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Office use only

Date Received:

Planning Application No:

## POLITICAL DONATIONS AND GIFTS DISCLOSURE STATEMENT

### ABOUT THIS FORM

This form is to be used to make a political donations and gifts disclosure under section 10.4 of the *Environmental Planning Assessment Act 1979* for applications or public submissions to council.

Please read the following information before filling out the Disclosure Statement which is to accompany your planning application or submission. Once completed, you can submit this form by email, mail or in person.

Under section 10.4(11) a person is guilty of an offence against this section if the person fails to make a disclosure of a political donation or gift in accordance with this section that the person knows, or ought reasonably to know, was made and is required to be disclosed under this section. The maximum penalty for any such offence is the maximum penalty under the *Electoral Funding Act 2018* for making a false statement in a declaration of disclosures lodged under that Part.

### EXPLANATORY INFORMATION

#### Making a planning application to council

Under section 10.4(4) of the *Environmental Planning and Assessment Act 1979* ('the Act') a person who makes a relevant planning application to a council is required to disclose the following reportable political donations and gifts (if any) made by any person with a financial interest in the application within the period commencing 2 years before the application is made and ending when the application is determined:

- (a) all reportable political donations made to any local councillor of that council,
- (b) all gifts made to any local councillor or employee of that council.

#### Making a public submission to council

Under section 10.4(5) of the Act a person who makes a *relevant public submission* to a council in relation to a relevant planning application made to the council is required to disclose the following reportable political donations and gifts (if any) made by the person making the submission or any *associate of that person* within the period commencing 2 years before the submission is made and ending when the application is determined:

- (a) all reportable political donations made to any local councillor of that council
- (b) all gifts made to any local councillor or employee of that council.

A reference in sections 10.4(4) and 10.4(5) of the Act to a reportable political donation made to a 'local councillor' includes a reference to a donation made at the time the person was a candidate for election to the council.

#### How and when do you make a disclosure?

Under section 10.4(6) the disclosure of a reportable political donation or gift under section is to be made:

- (a) in, or in a statement accompanying, the relevant planning application or submission if the donation or gift is made before the application or submission is made, or
- (b) if the donation or gift is made afterwards, in a statement of the person to whom the relevant planning application or submission was made within 7 days after the donation or gift is made.

#### What information needs to be in a disclosure?

The information requirements of the disclosure are outlined in the Act under section 10.4(9) for political donations and section 10.4(10) for gifts.

#### Glossary of Terms

Please refer to Schedule 1 for a Glossary of Terms as defined under Section 10.4 of the *Environmental Planning Assessment Act 1979*.

### PUBLICATION OF PERSONAL INFORMATION

The purpose of this form is to record and publish reportable political donations and their possible bearing on specific applications or submissions before Council. This information is required to be supplied under section 10.4(4) and (5) of the *Environmental Planning Assessment Act 1979*. Disclosures of reportable political donations and gifts under this section 10.4 of the Act are to be made available to the public.

## PART 1. PERSON MAKING THIS DISCLOSURE STATEMENT

Title:	Given Name/s:	Family Name:
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## PART 2. DECLARATION OF INTEREST

What is your interest in the application or submission to which this disclosure statement is attached?

I am the applicant OR  I am making a submission in relation to an application

Planning Application Reference Number:	Property Address that this disclosure statement refers to:
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## PART 3. DETAILS OF REPORTABLE POLITICAL DONATIONS OR GIFTS

Reportable political donations or gifts made by person making this declaration or by other relevant persons

- 1) State below any reportable political donations or gifts you have made over the 'relevant period' (see glossary on page 2). If the donation or gift was made by an entity (and not by you as an individual) include Australian Business Number (ABN).
- 2) If you are the applicant of a planning application state below any reportable political donations or gifts that you know, or ought reasonably to know, were made by any persons with a financial interest in the planning application, OR
- 3) If you are a person making a submission in relation to an application, state below any reportable political donations or gifts that you know, or ought reasonably know, were made by yourself or an associate

Donation or gift?	Name of donor (in the case of a donor that is an entity and not an individual—the Australian Business Number of the entity)	The residential address of the donor (in the case of an individual) or the address of the registered or other official office of the donor (in the case of an entity)	Name of party or person for whose benefit the donation was made	Date on which the donation was made	Amount (or value) of the donation
					\$
					\$
					\$

In relation to the disclosure of a political donation that is a reportable political donation by operation of section 6 (2) of the *Electoral Funding Act 2018*—details that separately identify that political donation and the earlier political donation or donations with which it is aggregated under that subsection:

If you require more space, please attach a separate sheet listing all details shown above for each donation/gift.

