

**REPORT AND CONSENT APPLICATION –  
TO ALLOW BUILDING OVER EASEMENT**  
(BUILDING REGULATIONS 2018, REGULATION 130)



**Step 1. Please provide the property details**

Street no.		Street Name		
Suburb			Post code	
Lot no.		LP/PS		

**Step 2. Are you the owner of the property?**

Yes  No (Please attach a completed agent authorisation form)

**Step 3. Please provide your details for further information and decision correspondence**

Name			
Postal Address			
Mobile		Email	

**Step 4. Please provide details of the Relevant Building Surveyor (RBS)**

RBS Name & Registration Number			
Company Name			
Postal Address			
Mobile		Email	

**Step 5. Please provide a brief description of the project**

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**Step 6. Ensure you have attached the following documents**

- A copy of the title not more than 6 months old and in the current owner/s name/s
- A copy of the plan of subdivision and any restrictive covenants on the title. For example: Section 173 Agreements.
- 1 copy of the site plan clearly nominating AHD levels. (Scale not less than 1:500)
- 1 copy of the architectural drawings per regulation e.g. floor plan and elevations. (Scale not less than 1:100)
- Agent authorisation form. (If required, see page 4)

## Step 7. Complete this declaration

- I confirm that a Building Permit has not been issued for any work that relates to this application.
- I confirm that I have obtained a property information certificate through Council and it confirms the subject property is flood prone. The current designated areas are subject to change without notice.
- I confirm that building work has not commenced in relation to the building/structure.
- I confirm that the information contained within this application is true and correct.
- I understand that it is an offence to provide false or misleading information under Section 246 of the Building Act 1993.

Your signature		Date	
Your full name			

## Step 8. Return this form and the required documents via one of the methods below

- Save and email this Word document to [inq@colacotway.vic.gov.au](mailto:inq@colacotway.vic.gov.au)
- Print this form and bring it in to 2-6 Rae Street Colac, or 100 Great Ocean Road Apollo Bay. You will be able to pay over the counter from 9.00am – 5pm Monday to Friday (Colac hours)

## Step 9. The payable fee is \$320.25

<input type="checkbox"/>	Cash
<input type="checkbox"/>	Credit or Debit Card
<input type="checkbox"/>	Cheque
<input type="checkbox"/>	Invoice
<b>Office use only</b>	
Application details	
Receipt number	
Date received	

## FAQs

1. Fees for report and consent applications are set by legislation and are not refundable regardless of the outcome of your application.
2. The current fee per regulation is \$320.25
3. The Relevant Building Surveyor (RBS), appointed to issue the building permit is the appropriate person to determine whether Report and Consent is required. Council suggests the plans be fully assessed by the RBS prior to making an application.
4. A Report and Consent application is subject to assessment in accordance with Section 188 of the Building Act 1993. Further information may be requested by Council to assist in making a decision regarding this application.
5. Council does not have the statutory power to issue a Report and Consent after a Building Permit has been issued for the building work and/or after the building work has commenced.
6. The minimum response time (including referral to the CCMA) for an application is 6 weeks.

7. In most instances, building works proposed on land liable to flooding will require a planning permit. Therefore, it is strongly recommended that an enquiry is made with the Colac Otway Shire Planning Department to determine if a planning permit is required.  
If a planning permit regulates the lowest floor level in relation to any flood level declared under the Water Act or otherwise stated by the flood plain management authority, Report and Consent need not be obtained.

**Note:** Your personal information is being collected by Colac Otway Shire for the purpose of your processing your Report and Consent application in accordance with the Building Act 1993. Your information will be stored in Council's Customer Database and used to identify you when communicating with Council and for the delivery of services and information. For further information on how your personal information is handled, refer to Council's Privacy Policy at <https://www.colacotway.vic.gov.au/Home>

# AUTHORISING SOMEONE TO ACT ON YOUR BEHALF

(AGENT AUTHORISATION UNDER SECTION 240 & 248 OF THE BUILDING ACT 1993)



## Step 1. Which property do you want this authorisation to apply to?

Street no.		Street Name		
Suburb			Post code	
Lot no.		LP/PS		

## Step 2. Who are you authorising?

Name			
Postal Address			
Mobile		Email	

## Step 3. In relation to the above property, what are you authorising this agent to do?

- Access archived building permit documents
- Act on my behalf for a Report and Consent application
- Act on my behalf in relation to any Building Notice or Building Order
- Act on my behalf for the purpose of making any application, appeal or referral under the Building Act
- To make representations and act on my behalf regarding an application to resolve illegal building works

## Step 4. Please provide your details and signature

Your signature			Date	
Your full name				
Postal Address				
Mobile		Email		