

Anthony Protas Consulting Pty Ltd BUILDING REGULATIONS CONSULTANTS RECEIVED 1 7 NOV 2016

15 November 2016

Our Ref: 164957

The General Manager Northern Beaches Council PO Box 882 Mona Vale NSW 1660

Dear Sir,

# Re: 316 Hudson Parade, Clareville Complying Development Certificate

Pursuant to the requirements of the Environmental Planning and Assessment Act please find attached a copy of our Complying Development Certificate, plans and specifications to which the Complying Development Certificate has been issued and other relevant documents.

Should you have any questions, please do not hesitate to contact the undersigned.

Yours faithfully

Anthony Protas Anthony Protas Consulting Pty Ltd

326 RE: 40108

1)/n/c

CONSTRUCTION CERTIFICATES • OCCUPATION CERTIFICATES • COMPLIANCE CERTIFICATES • BUILDING AUDITS • DESIGN ASSESSMENT • REGULATIONS ADVICE

Locked Bag 1001 Wareemba NSW 2046 Suite 1 104 William Street Five Dock NSW 2046 Ph 02 9715 5333 Fax 02 9715 5666 Email mail@protas.net.au Web www.protas.net.au ABN 37 079 830 756



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3.

Anthony Protas Consulting Pty Ltd BUILDING REGULATIONS CONSULTANTS

# Complying development certificate – 316 Hudson Parade, Clareville - Repairs and restoration of existing marine structures

# 1. Details of the applicant

Mr 🛛 Ms 🗌 Mrs 🗌 Dr 🗌 Other						
First name Family name						
Micheal Fountain						
Flat/street no. Street name						
2/5 Narabang Way						
Suburb or town	State Postcode					
Belrose	NSW 2085					
Daytime telephone Fax	Mobile					
9450 2070 9450 2757	0418 869 621					
Email						
micheal@mfa.com.au						
Decision of the certifying authority						
The certificate is issued:						
without any conditions						
subject to the conditions listed in <b>Attachment A</b>						
to erect a temporary building.						
The issue of this certificate has been endorsed on the plans, specifications or other documents that						
were lodged with the application. Plan no.s approved						
	D 1 1 1 0 1 100 100 10					
Architectural plan No's CDC-001, issue						
CDC-010, issue A, dated 08/09/2016,	prepared by Micheal					
Fountain Architects.						
	opment certificate no.					
15 November 2016 4957/16						
The decision was made under the following planning instrument						
SEPP (Exempt & Complying Development Codes) 2008/General						
Development Code						
Information attached to this decision						
A fire safety schedule						
The conditions of the certificate as listed in <b>Attachment A</b>						

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# 4. Certification

	An	thony Protas			certifies th	nat:	
	$\boxtimes$	the proposed development is co	omplying develop	ment			
		the proposed development will a development, and with the requ Regulation 2000 concerning the certificate	irements of the E	nvironmental	Planning and	Assessment	
	$\boxtimes$	the proposed development will b	oe a class	10b			
		building under the Building Code	e of Australia wh	en it is comple	ted.		
	Date	of this certificate	Date this c	ertificate will e	xpire		
	15	November 2016	15 Nov	ember 20	021		
5.	Sia	nature					
0.	Signature For this certificate to be valid, it must be signed by the certifying authority.						
	Signature						
		. 0					
	Nam	8	Reference a contraction of the contraction of the end of the second of the	_			
	Anthony Protas						
		Street no.	Street name				
		ked Bag 1001					
		rb or town	L	State		Postcode	
	Wa	reemba		NSV	V	2046	
	Telep	hone	Fax	-			
	971	5 5333		971	9715 5333		
	If the	certifying authority is an accredite	ed certifier:				
	Ac	ccreditation body of the certifier		Accrea	litation no. of	the certifier	
	В	uilding Professionals	Board	BPB	0332		
Atta	achm	ent A Conditions of the	certificate				
		ertificate is subject to the followir					
	see a	ttached					

# Compliance with Building Code of Australia and Insurance requirements under the Home Building Act 1989

- 1. The work must be carried out in accordance with the requirements of the *Building Code of Australia*.
- 2. In the case of residential building work for which the <u>Home Building Act</u> <u>1989</u> requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance must be entered into and be in force before any building work authorised to be carried out by the certificate commences.

