



**FORM 12  
OCCUPATION CERTIFICATE**

Issued under the Environmental Planning and Assessment Act 1979  
Section 109C(1)(c) and 109H

**Type of Certificate: Interim Certificate**

**Applicant's Name: D & H Kane Investments Pty Ltd c/o RJ Sinclair Pty Ltd**

**Address: PO Box 503 Round Corner NSW 2158**

**Owner of Building: D & H Kane Investments Pty Ltd**

**Development Consent No. 403/08 Date of Determination: 28/05/09**

**Construction Certificate No. DA403/08/2009CC Date of Determination: 02/12/09**

**Property Address: 207-217 Pittwater Road, Manly**

**Lot No. 1 DP No. 829523**

**Whole/Part of Building: Whole**

**Use of Building: Carwash & Fuel Station**

**BCA Class: Class 6**

**New:  Existing:**

**Attachments:**

- Development Consent
- Construction Certificate
- Final Fire Safety Certificate dated 19/07/2010
- Other Certificates relied on
  - Certificate for testing underground tanks dated 19/07/2010
  - Certification for shade structure dated 21/07/2010
  - Certification for electrical works dated 21/07/2010
  - Survey report dated 20/07/2010
  - Structural certificate dated 18/08/2008
  - Certification for Plumbing & Drainage dated 20/07/2010

---

**RIGHT OF APPEAL**

Under s 109K where the Certifying Authority is a Council an applicant may Appeal to the Land and Environment Court against the refusal to issue an Occupation Certificate within 12 months from the date of the decision.

## Interim Certificate

The Manly Council certifies that:

- It has been appointed as the principal certifying authority under s 109E
- It has taken into consideration the health and safety of the occupants of the building
- a development consent/complying development certificate is in force with respect to the building
- a construction certificate has been issued with respect to the plans and specifications for the building
- the building is suitable for occupation or use in accordance with its classification under the Building Code of Australia
- where required, a final fire safety certificate has been issued for the building (*see note 2*)
- where required, a report from the Commissioner of Fire Brigades has been considered

Certificate No.: **DA403/08/2010OC** Signature: 

**Brett Franklin**  
**Building Surveyor**  
**Environmental Services Division**

---

### Principal Certifying Authority

Name of principal certifying authority **Manly Council**

Officer **Brett Franklin**

Contact No. **9976 1414, Option 4**

Address **1 Belgrave Street, Manly. PO BOX 82, MANLY NSW 1655.**

Date **26/07/10**

---

Note 1 Before an occupation certificate may be issued, the certifying authority must be satisfied that:

- a development consent or a complying development certificate is in force with respect to the building, and
- a construction certificate has been issued with respect to the plans and specifications for the building.

Note 2 A final fire safety certificate or interim fire safety certificate is not required for a class 1a or class 10 building.

Note 3 For the purposes of notifying the Council under clause 79L(2)(1) of the Regulation of the determination of an application an accredited certifier must forward all sections of this form, including all attachments to the relevant Council where they have not been previously forwarded to the Council.