Tick here if you have attached a separate sheet/s

## PART 4. DECLARATION

By signing below, I/we hereby declare that all information contained within this statement is accurate at the time of signing and if I/we become aware of any other donations or gifts that must be declared, we will immediately notify the Council.

Organisation (where applicable):

Position within the organisation (where applicable):

Name/s:

Signature:

Date:

## PART 4. LODGEMENT

You can submit this form by email, mail or in person. Email: [council@goulburn.nsw.gov.au](mailto:council@goulburn.nsw.gov.au)

Mail: Goulburn Mulwaree Council  
Locked Bag 22  
Goulburn NSW 2580

In Person: Civic Centre  
184 – 194 Bourke Street  
Goulburn NSW 2580

## SCHEDULE 1 – GLOSSARY OF TERMS

A full glossary of terms is contained in the Act, the most relevant terms are defined below (under section 10.4 of the *Environmental Planning and Assessment Act 1979*)

**gift** means a gift within the meaning of the *Electoral Funding Act 2018*. Note. A gift includes a gift of money or the provision of any other valuable thing or service for no consideration or inadequate consideration.

**local councillor** means a councillor (including the mayor) of the council of a local government area.

**relevant planning application** means:

- (a) a formal request to the Minister, a council or the Planning Secretary to initiate the making of an environmental planning instrument or development control plan in relation to development on a particular site, or
- (b) a formal request to the Minister or the Planning Secretary for development on a particular site to be made State significant development or State significant infrastructure or declared a project to which Part 3A applies, or
- (b1) an application for approval of State significant infrastructure (or for the modification of the approval for any such infrastructure), or
- (c) an application for approval of a concept plan or project under Part 3A (or for the modification of a concept plan or of the approval for a project), or
- (d) an application for development consent under Part 4 (or for the modification of a development consent), or
- (e) any other application or request under or for the purposes of this Act that is prescribed by the regulations as a relevant planning application, but does not include:
  - (f) an application for (or for the modification of) a complying development certificate, or
  - (g) an application or request made by a public authority on its own behalf or made on behalf of a public authority, or
  - (h) any other application or request that is excluded from this definition by the regulations.

**relevant public submission** means a written submission made by a person objecting to or supporting a relevant planning application or any development that would be authorised by the granting of the application.

**reportable political donation** means a reportable political donation within the meaning of the *Electoral Funding Act 2018* that is required to be disclosed under that Part. Note. Reportable political donations include those of or above \$1,000.

**a person has a financial interest** in a relevant planning application if:

- (a) the person is the applicant or the person on whose behalf the application is made, or
- (b) the person is an owner of the site to which the application relates or has entered into an agreement to acquire the site or any part of it, or
- (c) the person is associated with a person referred to in paragraph (a) or (b) and is likely to obtain a financial gain if development that would be authorised by the application is authorised or carried out (other than a gain merely as a shareholder in a company listed on a stock exchange), or
- (d) the person has any other interest relating to the application, the site or the owner of the site that is prescribed by the regulations

**persons are associated with each other** if:

- (a) they carry on a business together in connection with the relevant planning application (in the case of the making of any such application) or they carry on a business together that may be affected by the granting of the application (in the case of a relevant planning submission), or
- (b) they are related bodies corporate under the *Corporations Act 2001* of the Commonwealth, or
- (c) they are directors of the same body corporate, or they are directors of different bodies corporate that are related bodies corporate under the *Corporations Act 2001* of the Commonwealth, or
- (d) one is a director of a body corporate and the other is the body corporate or a related body corporate under the *Corporations Act 2001* of the Commonwealth, or
- (e) they have any other relationship prescribed by the regulations.