

---

**Sent:** 11/06/2019 1:01:14 AM  
**Subject:** Re: 149 Riverview Road, Avalon, DA 2019 - 4th Submission requiring previous submissions by Clive Steirn be fully recorded.  
**Attachments:** image002.png;

Dear Carly

Thank you for your response below indicating that my submission for 21 May 2019 has now been added to the tracking system.

I have also received a further (no reply) email dated 5 June 201 from some nameless entity at Northern Beaches Council, also informing me that "all submissions will be posted on Council's website" and taken into consideration.

Regrettably, your assurance and the assertion by the nameless entity from Council that all my submissions have been recorded are not correct. Please refer to Council website as at the time and date of this email:

<https://eservices.northernbeaches.nsw.gov.au/ePlanning/live/Public/XC.Track/SearchProperty?id=404031>

It will be noted that my submission for 21 May 2019 has not been registered. I respectfully request, yet again, that this submission be recorded immediately.

Furthermore, I note that you have supplied your full name and position with Council which is very much appreciated and therefore I know who I am dealing with. What is not appreciated is receiving a communication from Council from some nameless person which gives no indication as to whom I am dealing with at Council. Not only does the author assert something which is not true, I have no means of redress as I cannot identify the author to bring it to his or her attention. It also means there is a complete lack of accountability and transparency in relation to Council's official correspondence with residents and ratepayers on matters which affect our rights.

I suggest there is something chillingly Orwellian in receiving a communication from a nameless person purporting to represent a local government entity, especially when the assertion is untrue. This is not exactly at the cutting edge of Council's "Business Systems and Administration" nor consistent with best business practice. Needless to say, it would not be acceptable in the private sector.

Put another way, I can imagine how much attention would be given by a Council officer if I was to end my communications with Council with the words: "A Northern Beaches Resident" thereby remaining anonymous. Council would be entitled to ignore it.

You would understand at this stage that I do not have a great deal of confidence in Council dealing with my submissions in professional and competent manner. This is especially so given that at this stage my submissions have not been fully recorded.

I leave to one side that as yet I have not received any of the material sought in my previous submissions concerning the issues raised by Mr Robertson in his letter dated April 2018 which as yet has not been dealt with by Council.

I therefore respectfully request that:

1 That my previous submission dated 21 May 2019 rectified immediately and be added to Council's tracking system.

2. That this email letter to you as the "Senior Administrative Officer, Business Systems and Administration" be brought to the attention of the nameless entity who responded to my previous letter. It is assumed that you will have a better chance of ascertaining the name of the author than I would.

3 That my further submissions contained in this email dated 10 June 2109 be also recorded on Council's tracking system.

I await your response.

Yours faithfully

Clive Steirn

Sent from my iPad

On 5 Jun 2019, at 1:53 am, Carly Sawyer <[Carly.Sawyer@northernbeaches.nsw.gov.au](mailto:Carly.Sawyer@northernbeaches.nsw.gov.au)> wrote:

Dear Mr Steirn,

Thank you for your response to my email. I have registered your response as a submission and 9 released to Council's online tracking system.

I apologise your submission of 21 May 2019 was not added to the tracking system, it seems this was registered into our system as a 'Request for Information' rather than a submission. I have now rectified this and released this online as well.

The allocated planner will address all concerns raised in your 3 submissions and liaise with you regarding information required.

9

Kind regards,

**Carly Sawyer**

Senior Administration Officer

Business Systems & Administration

t 02 9942 2360

[carly.sawyer@northernbeaches.nsw.gov.au](mailto:carly.sawyer@northernbeaches.nsw.gov.au)

[northernbeaches.nsw.gov.au](http://northernbeaches.nsw.gov.au)

---

**From:** Clive Steirn <[clive.steirn@chambers.net.au](mailto:clive.steirn@chambers.net.au)>

**Sent:** Tuesday, 4 June 2019 11:24 PM

**To:** Carly Sawyer <[Carly.Sawyer@northernbeaches.nsw.gov.au](mailto:Carly.Sawyer@northernbeaches.nsw.gov.au)>

**Cc:** [clive.steirn@chambers.net.au](mailto:clive.steirn@chambers.net.au)

**Subject:** TRIMMED: 149 Riverview Road, Avalon, DA 2019 - 3rd Submission seeking further information by Mr Clive Steirn, an interested party.

Ms Carly Sawyer,  
Senior Administration Officer,  
Northern Beaches Council

Dear Ms Sawyer

I refer to your response dated 4 June 2019 acknowledging my 'submission'. I in fact made two submissions: the first was dated 19 May and second dated 21 May, 2019 which materially qualifies the first submission. I note, however that only my first submission dated 19 May has been recorded on Council's tracking system. Both submissions should be recorded on the public record in the interests of transparency and accountability by Council otherwise my first submission is misleading as it does not reflect my present position.