# **Erection of Signs**

- 1. A sign must be erected in a prominent position on the site:
  - (a) Showing the name, address and telephone number of the PCA for the work; and
  - (b) Showing the name of the principal contractor (if any) for the building work and a telephone number on which that person may be contacted outside of working hours; and
  - (c) Stating that unauthorised entry to the site is prohibited.
- 2. Any such sign is to be maintained while the demolition or building work is being carried out and it must be removed when works have been completed.

# Notification of home building Act 1989 requirements

- Residential building work within the meaning of the <u>Home Building Act</u> <u>1989</u> must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
  - (a) In the case of work for which a principal contractor is required to be appointed:
    - (i) the name and licence number of the principal contractor, and
    - (ii) the name of the insurer by which the work is insured under Part 6 of that Act.

(b) In the case of work to be done by an owner-builder:

- (i) the name of the owner-builder, and
- (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

2. If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under subclause (2) becomes out of date, further work must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the updated information.

# Bonding asbestos material and friable asbestos material

- 1. Work involving bonded asbestos removal work (of an area of more than 10 sq m) or friable asbestos removal work must be undertaken by a person who carries on a business of such removal work in accordance with a licence issued under Clause 458 of the *Work Health and Safety Regulation 2011.*
- 2. A copy of a signed contract with a licenced person is to be provided to the PCA before any work commences. Any such contract is to specify whether any bonded asbestos material or friable asbestos material is to be removed, and if so, must specify the landfill site to which the asbestos material is to be delivered.
- 3. A copy of the receipt from the landfill site operator stating that all of the asbestos material referred to in the contract has been received is to be provided to the PCA.

# Payment of contributions and levies

- 1. The applicant is to contact Council and pay any applicable levies and contributions prior to works commencing.
- 2. A copy of the receipt evidencing payment of the contributions and levies is to be provided to the PCA.

# Payment of security

- 1. The applicant is to contact Council and pay any applicable security deposits prior to works commencing.
- 2. A copy of the receipt evidencing payment of the security deposits is to be provided to the PCA.

# State Environmental Planning Policy (Exempt and Complying Development Codes) 2008

Current version for 5 August 2016 to date (accessed 15 November 2016 at 14:54) Schedule 7

#### Schedule 7 Conditions applying to complying development certificates under Housing Alterations Code and General Development Code

(Clauses 4.7 and 4A.13)

Note 1. Complying development under the Housing Alterations Code must comply with the requirements of the Act, the Environmental Planning and Assessment Regulation 2000 and the conditions listed in this Schedule.

Note 2. Division 2A of Part 7 of the Environmental Planning and Assessment Regulation 2000 specifies conditions to which certain complying development certificates are subject.

Note 3. In addition to the requirements specified for development under this Policy, adjoining owners' property rights, applicable common law and other legislative requirements for approvals, licences, permits and authorities still apply.

Note 4. If the development is in the proximity of infrastructure (including water, stormwater or sewer mains, electricity power lines and telecommunications facilities), the relevant infrastructure authority should be contacted before commencing the development.

Note 5. Under section 86A of the Environmental Planning and Assessment Act 1979, a complying development certificate lapses 5 years after the date endorsed on the certificate, unless the development has physically commenced on the land during that period.

# Part 1 Conditions applying before works commence

#### 1 Toilet facilities

- (1) Toilet facilities must be available or provided at the work site before works begin and must be maintained until the works are completed at a ratio of one toilet plus one additional toilet for every 20 persons employed at the site.
- (2) Each toilet must:
  - (a) be a standard flushing toilet connected to a public sewer, or
  - (b) have an on-site effluent disposal system approved under the Local Government Act 1993, or
  - (c) be a temporary chemical closet approved under the Local Government Act 1993.

#### 2 Garbage receptacle

- (1) A garbage receptacle must be provided at the work site before works begin and must be maintained until the works are completed.
- (2) The garbage receptacle must have a tight fitting lid and be suitable for the reception of food scraps and papers.

## Part 2 Conditions applying during the works

Note. The Protection of the Environment Operations Act 1997 and the Protection of the Environment Operations (Noise Control) Regulation 2008 contain provisions relating to noise.

