

GENERALLY IN ACCORDANCE

Development approvals include a set of approved plans and drawings, which are called up in conditions of approval. The development must be carried out in accordance with the approved plans.

Sometimes variations/changes are required to what is shown on the approved plans and drawings during the more detailed design phase or the physical construction phase on site.

When do I need to request a Generally in Accordance

If the change is very minor in nature with the following applying to your variation, you can lodge a GIA:

- Does not conflict with an express condition of the development approval;
- Does not require reassessment against the Planning Scheme, reports or other assessment criteria; and
- Remains 'Generally in Accordance' with the approved plans and drawings;

How is a Generally in Accordance determined

A GIA request is declared by the applicant, or representative, and confirms the change:

- Does not conflict with a condition of the development approval;
- Does not result in non-compliant standards or requirements; and
- Does not need to be reassessed by Council, in accordance with the Livingstone Planning Scheme 2018 and other assessment criteria, approved reports, guidelines and standards.

Lodging a Generally in Accordance

An application should include the following supporting documentation and information:

- A covering letter that includes declaration by the applicant, or their representative stating the change is a GIA and does not require re-assessment;
- Include the relevant development approval number/s; and
- Include relevant plans (combined into one PDF doc).

An application fee is required and will be requested by Council upon receipt of your submission.

Where to lodge your application

All development applications should be submitted using Councils [online services](#). An alternative lodgement option is to email your application to devadmin@livingstone.qld.gov.au.

Minor change applications

Council may determine that your request for GIA is actually a minor change application. A minor change is a change that is not substantially different from the development permit, but requires the change to be reassessed by Council in accordance with:

- The Planning Scheme or other assessment criteria;
- Capricorn Municipal Development Guidelines (CMDG);
- Approved reports such as Slope Stability, Hydrology, Bushfire Hazard, Geotechnical, Environmental etc.

For more information on minor changes, refer to Schedule 2 of the Planning Act 2016, which identifies what a 'minor change' is.

If it is determined the change constitutes a minor change, you will be required to lodge a change application, which requires the relevant development application form (State) and requisite application fee. The fee paid for the GIA request will be retained and included as part payment of the change application fee.

Can I just pick up the change when I submit as-constructed data

Council does not support this approach and requires the as-constructed data to be consistent with the current suite of approved plans.

How do I receive further assistance

Should you require further assistance in determining whether the variations are considered Generally in Accordance or a Minor Change, contact Customer Service and submit an enquiry to the Duty Planner.

Related Websites and Information

The Planning Act 2016

<https://www.legislation.qld.gov.au/view/html/inforce/current/act-2016-02>

Livingstone Shire Councils Planning Scheme and mapping

<https://www.livingstone.qld.gov.au/doing-business/building-and-development/town-planning/planning-scheme-information>

Capricorn Municipal Development Guidelines (CMDG)

<https://www.cmdg.com.au>

DISCLAIMER: This information sheet is a summary only and has been prepared to assist the reader to understand planning requirements. The information is general advice only and does not bind or fetter Council in any way in exercising statutory responsibilities or in assessing any development application which might be made to the Council. Please refer to the full Livingstone Planning Scheme 2018 document on Council's website for further detail.