# COMMERCIAL COMPETITIVE INTEREST

## Notice of disclosure under the *Planning, Development and Infrastructure Act 2016*

To: The Registrar Click here to enter text. *[insert name of relevant court]*

And to: Click here to enter text. *[insert names of other parties to the proceedings]*

Pursuant to section 208 of the *Planning, Development and Infrastructure Act 2016* I disclose:

[ ]  that I have a commercial competitive interest in the proceedings described below; or

[ ]  that I am receiving, in connection with the proceedings described below, direct or indirect financial assistance from a person who has a commercial competitive interest in the proceedings.

The relevant proceedings for the purposes of this notice are as follows:

Click here to enter text. *[Insert details of proceedings]*

The name and contact details of a person providing direct or indirect financial assistance are as follows:

Click here to enter text. *[In a case where the person giving the notice is receiving direct or indirect financial assistance from a person who has a commercial competitive interest in the proceedings, it is necessary to insert the full name and address of the person who is providing that financial assistance. This item need not be completed in any other case.]*

Name and contact details: Click here to enter text.

*[Insert full name and address of person making disclosure - the address may be that of a legal practitioner acting on behalf of the person]*

Dated this Click here to enter text. day of Click here to enter text.

Signature of person making disclosure:

(or of a legal practitioner acting on behalf of that person)

[ ]  *If being lodged electronically please tick to indicate agreement to this declaration.*

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| This form must be given to the person required to make the relevant disclosure— (a) to the Registrar of the relevant court— (i) in the case of a person who has commenced the proceedings—at the time of lodging the application or other documentation that commences the proceedings; (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings; (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be); and (b) to each of the other parties to the proceedings— (i) in the case of a person who has commenced the proceedings—within 10 business days after commencing the proceedings; (ii) in the case of a person who becomes a party to the proceedings—within 10 business days after becoming a party to the proceedings; (iii) in the case of a person who provides financial assistance to another person who commences or becomes a party to any relevant proceedings—within 10 business days after the commencement of the proceedings or the date on which the other person becomes a party to the proceedings (as the case may be). If the business of a person, or the business of an associate of a person (other than the proponent of the development), might be adversely affected by a particular development on account of competition in the same market, then the person will be taken to have a commercial competitive interest in any relevant proceedings that are related to that development. The circumstances in which proceedings are related to a development include a situation where proceedings constitute a challenge to the Planning and Design Code, or to the amendment of the Planning and Design Code, that affects a development. Relevant proceedings are any proceedings before a court arising under or in connection with the operation of the *Planning, Development and Infrastructure Act 2016* including proceedings for judicial review, but not including criminal proceedings. |