#### 3 Hours for construction

Construction may only be carried out between 7.00 am and 5.00 pm on Monday to Saturday and no construction is to be carried out at any time on a Sunday or a public holiday.

#### 4 Compliance with plans

Works must be carried out in accordance with the plans and specifications to which the complying development certificate relates.

#### 5 Demolition

Any demolition must be carried out in accordance with AS 2601-2001, The demolition of structures.

#### 6 Maintenance of site

- (1) All materials and equipment must be stored wholly within the work site unless an approval to store them elsewhere is held.
- (2) Waste materials (including excavation, demolition and construction waste materials) must be managed on the site and then disposed of at a waste management facility.
- (3) At the completion of the works, the work site must be left clear of waste and debris.

nec 1 8/9/16.





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# Application for complying development certificate

# 1. Details of the applicant

	Other				
First name	Family name				
MICHEAL	HEAL FOUNTAIN				
Flat/street no. Street	name				
Z/S NA	TRABANK 4/44				
Suburb or town	······	State	Postcode		
BEVROSE	HSW	2085			
Daytime telephone Fax Mobile					
9450 2070 9450 2757 0413 869621					
Email	· · · · · · · · · · · · · · · · · · ·				
micheal C mfa. con. au					

#### 2. Identify the land

Flat/street no.	Street name	
316	HUDSOH PDE	
Suburb or town		Postcode
CLAREVIN	E	2107
Lotno.	Section DP 827733	
DP/MPS no.	Volume/folio	
DP.327	732	

You can find the lot no., section, DP/MPS no, and volume/folio details on a map of the land or on the title documents for the land. If you need additional room, please attach a schedule and/or a map with these details.

#### 3. Estimated cost of the development

\$ 100,000.

\$

Including GST

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#### 4. Describe the development

What type of work do you propose to carry oul?

Building work

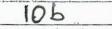
Subdivision work

Describe the work

1 <sup>1</sup> 1

REPAIRS	AHD	RESTORATION	OF	EXISTILS	STRUCTURES

For building work, what is the class of the building under the Building Code of Australia?



This can be found on the development consent

#### 5. Information to be attached to the application

You need to provide material with your application that is relevant to the type of work you propose to do. Please indicate the material you have attached by placing a cross in the appropriate boxes []:

- 1. If you are going to carry out building work:
  - a copy of any compliance certificates on which you rely
  - detailed plans of the building (4 copies)

The plans must be drawn to a sultable scale and consist of a general plan and a block plan. The general plan of the building is to:

- show a plan of each floor section
- show each elevation of the building
- show the level of the lowest floor, the level of any yard or unbuilt area on that floor and the level of the ground
- Indicate the fire safety and fire resistance measures (if any), and their height, design and construction

Where you propose to alter, add to or rebuild a building that is already on the land, or modify plans that have already been approved, please mark the general plan (by colour or otherwise) to show the change you propose to make.

detailed specifications of the building (4 copies)

The specifications are to:

- describe the construction (including the standards that will be met), the materials which will be used to construct the building and the methods of drainage, sewerage and water supply
- state whether the materials proposed to be used are new or second hand and give details of any second-hand materials to be used.

Where you propose to modify specifications that have already been approved, please mark the approved specifications (by colour or otherwise) to show the modification.

a plan of the existing building, drawn to scale, where the application involves building work to alter, enlarge or extend that building

This plan will assist the certifying authority to assess whether the work will reduce the fire protection capacity of the building.

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#### 5. continued

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. .

- Where you propose to meet the performance requirements of the Building Code of Australia (BCA) by using an alternative solution to the deemed-to-satisfy provisions of the BCA:
  - · a list of the performance requirements you will meet by using the alternative solution
  - the details of the assessment methods you will use to meet those performance requirements
  - a copy of any compliance certificates on which you rely
- evidence of any accredited component, process or design on which you seek to rely Components, processes or designs that relate to the erection or demolition of a building are accredited under the Environmental Planning and Assessment Regulation 2000.
- details of the fire safety measures, unless you are building a single dwelling or a nonhabitable building or structure (such as a private garage, carport, shed, fence, antenna, wall or swimming pool). These details are to include:
  - a list of any fire safety measures you propose to include in the building or on the land
  - If you propose to alter, add to or rebuild a building that is already on the land, a list of the fire safety measures that are currently used in the building or on the land

The lists must describe the extent, capability and the basis of design of each measure.

the attached schedule, completed for the development

The information in the schedule will be used by the Australian Bureau of Statistics to report each quarter on the building activity that occurs in the economy. Building statistics allow governments and businesses to accurately identify main areas of population growth and demand for products and services.