Further, given that you have only referred to my 'submission' in the singular and without reference to either letter, I am not quite sure which submission Council will take into account. Obviously, it should be both, together with this third submission. Please make this clear.

One of the purposes of the Act you refer to, is to ensure accountability by Council. In this regard I have already noted the letter by Mr Robertson dated 18 April 2018, Maritime (one of the interested parties by regulation). The letter raises an issue concerning another interested party, (me) involving a navigational issue directly concerning my own jetty. At the present moment I do not have a clue what Mr Robertson is referring to. It would appear that Council is aware as an interested party, yet I as another interested party is being kept in the dark. As I pointed out in my second letter as a matter of procedural fairness I am entitled to know the issue raised by Mr Robertson as it is directly relevant and may affect my own rights and interests in my jetty as it affects me.

It is not to the point that "Council will not enter into correspondence in respect of any submission due to the large number of submissions Council receives annually". Council cannot abrogate its responsibilities under the Act simply by saying it deals with large numbers of correspondence and therefore will not respond. It has a duty to do so. What is to the point Council has an obligation to act fairly as Council is obliged to do pursuant to the Act which includes dealing with further information being made available to interested parties. Otherwise the system of public accountability and the reflected rights of interested parties are rendered otiose if those interested parties are not given all relevant material.

As Council has acknowledged, I have a right to make a submission as an interested party. Obviously, I can only make such a submission on an informed basis as one of the interested parties to the subject application if all relevant material is made available to me. Self evidently the issue raised by Mr Robertson is directly relevant to me.

It follows that Council needs to deal with my request for the information referring to the issue in a positive and transparent way by providing me with the material requested in my previous letter dated 21 May 2019 and for the information of all concerned parties.

As this email letter amounts to yet a third and further submission by me I respectfully request that this letter, together with my second submission dated 21 May 2019, should also be recorded on

Council's tracking system in accordance with the Act and Regulations. These two letters are additional to my first submission dated 19 May 2019, which I note has been recorded.

I note your invitation to contact Council by phone if I have any queries. However, I am presently overseas and in a different time zone and therefore this avenue is not practical whereas email letters are.

I apologise for not responding by way of an attached letter which is my preferred option, as you will note I am overseas and not in a position to do so.

I await your response.

Yours faithfully

Clive Steirn  
147 Riverview Road,  
Avalon.

Sent from my iPad

On 4 Jun 2019, at 3:49 am, Carly Sawyer <[Carly.Sawyer@northernbeaches.nsw.gov.au](mailto:Carly.Sawyer@northernbeaches.nsw.gov.au)> wrote:

Dear Mr Steirn,

Please find attached Submission Acknowledgement Letter in relation to your submission for DA2019/0359 - 149 Riverview Road AVALON BEACH.

Kind regards,

**Carly Sawyer**  
Senior Administration Officer

Business Systems & Administration  
t 02 9942 2360  
[carly.sawyer@northernbeaches.nsw.gov.au](mailto:carly.sawyer@northernbeaches.nsw.gov.au)  
[northernbeaches.nsw.gov.au](http://northernbeaches.nsw.gov.au)

Northern Beaches Council

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL. This email and any materials contained or attached to it ("Contents") may contain confidential information. If you are not the intended recipient contact the sender immediately, delete the communication from your system and destroy any copies. The contents may also be subject to copyright. Any unauthorised copying, disclosure or distribution of the contents is strictly prohibited. Any views expressed in the contents are those of the individual sender, except where the sender specifically states them to be the views of Northern Beaches Council. Northern Beaches Council makes no implied or express warranty that the integrity of this communication has been maintained. The contents may contain errors, computer viruses or have been subject to interference in transmission. Northern Beaches Council. [Northern Beaches Council](http://northernbeaches.nsw.gov.au)

**Northern Beaches Council**

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL. This email and any materials contained or attached to it ("Contents") may contain confidential information. If you are not the intended recipient contact the sender immediately, delete the communication from your system and destroy any copies. The contents may also be subject to copyright. Any unauthorised copying, disclosure or distribution of the contents is strictly prohibited. Any views expressed in the contents are those of the individual sender, except where the sender specifically states them to be the views of Northern Beaches Council. Northern Beaches Council makes no implied or express warranty that the integrity of this communication has been maintained. The contents may contain errors, computer viruses or have been subject to interference in transmission. Northern Beaches Council. [Northern Beaches Council](#)



# northern beaches

1000