date=2022-11-22&type=act)*2016* for the application after the day the local government receives the notice, and before the stated day ends, is taken to be of no effect under that Act.

This notice is for the disaster situation specified below and ceases to have effect on [insert date – must be a day not more than 20 business days after the disaster situation ends].

|  |  |
| --- | --- |
| Relevant local government: |  |
| Email address of relevant local government: |  |
| Declared area for the disaster situation: |  |
| Date and Time of the disaster situation declaration: | Date: |  | Time: |  |

*(attach separate list of local governments if necessary)*

[ ]  I have considered the human rights relevant to this notice and am satisfied that it is compatible with the main objectives of the *Human Rights Act 2019*.

|  |  |
| --- | --- |
| **Name:** |  |
| **Position:** | **Chairperson of the Queensland Disaster Management Committee** |
| **Signature:** |  |
| **Date:** |  | **Time:** |  |

**Office use only**

[ ]  Email notice to the relevant local government/s at the email address/es provided

[ ]  Provide this notice with advice of the date it was emailed to the relevant local government/s, to the Department in which the *Planning Act 2016* is administered, for publication on the department’s website

[ ]  Email notice to the QDMC Secretariat on secretariat.QDMC@police.qld.gov.au for record retention

**To be completed by the Minister administering the *Planning Act 2016***

I request that a notice about deemed approvals under the *Planning Act 2016* be given to the following relevant local government/s:

|  |  |
| --- | --- |
| Relevant local government: |  |
| Email address of relevant local government: |  |
| Declared area for the disaster situation: |  |
| Date and Time of the disaster declaration: | Date: |  | Time: |  |

|  |  |
| --- | --- |
| Relevant local government: |  |
| Email address of relevant local government: |  |
| Declared area for the disaster situation: |  |
| Date and Time of the disaster declaration: | Date: |  | Time: |  |

|  |  |
| --- | --- |
| Relevant local government: |  |
| Email address of relevant local government: |  |
| Declared area for the disaster situation: |  |
| Date and Time of the disaster declaration: | Date: |  | Time: |  |

|  |  |
| --- | --- |
| Provide justification for the above request: *(i.e. the effect of the disaster on the relevant local government in relation to deciding development applications and change applications made to the local government)* Attach further documentation if necessary |  |

|  |  |
| --- | --- |
| Email address for the Department administering the *Planning Act 2016* to which an approved notice can be sent:  |  |

|  |  |
| --- | --- |
| **Name:** |  |
| **Position:** |  |
| **Signature:** |  |
| **Date:** |  | **Time:** |  |