You may also need to pay a long service levy under section 34 of the *Building and Construction Industry Long Service Payments Act 1986* (or where such a levy is payable by instalments, the first instalment of the levy) before the certifying authority can issue a certificate to you.

- If you are going to carry out work to do a subdivision (eg building roads or a stormwater drainage system):
  - the details of the existing and proposed subdivision pattern (including the number of lots and the location of roads)
  - the details of the consultation you have carried out with the public authorities who provide or will increase the services you will need (like water, road, electricity, sewerage)
  - the existing ground levels and the proposed ground levels when the subdivision is completed
  - copies of any compliance certificates on which you rely
  - detailed engineering plans (4 copies). The detailed plans might include the following:
    - •\_\_\_earthworks\_\_\_\_
    - roadworks
    - road pavement
    - road furnishings
    - stormwater drainage
    - water supply works
    - sewerage works.
    - landscaping works
    - erosion control works

Where you propose to modify plans that have already been approved, please mark the approved plans (by colour or otherwise) to show the modification.

# Schedule to application for a complying development certificate

Please complete this schedule. The information will be sent to the Australian Bureau of Statistics.

#### All new buildings

. . .

Please complete the following:

- Number of storeys (including underground floors)
- Gross floor area of new building (m<sup>2</sup>)
- Gross site area (m<sup>2</sup>)

#### Residential buildings only - NA.

Please complete the following details on residential structures:

- Number of dwellings to be constructed
- Number of pre-existing dwellings on site
- Number of dwellings to be demolished
- Will the new dwelling(s) be attached to other new buildings?
- Will the new building(s) be attached to existing buildings?
- Does the site contain a dual occupancy? (NB dual occupancy = two dwellings on the same site)

#### Materials - residential buildings

NIA -	EXISTING
NA -	EXISTING

N							
N	NA.						
	AL		andrefendige, as andrefenderere der				
Yes		No					
Yes		No					
Yes		No					

Please indicate	e the ma	ateria	is to be used in	the con	struc	tion of the n	ew bui	Iding	(s): - N/	7	
Walls		Code	Roof		Code	Floor		Code	Frame		ode
Brick (double)		11	Tiles		10	Concrete or slate		20	Timber		40
Brick (veneer)		12	Concrete or slate		20	Timber		40	Steel		60
Concrete or stone		20	Fibre cement		30	Other		80	Aluminium		70
Fibre cement		30	Steel		60	Not specified		90	Other		80
Timber		40	Aluminium		70				Not specified		90
Curtain glass		50	Other		80						
Steel		60	Not specified		90						
Aluminium		70									
Other		80									
Not specified		90									

#### 5. continued

- If you are going to change the use of a building or the classification of a building under the Building Code of Australia and you are doing building work (unless the building will how be used as a single dwelling or a non-habitable building or structure (such as a private garage, carport, shed, fence, antenna, well or swimming pool)); 3,
  - a list of any fire safety measures you propose to include in the building or on the land
  - If you propose to alter, add to or rebuild a building that is already on the land, a list of the fire safely measures that are currently used in the building or on the land
  - details as to how the building will comply with the Category One fire safety provisions of the Building Code of Australia

The lists of fire safety measures must describe the extent, cepablilly and the basis of dosign of each measure.

#### 6. Signatures

The owner(s) of the land must sign this application.

As the owner(s) of the above property, I/we consent to this application: Signature Signature

KFourle

Natrie

Namo

Karen Fowler, Manager South Coast Area -Department of Primary Industries, Lands

Dato		,	
151	7	16	

The applicant, or the applicant's agent, must sign the application.

Signature

Name, If you are not life applicant

Dale 15

In what capacity are you'signing if you are not the applicant?

