

## 1. PARAMETERS OF THIS CONSENT

### 1.1. Approved Plans and Supporting Documents

Implement the development substantially in accordance with the plans and supporting documents listed below as submitted by the applicant and drawn by Squillace, and to which is affixed a Council stamp "*Development Consent*" unless modified by any following condition.

#### Architectural Plan

<b>Drawing</b>	<b>Description</b>	<b>Sheets</b>	<b>Issue</b>	<b>Date</b>
DA-002	Existing / Demolition plan	1	-	18.03.2019
DA-097	Basement 2 Plan	1	P2	28.03.2019
DA-098	Basement 1-2 Plan	1	P3	Date 4
DA-099	Basement 1 Plan	1	P2	28.03.2019
DA-100	Ground Floor Plan	1	P4	Date 4
DA-101	Level 1 plan	1	P3	01.04.2019
DA-102	Level 2-3 Plan	1	P3	01.04.2019
DA-104	Level 4 Plan	1	P3	01.04.2019
DA-105	Roof Top Plan	1	P4	Date 4
DA-200	Elevations Sheet 1	1	P1	28.03.2019
DA-201	Elevations Sheet 2	1	P2	01.04.2019
DA-500	GFA Calcs	1		18.03.2019
LPDA 19- 193	Landscape Plan Ground Floor	1	A	11.04.2019
LPDA 19- 193	Landscape Plan Levels 1-4	2	A	11.04.2019
LPDA 19- 193	Landscape Plan (Roof)	3	A	11.04.2019
4410-18	Detail Survey	1 of 8	05	10.04.2019

### Supporting Documentation

ECM No.	Title	Date
26835329	Statement of Environmental Effects	10.05.2019
26835330	External Schedule of Finishes (DA-150 Issue A)	01.05.2019
26835371	Section J Report	10.05.2019
26835360	Erosion and Sediment Control Plan	12.04.2019
26835134	Water Sensitive Urban Design Strategy Report	12.04.2019
26835370	Acid Sulfate Soil Investigation	29.03.2019
26835353	Acoustic Report	04.04.2019
26835352	Traffic and Parking Report	09.04.2019
26835332	Geotechnical Report	09.04.2019
26835363	Waste Management Plan	08.04.2019
26835350	Disabled Access Report	18.04.2019

- 1.2 Obtain all relevant approvals from the New South Wales Department of Primary Industries - Water in accordance with the *Water Management Act 2000*.
- 1.3 Carry out all building works in accordance with the Building Code of Australia.

## 2. PRIOR TO ISSUE OF ANY CONSTRUCTION CERTIFICATE

- 2.1 All conditions under this section must be met prior to the issue of any Construction Certificate.
- 2.2 No activity is to be carried out on-site until the Construction Certificate has been issued, other than:
  - a. Site investigation for the preparation of the construction; and / or
  - b. Implementation of environmental protection measures, such as erosion control and the like that are required by this consent; and
  - c. Demolition.
- 2.3 Submit an application to Council under section 305 of the *Water Management Act 2000* to obtain a section 307 Certificate of Compliance. The *Application for a 307 Certificate under section 305 Water Management Act 2000* form can be found on Council's website: [www.centralcoast.nsw.gov.au](http://www.centralcoast.nsw.gov.au) . Early application is recommended.

A section 307 Certificate must be obtained prior to the issue of any Construction Certificate.

2.4 Submit a trade waste application for approval to Council as the Water and Sewer Authority in order to discharge liquid trade waste into the sewerage system. This form can be found on Council's website: [www.centralcoast.nsw.gov.au](http://www.centralcoast.nsw.gov.au)

2.5 Pay a security deposit of \$25,000 into council's trust fund. The payment of the security deposit is required to cover the cost of repairing damage to council's assets that may be caused as a result of the development. The security deposit will be refunded upon the completion of the project if no damage was caused to council's assets as a result of the development.

2.6 Submit an application to Council under section 138 of the Roads Act 1993 for the approval of required works to be carried out within the road reserve.

Submit to Council Engineering plans for the required works within a public road that have been designed by a suitably qualified professional in accordance with Council's Civil Works Specification and Chapter 6.3 Erosion Sedimentation Control of the Gosford Development Control Plan 2013. The Engineering plans must be included with the Roads Act application for approval by Council.

