



Declaration of Interest Form
Regulation 45 and DAP Code of Conduct 2017 Part 3

Declaration of Interest

Please complete the form **in full** and submit to daps@dph.wa.gov.au.

DAP Member Name		
LDAP/JDAP Name		
DAP Meeting Date		
Agenda Item Number and Application Details		
Nature of Interest	Direct Pecuniary Interest* <input type="checkbox"/>	Tick where applicable (Definition overleaf)
	Indirect Pecuniary Interest* <input type="checkbox"/>	
	Impartiality Interest <input type="checkbox"/>	
	Proximity Interest* <input type="checkbox"/>	
Extent of Interest		
Signature		
Date	____/____/____	

* Members who disclose a pecuniary or proximity interest are not to be present during the consideration, discussion or vote on the matter.

Definitions – Nature of Interest

Conflicts of interest and disclosure procedures are identified in Part 3 of the *Development Assessment Panel Code of Conduct 2017*.

3.1 Definitions

In this section:

3.1.1 **close associate** of a DAP member means a person who:

- a. operates a business in partnership with the member, employs the member or is a beneficiary under a trust, or an object of a discretionary trust, of which the member is a trustee;
- b. is a body corporate;
- c. is a director, secretary or executive officer where the member holds shares with a total value exceeding \$10,000 or one per-cent of the total value of the issued share capacity of the body corporate, whichever is the lesser;
- d. is the spouse, de facto partner, child or close relative of the member; or
- e. has a relationship of a kind specified in any of paragraphs a to d in relation to the member's spouse or de-facto partner if the spouse or de-facto partner is living with the member.

3.1.2 For the purposes of this part, a DAP member has an interest in the matter if either -

- a. that DAP member; or
- b. a close associate of that DAP member,

has -

- i. a direct or indirect pecuniary interest in the matter; or
- ii. a proximity interest in the matter;
- iii. an impartiality interest in the matter.

Direct pecuniary interest is one where a person has an interest in a development application where it is reasonable to expect that the application, if dealt with by a DAP, will result in a financial gain, loss, benefit or detriment for the person.

Indirect pecuniary interest is one where it is reasonable to expect that a person may receive a benefit or incur a loss, measurable in monetary terms, as a consequence of a benefit received or loss incurred by another person who has a direct or indirect interest in the matter.

Impartiality interest means an interest that could, or could reasonably be perceived to, adversely affect the impartiality of a member with such an interest and includes an interest arising from kinship, friendship, partnership, or membership of an association, that is connected to a development application that is before the relevant DAP or which the member is aware may come before that DAP in future.

Proximity interest, in relation to a DAP member, means an interest of the member, or of a close associate of the member, in a development application if the application concerns land that is adjoining the person's land or is directly across a thoroughfare from the person's land.