. .... . .

2016

7. **Privacy** policy

The information you provide in this application will enable your application to be assessed by the certifying authority. If the information is not provided, your application may not be accepted. Please confact the council if the information you have provided in your application is incorrect or changes.

Anthony Protas Consulling Ply Ltd Locked Bag 1001, Wareomba NSW 2046



15/10393

Michael Fountain Architects 2/5 Narabang Way BELROSE NSW 2085

Dear Michael,

### Consent of Owner for lodgement of a Complying Development Certificate:

Reference is made to your application for issue of Owners Consent from Department of Primary Industries, Lands to the making of a Complying Development Certificate with Northern Beaches Council to undertake repair/renovation works on Crown land below Mean High Water Mark (MHWM) as detailed below:

Property Details: Crown land below mean high water mark fronting Lot 2 DP 827733 known as 316 Hudson Pde, Clareville.

Description of Application: Repair/renovation of: existing waterfront structures in approved dimension as shown on attached plan "X".

After consideration of your application, consent is granted to the lodging of a complying development certificate under the *Environmental Planning and Assessment Act 1979*, and other associated applications required under other legislation, for the proposal described above.

This consent is provided subject to the following:

- 1. This consent is given without prejudice so that consideration of the proposed complying development may proceed under the *Environmental Planning and Assessment Act 1979*, and any other relevant legislation;
- 2. This consent does not imply the concurrence of the Minister for the proposed development, or the issue of any necessary lease, licence or other required approval under the *Crown Lands Act 1989*; and does not prevent the Department of Industries Lands from making any submission;
- 3. This consent will expire after a period of 12 months from the date of this letter if not acted;
- 4. The Minister reserves the right to issue landowner's consent for the lodgement of applications for any other development proposals on the subject land concurrent with this landowner's consent;
- 5. Irrespective of any development consent or any approval given by other public authorities, any work or occupation of Crown land cannot commence without a current tenure from the Department of Industries authorising such work or occupation.

This letter should be submitted to the relevant consent or approval authority in conjunction with the complying development certificate application and/or any other application.

If any modifications are made to the application (whether in the course of assessment, by conditions of consent, or otherwise), it is your responsibility to ensure the modified development remains consistent with this landowner's consent.

You are required to forward to Department of Industries – Lands a copy of any consent or other approval as soon as practical after that consent or approval is received.

This letter does not form part of the Owner's Consent but it <u>must be submitted to Council with the stamped</u> and approved plan marked "X" and the original Complying Development Certificate Application form as it contains the requirements of the Department.

If plan marked "X" is not lodged with this letter, consent to the proposal is deemed invalid.

If you require any further information please contact Bethany Lomas on 9842 8334 or via email, <u>Bethany.lomas@crownland.nsw.gov.au</u>

Yours sincerely

. . . .

KFowler 15.7.2016

K Fowler Manager South Coast Area Department of Primary Industries



11<sup>th</sup> October 2016

Anthony Protas Consulting Attn: Anthony Protas Locked Bag 1001 Wareemba NSW 2104

**Compliance Certificate** 

Re: 316 Hudson Parade, Clareville

We can certify that the refurbishment works to be carried out at 316 Hudson Parade, Clareville are in compliance with the following Australian Standards:

AS 3962-2001 Guidelines for design of marinas

AS 4997- 2005 Guidelines for the design of maritime structures

Micheal Fountain Architects Pty Ltd

Micheal Fountain.

MICHEAL FOUNTAIN ARCHITECTS PTY LTD 2/5 Narabang Way Belrose NSW 2085 Tel: 02 = 9450 2070 Fax: 02 = 9450 2757 www.mfa.com.au ABN 91 003 952 547

# Levy Online Payment Receipt

Building and Construction

MICHEAL FOUNTAIN ARCHITECTS 2/5 NARABANG WAY BELROSE NSW 2085

# **Application Details:**

Applicant Name:	MICHEAL FOUNTAIN ARCHITECTS
Levy Number:	5147575
Application Type:	CDC
Application Number:	4955/16
Approving Authority:	NORTHERN BEACHES COUNCIL-NORTH