Design the required works as follows:

- a. Replacement of the existing kerb & gutter and pavement within the frontage of the site of the eastwest laneway that is likely to be removed and/or damaged as a result of the proposed works within the site, to the same level of finish that exists presently.
- b. Replacement of the redundant layback within the frontage of the eastwest laneway with new kerb and gutter, to the same level of finish that exists presently.
- c. the piping of stormwater from within the site to Council's piped drainage system located in on the western side of Memorial Avenue. This will require a pipe connection of stormwater from the site to a new kerb inlet pit within the site frontage on the eastern side of Memorial Avenue, and then piping across Memorial Avenue to a new kerb inlet pit on the western side of Memorial Avenue located over and connected to the existing stormwater pipe on the western side of Memorial Avenue.

The Roads Act application must be approved by Council prior to commencing works in the road reserve.

A fee for the approval of engineering plans under the Roads Act 1993 applies. The amount of this fee can be obtained by contacting Council's Customer Service Centre on (02) 4325 8222.

2.7 Submit a dilapidation report to Council with the Roads Act application and / or Construction Certificate application. The report must document and provide photographs that clearly depict any existing damage to the road, kerb, gutter, footpath, driveways, street trees, street signs or any other Council assets in the vicinity of the development. The dilapidation report

may be updated with the approval of the Principal Certifying Authority prior to the commencement of works.

2.8 Submit design details of the following engineering works within private property:

- a. driveways / ramps and car parking areas must be designed according to the requirements of Australian Standard AS 2890: *Parking Facilities* for the geometric designs, and industry Standards for pavement designs.
- b. A roll over is to be provided in the design of the access ramp to prevent stormwater from the northsouth laneway from entering the basement car park.
- c. a stormwater detention system must be designed in accordance with Chapter 6.7 Water Cycle Management of the Gosford Development Control Plan 2013 and Council's Civil Works Specification. The stormwater detention system must limit post development flows from the proposed development to less than or equal to predevelopment flows for all storms up to and including the 1% Annual Exceedance Probability (AEP) storm event. A runoff routing method must be used. An onsite stormwater detention report including an operation and maintenance plan must accompany the design.
- d. nutrient/pollution control measures must be designed in accordance with Chapter 6.7 Water Cycle Management of the Gosford Development Control Plan 2013. A nutrient / pollution control report including an operation and maintenance plan must accompany the design.
- e. Onsite stormwater retention measures must be designed in accordance with Chapter 6.7 Water Cycle Management of the Gosford Development Control Plan 2013. A report detailing the method of stormwater harvesting, sizing of retention tanks for reuse on the site and an operation and maintenance plan must accompany the design.
- f. piping of all stormwater from impervious areas within the site via an onsite stormwater detention structure to Council's piped drainage system located in Memorial Avenue.
- g. waterproofing (tanking) of the basement excavations to prevent the ingress of groundwater into the basement car parking areas. This must be designed through the recommendations of a practicing geotechnical engineer.
- h. A barrier that can withstand vehicular impact located within the south eastern corner of the site adjacent to the eastwest laneway. The location of the barrier is not to obstruct the swept turning paths of vehicles utilizing the laneway.

These design details and any associated reports must be included in the Construction Certificate.

- 2.9 Any proposal for anchors within the road reserves to stabilize excavations during works must be approved by Council as the Roads Authority prior to the issue of any Construction Certificate.
- 2.10 Submit a Geotechnical report prepared by a practicing Geotechnical Engineer to support the Construction Certificate for all proposed earthworks, excavations, retaining walls, stabilisation works, dewatering, and waterproofing works.
- 2.11 Pay to Council a contribution of **\$102,765.00** (Account Key 715), that may require adjustment at the time of payment, in lieu of the provision of **13** car parking spaces generated by the proposed development, in accordance with Contribution Plan No 72 Car Parking Ettalong Beach.

The total amount must be indexed each quarter in accordance with the Consumer Price Index (All Groups Index) for Sydney issued by the Australian Statistician as outlined in the contributions plan.

Contact Council's Contributions Planner on Tel 1300 463 954 for an up-to-date contribution payment amount.

