

### **Determination Advice Notes:**

1. If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
2. If the applicant or owner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.
3. This is a development approval issued under the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme only. It is not a building permit or an approval to commence or carry out development under any other law. It is the responsibility of the applicant/owner to obtain any other necessary approvals and to commence and carry out development in accordance with all other laws.
4. The obligation to comply with the requirements of the condition continues whilst the approved development exists.
5. The applicant should liaise with the acoustic consultant (Herring Storer) to confirm how a maximum of 77 db (A) can be achieved based on the specific sound system at the Club Premises venue. This should include the establishment of a maximum volume level which should be labelled on the sound system and be visible to patrons.
6. Smoking is not permitted anywhere on the roof terrace area under the *Tobacco Products Control Regulations 2006* that prohibits smoking within an enclosed public place or within 5 metres of the entrance to an enclosed public place.