# Work Details:

Site Address:	316 HUDSON PARADE
	CLAREVILLE NSW 2107
Value of work:	\$100,000
Levy Due:	\$350.00

# **Payment Details:**

LSC Receipt Number:	263940
Payment Date:	11/11/2016 11:33:35 AM
Bank Payment Reference:	946295332
Levy Paid:	\$350.00
Credit card surcharge:	\$1.40
<b>Total Payment Received:</b>	\$351.40

EMAIL info@longservice.nsw.gov.au ABN 93 646 090 808

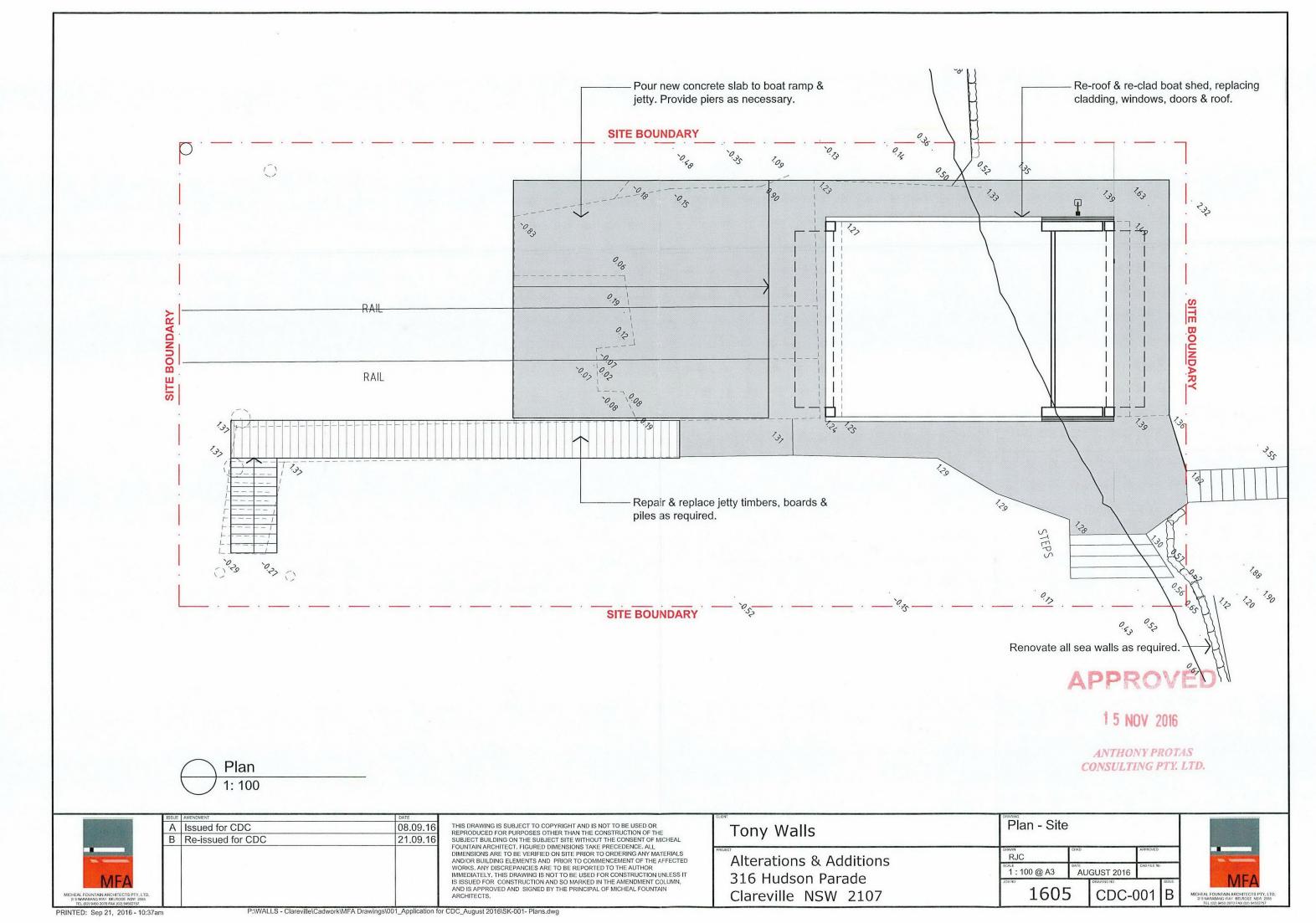
# **316 Hudson Parade, Clareville** List of Requirements for CDC