Any Construction Certificate must not be issued until the developer has provided the Accredited Certifier with a copy of a receipt issued by Council that verifies that the contributions have been paid. A copy of this receipt must accompany the documents submitted by the certifying authority to Council under Clause 104/Clause 160(2) of the *Environmental Planning and Assessment Regulation 2000*.

A copy of the Contribution Plan may be inspected at the office of Central Coast Council, 49 Mann Street Gosford or on Council's website:

[Development Contributions - former Gosford LGA](#)

- 2.12 Modification of details of the development

The *approved plans* and *construction certificate plans* and specification must detail the following amendments:

- a. Screening as indicated along the southern and eastern edges of the terrace to room 405, shown on plan DA-104 are to be detailed in a manner that ensures no direct line of sight can be achieved from any part of the terrace or room 405 toward any part of the Atlantis building, located at 47-49 The Esplanade, Ettalong Beach. The screening is to achieve a minimum height of 1.8m and be consistent with materials and theme of the approved building.

- b. Screening as indicated along the northern boundary of the development separating the hotel to the adjoining commercial premises, shown on plan DA-100 and elevation DA-200 is to be detailed in a manner that ensures the amenity of the commercial premises is enhanced and benefits from the ground floor planting approved under this application. The screening is to be consistent with materials and theme of the approved building, and to avoid slats or bars that bring an institutional feel to the commercial premises.
- c. Basement plans DA-097, DA-098, and DA-099 are to show reversed directional arrows in accordance with AS 2890.1-2004 Off Street Parking.

### **3. PRIOR TO COMMENCEMENT OF ANY WORKS**

- 3.1. All conditions under this section must be met prior to the commencement of any works.
- 3.2. Appoint a Principal Certifying Authority for the building work:
  - a. The Principal Certifying Authority (if not Council) is to notify Council of their appointment and notify the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work no later than two (2) days before the building work commences.
  - b. Submit to Council a Notice of Commencement of Building Works or Notice of Commencement of Subdivision Works form giving at least two (2) days' notice of the intention to commence building or subdivision work. The forms can be found on Council's website: [www.centralcoast.nsw.gov.au](http://www.centralcoast.nsw.gov.au)
- 3.3. Erect a sign in a prominent position on any work site on which building, subdivision or demolition work is being carried out. The sign must indicate:
  - a. The name, address and telephone number of the Principal Certifying Authority for the work; and
  - b. The name of the principal contractor and a telephone number at which that person can be contacted outside of working hours; and
  - c. That unauthorised entry to the work site is prohibited.
  - d. Remove the sign when the work has been completed.
- 3.4. Submit both a Plumbing and Drainage Inspection Application, with the relevant fee, and a Plumbing and Drainage Notice of Work in accordance with the *Plumbing and Drainage Act 2011* (to be provided by licensed plumber). These documents can be found on Council's website at: [www.centralcoast.nsw.gov.au](http://www.centralcoast.nsw.gov.au)

Contact Council prior to submitting these forms to confirm the relevant fees.

This condition only applies if installation/alteration of plumbing and/or drainage works are proposed (excludes stormwater drainage)

- 3.5. Obtain a Construction Certificate for the construction works within the private property.
- 3.6. Submit to the Principal Certifying Authority a Traffic and Pedestrian Management Plan prepared by a suitably qualified professional.

The Plan must be prepared in consultation with Council, and where required, the approval of Council's Traffic Committee obtained.

The Plan must address, but not be limited to, the following matters:

- ingress and egress of vehicles to the Subject Site
- loading and unloading, including construction zones
- predicted traffic volumes, types and routes
- pedestrian and traffic management methods, and
- other relevant matters

The Applicant must submit a copy of the final Plan to Council, prior to the commencement of work.

- 3.7. Submit a dilapidation report to Council, the Accredited Certifier and relevant adjoining property owners. The report is to be prepared by a suitably qualified person detailing the structural characteristics of all buildings located on properties immediately adjoining the site boundaries and any council asset in the vicinity of the development. The report must document and provide photographs that clearly depict any existing damage to the improvements erected upon allotments immediately adjoining the development site and to the road, kerb, footpath, driveways, water supply and sewer infrastructure, street trees and street signs or any other Council asset in the vicinity of the development.

In the event that access to an adjoining property(s) for the purpose of undertaking the dilapidation report is denied, submit evidence in writing demonstrating that all steps were taken to obtain access to the adjoining property(s).

