



# Extension of Time Request for Current Development Applications

Application can be made to Council for extension of time for current development applications for the following reasons:

- Building or development approval is required, but will not be issued within 12 months of planning consent.
- Work associated with the approved development has not been substantially commenced within 12 months of the approval, or substantially completed within 3 years of the approval.

It is advised that this application be lodged with Council a minimum of twenty (20) business days prior to the lapsing of the consent/approval to allow sufficient time to assess the request.

## Requesting an Extension of Time

When requesting an extension of time for a development application, the applicant should address the following factors in writing:

- Has the Development Plan been updated since the development application was approved;
- Reasons why the building rules consent and development approval were not obtained within the designated timeframe;
- Reasons why the development was not commenced or completed within the specified period of time;
- The extent of progress made, and the extent of works still remaining, if applicable;
- Whether any other parties will suffer prejudice if the extension of time is granted;
- Whether it is in the public interest that the development be completed;
- The ability to complete the development if an extension of time is granted;
- The length of extension of time required.

**A lapsed payment fee is required at the time of lodging the application.**

### **Requesting an Extension of Time after the Development Approval has Lapsed**

An application for an extension of time can still be lodged after the development approval has lapsed, however Council will have regard to the length of time that has passed since the development approval decision was made when considering the request.

### **Appeal Rights**

Applicants who are aggrieved by Council's decision to refuse an extension of time request are entitled to appeal to the Environment Resources and Development Court within 2 months of the date of the refusal. The Court will review the decision of the planning authority.

To discuss your development application, please contact the City of Mitcham, Development Services on 8372 8888 or email [development@mitchamcouncil.sa.gov.au](mailto:development@mitchamcouncil.sa.gov.au)

### **Further Contacts**

#### **Environment Resources and Development Court**

Sir Samuel Way Building

Victoria Square

ADELAIDE

Phone: 8204 0289

Email: [erdcourts@courts.sa.gov.au](mailto:erdcourts@courts.sa.gov.au)

Postal Address: The Registrar  
GPO Box 2465  
ADELAIDE SA 5001



# APPLICATION TO EXTEND DEVELOPMENT PLAN CONSENT OR DEVELOPMENT APPROVAL

Regulation 48 – Development Regulations 2008

CITY OF  
MITCHAM

This application form is to be completed when applying to Council for an extension of time for a development application. It is advised that this application be lodged with Council a minimum of twenty (20) business days prior to the lapsing of the consent/approval to allow sufficient time to assess the request. Please email the completed form to [development@mitchamcouncil.sa.gov.au](mailto:development@mitchamcouncil.sa.gov.au)

Name .....

Email Address .....

Phone Number .....

Applicant  Applicants' representative  Owner for Development Application

Development Application Number 080/...../.....

I apply for an extension of time until .....

The reason(s) for the extension of time request:

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I am aware the fee is solely an application charge for the processing of my request with an understanding that this does not guarantee an approval for an extension of time.

I am aware that there may be significant changes to Council's current Development Plan where my development may have the potential to impact upon the surrounding properties or may now be in conflict and/or at variance to the current Development Plan of Council.

Signature.....Date.....