



# Statutory Planning Information Sheet



## ***Dependent Person's Unit***

A dependent person's unit is defined as a "moveable building on the same lot as an existing dwelling and used to provide accommodation for a person dependent on a resident of the existing dwelling".

Being movable requires the unit to be able to be moved from place to place on more than one occasion and does not include a caravan, tent or vehicle. A dependent person's unit can only be provided where a person is dependent on a resident of the main dwelling by virtue of medical, economic or social reasons and the structure must be removed from the land when it is no longer being used by a person dependent on the resident of the main dwelling.



A planning permit may not be required for the construction and use of a dependent person's unit provided the unit meets the above definition and requirements and the following criteria is met:

- The moveable building is connected to reticulated sewerage, water and electricity or approved non reticulated alternative;
- There is no more than one dependent person's unit on the lot and Council is satisfied that the building is being used in accordance with the Mitchell Planning Scheme.

Other controls such as restrictions or covenants on title, building envelopes, Section 173 Agreements or other provisions of the planning scheme such as overlay controls may also restrict or prevent the use and development of a dependent person's unit, and a planning permit may be required in some instances. Additionally a building permit will always be required.

If you require confirmation in writing that no planning permit is required for a dependent person's unit, you will need to fill in a planning information request form and include the following information:

- A copy of the site plan, floor plan and elevations of the proposed dependent person's unit;
- A current copy of title for the property and copies of any restrictions / covenants / agreements listed on the title;
- Payment of the relevant fee;
- A statutory declaration confirming the following:
  - That the building will be removed once it is no longer required; and
  - An outline of the way in which the person who will occupy the unit is dependent on a resident of the main dwelling.

The process of establishing a dependent person's unit is not straightforward and it is always best to contact the Statutory Planning Unit on (03) 5734 6200 or by email at [mitchell@mitchellshire.vic.gov.au](mailto:mitchell@mitchellshire.vic.gov.au) to discuss your particular situation and proposal further.

-Images courtesy of google 2013.

### *Contact us:*

Phone: (03) 5734 6200 Website: [www.mitchellshire.vic.gov.au](http://www.mitchellshire.vic.gov.au)  
Fax: (03) 5734 6222 Email: [mitchell@mitchellshire.vic.gov.au](mailto:mitchell@mitchellshire.vic.gov.au)