- 3.8. Disconnect, seal and make safe all existing site services prior to the commencement of any demolition on the site. Sewer and water services must be disconnected by a licensed plumber and drainer with a Start Work Docket submitted to Council's Plumbing and Drainage Inspector as the Water and Sewer Authority.
- 3.9. Provide certification to the Principal Certifying Authority that the structural engineer's details have been prepared in accordance with the recommendations of the geotechnical report(s) listed as supporting documentation in this development consent.

- 3.10 Erect a temporary hoarding or temporary construction site fence between the work site and adjoining lands before the works begin and must be kept in place until after the completion of the works, if the works:
- a. could cause a danger, obstruction or inconvenience to pedestrian or vehicular traffic, or
  - b. could cause damage to adjoining lands by falling objects, or
  - c. involve the enclosure of a public place or part of a public place

**Note 1:** A structure on public land or on or over a public road requires the prior approval of the relevant authority under the *Local Government Act 1993* or the *Roads Act 1993*, respectively.

**Note 2:** The *Work Health and Safety Act 2011* and **Error! Hyperlink reference not valid.** contain provisions relating to scaffolds, hoardings and other temporary structures.

## 4. DURING WORKS

- 4.1. All conditions under this section must be met during works.
- 4.2. Carry out construction or demolition works during the construction phase of the development only between the hours as follows:

7.00am and 5.00pm Monday to Saturday

No construction or demolition works associated with the development are permitted to be carried out at any time on a Sunday or a public holiday.

- 4.3. During the construction phase of the development, if any Aboriginal object (including evidence of habitation or remains), is discovered during the course of the work:
- a. All excavation or disturbance of the area must stop immediately in that area, and
  - b. The Office of Environment and Heritage must be advised of the discovery in accordance with section 89A of the *National Parks and Wildlife Act 1974*.

**Note:** If an Aboriginal object is discovered, an Aboriginal heritage impact permit may be required under the *National Parks and Wildlife Act 1974*.

- 4.4 It is an offence under the *National Parks and Wildlife Act 1974* to disturb an Aboriginal artefact without a Permit. If during works suspected Aboriginal heritage items (stone tool artefacts, shell middens, axe grinding groves, pigment or engraved rock art, burials or scar trees) are identified, works will cease and OEH (131555) will be contacted.

- 4.5 Re-use, recycle or dispose of all building materials during the demolition and construction phase of the development in accordance with the Waste Management Plan signed by MRA Consulting Group, dated 8 April 2019.
- 4.6 Waterproofing (tanking) of the basement excavations is to be undertaken to prevent the ingress of groundwater into the basement car parking areas.
- 4.7 Notify Council when plumbing and drainage work will be ready for inspection(s) and make the work accessible for inspection in accordance with the *Plumbing and Drainage Act 2011*.
- 4.8 Erect or install prior to the swimming pool being filled with water all the required swimming pool safety barriers and gates in accordance with the approved plans and specifications and the provisions of the Swimming Pools Act 1992, Swimming Pools Regulations 2018 and Australian Standard AS 1926.12012 including the display of an approved sign regarding pool safety and resuscitation techniques that contains all the following information:
- (i) "Young children should be actively supervised when using this swimming pool";
  - (ii) "Pool gates must be kept closed at all times"; and
  - (iii) "Keep articles, objects and structures clear of the pool fence at all times"
    - A simple flow sequence (which may be the flow sequence depicted in the Guideline) containing details of resuscitation techniques (for infants, children and adults)
- 4.9 All excavated material removed from the site must be classified in accordance with NSW EPA (1999) *Environmental Guidelines: Assessment, Classification and Management of Liquid and Non-Liquid Wastes* prior to disposal. All excavated material must be disposed of to an approved waste management facility and receipts of the disposal must be kept on site.
- 4.10 Implement dust suppression measures on-site during works to suppress dust generated by vehicles and equipment. Dust must also be suppressed at all other stages of construction in order to comply with the *Protection of the Environment Operations Act 1997*.
- 4.11 Immediately notify Council of any new information which comes to light during works which has the potential to alter previous conclusions about site contamination.
- 4.12 Keep a copy of the stamped approved plans on-site for the duration of site works and make the plans available upon request to either the Principal Certifying Authority or an officer of Council.