- A copy of the S.149 (2) & (5) certificate shall be provided. The certificate must <u>not</u> be more than 3 months old.
   Provided
- 2. A copy of a current Property Title search. Provided
- A Sydney Water "Tap In" approval of the plans is to be provided.
  Provided
- A copy of the development consent/approval to demonstrate that the subject structures are lawfully approved.
   AP seeking advice
  - 5. The extent of the new slab appears to be greater than currently exists. Revised plan attached (with slab size reduced)
  - 6. New piers will cause disturbance to the waterway bed? No new piers will be provided
  - 7. 3 x signed/certified Structural engineer's drawings for any structural works shall be provided. No Structural works- refurbish existing structures
  - Certification that the design complies with AS 3692-2001 & AS 4997-2005.
    Provided
- \*9. Payment of the Long Service Levy to the Long Service Payments Corporation. The fee payable is 0.35% of the value of building work. This fee may be paid online at <u>www.lspc.nsw.gov.au</u>. A copy of the payment receipt shall be provided. Provided
  - 10. Evidence of approval under Fisheries Act/Evidence that approval is not required. Refer to application form from DPI- Fisheries. Permission from Fisheries is required to dredge, reclaim, obstruct fish passage, harm marine vegetation and use explosives or electrical devices in a waterway. The proposed works are minor and we believe will not have any of the abovementioned effects that would require such a permit from Fisheries.
  - 11. Evidence of approval under Protection of the Environment Operations Act/Evidence that approval is not required.

It is understood that an Environment Protection Licence is required if an activity is declared to be a "scheduled activity". We have checked the Protection of the Environment Operations Act 1997 No 156 to confirm if the works that are intended to be carried out require such a licence/ approval.

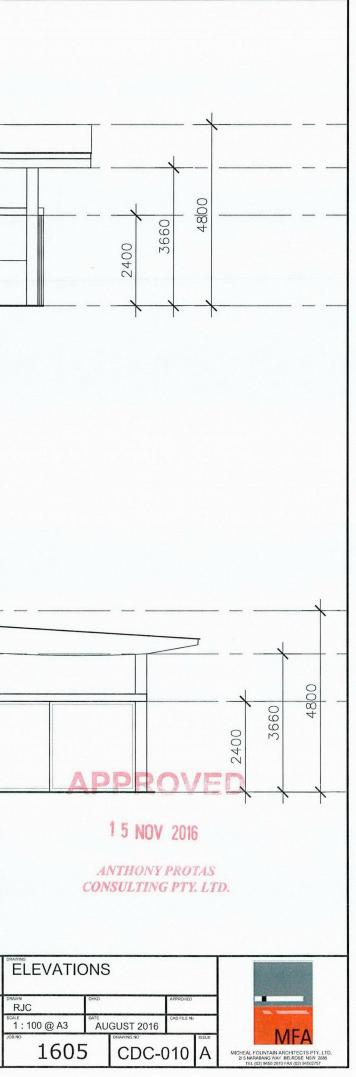
Refer to the excerpt attached from the Act that references "Marinas & boat repairs". In clause 25 (3) mention is made of scheduled activities to include boat construction/ maintenance and boat mooring & storage. In Column 2, the criteria is given, under which the activity would be considered "scheduled" and we believe that while a little general boat maintenance & storage may be carried out, it would not be to the size or quantities as described in the Act to be considered a scheduled activity, requiring approval.

# \*12. Provide a cheque for \$36.00 made out to Council for registration of the CDC. Provided



	Re-roof & re-clad boat shed, replacing cladding, windows, doors & roof.		
Elevation - East 1: 100			<u>Elevation - West</u> 1: 100
	Re-roof & re-clad boat shed, re- cladding, windows, doors & ro	eplacing	$\rightarrow$

PRINTED: Sep 08, 2016 - 1:08pm



P:\WALLS - Clareville\Cadwork\MFA Drawings\001\_Application for CDC\_August 2016\SK-001- Plans.dwg