## **5. PRIOR TO ISSUE OF ANY OCCUPATION CERTIFICATE**

- 5.1. All conditions under this section must be met prior to the issue of any Occupation Certificate.
- 5.2. Complete works within the road reserve in accordance with the approval under the *Roads Act 1993*. The works must be completed in accordance with Council's *Civil Design Guide, Construction Specifications and Standard Drawings* and Chapter 6.3 - *Erosion Sedimentation Control* of the Gosford Development Control Plan 2013. Documentary evidence for the acceptance of such works must be obtained from the Roads Authority.
- 5.3. Rectify to the satisfaction of the Council any damage not shown in the dilapidation report submitted to Council before site works had commenced. Any damage will be assumed to have been caused as a result of the site works undertaken and must be rectified at the developer's expense.
- 5.4. Complete the internal engineering works within private property in accordance with the plans and details approved with the construction certificate.
- 5.5. Amend the Deposited Plan (DP) to:
  - include an Instrument under the Conveyancing Act 1919 for the following restrictive covenants; with Council having the benefit of these covenants and having sole authority to release and modify. Wherever possible, the extent of land affected by these covenants must be defined by bearings and distances shown on the plan
    - a. create a Restriction as to use of land over all lots containing an onsite stormwater detention system and/or a nutrient/pollution facility restricting any alteration to such facility or the erection of any structure over the facility or the placement of any obstruction over the facility

And,

- include an instrument under the Conveyancing Act 1919 for the following positive covenants; with Council having the benefit of these covenants and having sole authority to release and modify. Contact Council for wording of the covenant(s)
  - a. to ensure on any lot containing onsite stormwater detention system and/or a nutrient/pollution facility that
    - (i) the facility will remain in place and fully operational
    - (ii) the facility is maintained in accordance with the operational and maintenance plan so that it operates in a safe and efficient manner
    - (iii) Council's officers are permitted to enter the land to inspect and repair the facility at the owners cost

- (iv) Council is indemnified against all claims of compensation caused by the facility

Submit to the Principal Certifying Authority copies of registered title documents showing the restrictive and positive covenants.

- 5.6 Construct the works within the road reserve that required approval under the Roads Act. The works must be constructed in accordance with *Council's Civil Works Specification* and Gosford DCP 2013 Chapter 6.3 - *Erosion Sedimentation Control*.
- 5.7 Provide certification from a geotechnical engineer to the Principal Certifying Authority that all works have been carried out in accordance with the recommendations contained within the geotechnical report(s) listed as supporting documentation in this development consent.
- 5.8 Install floor waste bucket traps in food preparation and handling areas.
- 5.9 Install insink strainers within the kitchen sink waste outlet(s).
- 5.10 Install an approved commercial grease arrestor (1000 Ltr minimum capacity) in association with the food premises. (1500 Ltr capacity is recommended)
- 5.11 The following is to be implemented:
- Install floor waste screens or basket arrestors in waste bin wash areas.
  - Connect waste bin wash waste water to sewer in accordance with Australian Standards AS/NZ 3500.2.2018 Plumbing & Drainage – Sanitary Plumbing & Drainage.
  - Waste bin wash waste water should discharge to sewer via a grease arrestor (if practical).

## **6. ONGOING OPERATION**

- 6.1 Store all waste generated on the premises in a manner so that it does not pollute the environment
- 6.2 Transport all waste generated on the premises to a facility which is licensed to receive that material.
- 6.3 No obstructions to the wheel out of the waste bins are permitted including grills, speed humps, barrier kerbs, etc.
- 6.4 Comply with all commitments generally as detailed in the Waste Management Plan by MRA Consulting Group dated 8 April 2019. Note: No organics or treated organics permitted to be disposed of to Central Coast Council sewer.

- 6.5 Locate the approved waste storage enclosure / area as indicated on Project / Drawing Number DA100, Issue P4, dated Date 4, prepared by squillace.
- 6.6 Do not place or store waste material, waste product or waste packaging outside the approved waste storage enclosure.
- 6.7 Construct and manage the waste storage enclosure in accordance with the provisions of Gosford Development Control Plan 2013, Part 7: *Chapter 7.2 Waste Management*, Appendix D and Appendix G, as applicable.
- 6.8 All waste vehicle manoeuvring to be in accordance with the Traffic and Parking Assessment Report dated 9 April 2019, Ref 19129 by Varga Traffic Planning Pty Ltd utilizing a maximum 6.4m long Small Rigid Vehicle (SRV). Reverse entry/forward exit only.
- 6.9 Food waste to be stored in a designated Food Waste Refrigerator prior to disposal alternatively food waste to be separately stored for disposal of maximum 2-3 day intervals.
- 6.10 All waste to be serviced at a suitable frequency to ensure available waste storage at all times.
- 6.11 Lodge a new Liquid Trade Waste application when there is a change of ownership / occupancy or change to the activities licenced under this approval. As part of this process, Council will reassess the Liquid Trade Waste requirements for the site and update the Liquid Trade Waste approval document as appropriate. This form can be found on Council's website: [www.centralcoast.nsw.gov.au](http://www.centralcoast.nsw.gov.au)
- 6.12 Maintain the on-site nutrient / pollution control facilities in accordance with the operation and maintenance plan.
- 6.13 Maintain all works associated with the approved Landscape Plans on all levels of the development for a period of thirty-six (36) months from the date of the issue of any Occupation Certificate to ensure the survival and establishment of the landscaping.
- 6.14 Restrict the hours of operation of the hotel and ancillary facilities to those times listed below:
- Hotel to operate                      24 hours per day, 7 days per week
  - Roof Terrace Bar                      08:00 am to 09:00 pm 7 days per week
  - Ground floor Restaurant            06:30 am to 11:00 pm 7 days per week
- and Conference Facilities      (outdoor dining restricted to 07:00 am to 10:00 pm)
- Any variation to these hours is subject to the prior consent of Council.
- 6.15 Ensure appropriate signage and staff training is in place to limit the use of the rooftop bar/lounge/pool area to guests of the hotel. No access to the rooftop bar/lounge/pool area by members of the general public not accompanied by guests of the hotel is permitted.

## **PENALTIES**

Failure to comply with this development consent and any condition of this consent may be a **criminal offence**. Failure to comply with other environmental laws may also be a **criminal offence**.

Where there is any breach Council may without any further warning:

- Issue Penalty Infringement Notices (On-the-spot fines);
- Issue notices and orders;
- Prosecute any person breaching this consent, and/or
- Seek injunctions/orders before the courts to retain and remedy any breach.

### **Warnings as to Potential Maximum Penalties**

Maximum Penalties under NSW Environmental Laws include fines up to \$1.1 Million and/or custodial sentences for serious offences.

## **ADVISORY NOTES**

- The inspection fee for works associated with approvals under the *Roads Act 1977* is calculated in accordance with Council's current fees and charges policy.
- Payment of a maintenance bond may be required for civil engineering works associated with this development. This fee is calculated in accordance with Council's fees and charges.
- It is an offence under the *National Parks and Wildlife Act 1974* to disturb an Aboriginal artefact without a Permit.
- Discharge of sediment from a site may be determined to be a pollution event under provisions of the Protection of the Environment Operations Act 1997. Enforcement action may commence where sediment movement produces a pollution event.
- The following public authorities may have separate requirements in the following aspects:
  - a. Australia Post for the positioning and dimensions of mail boxes in new commercial and residential developments
  - b. Jemena Asset Management for any change or alteration to the gas line infrastructure
  - c. Ausgrid for any change or alteration to electricity infrastructure or encroachment within transmission line easements

- d. Telstra, Optus or other telecommunication carriers for access to their telecommunications infrastructure
  - e. Central Coast Council in respect to the location of water, sewerage and drainage services.
- Carry out all work under this Consent in accordance with SafeWork NSW requirements including the Workplace Health and Safety Act 2011 No 10 and subordinate regulations, codes of practice and guidelines that control and regulate the development industry.
  - **Dial Before You Dig**  
Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial Before You Dig at [www.1100.com.au](http://www.1100.com.au) or telephone on 1100 before excavating or erecting structures. (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development upon contacting the Dial Before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial Before You Dig service in advance of any construction or planning activities.
  - **Telecommunications Act 1997 (Commonwealth)**  
Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact: Telstra's Network Integrity Team on phone number 1800 810 443.

