

**From:** [REDACTED]  
**Sent:** Thu, 10 Sep 2015 17:54:21 +1000  
**To:** "ROBInquiry" <ROBInquiry@parliament.nsw.gov.au>  
**Subject:** Inquiry into the Regulation of Brothels - Transcript and Questions Taken On Notice - Public Hearing 1 September 2015  
**Attachments:** imagefa0abe.JPG; imagede08f0.PNG  
Dear Mr. Lewis,

I respond to the following questions for Marrickville Council, taken on notice at the public hearing held on Tuesday 1 September 2015.

Question

**Mr. Alex Greenwich:** *How does your Council deal with home – based sex work? Do you require a development application or any kind of planning consent?*

*I am not talking from a complaints perspective, I am talking about how the Council deals with it if there is a sex worker who is operating out of their home, whether the Council has an issue with that, what they require from that home – based sex worker.*

Response

The Marrickville Local Environment Plan confirms that the use 'home occupation (sex service)' is listed as prohibited development within the Local Government Area.

Therefore, there is no approvals process to formalise such a use as it is deemed prohibited development.

Question

**Ms. Eleni Petinos:** *I have the same question for both Councils if you do not mind and if something we touched on earlier with the department of Planning, can you tell us – if you cannot tell us now, can you please provide it at a late time – how many penalty notices have been issued in the last 5 years and how many brothel closure orders have been issued in the last 5 years by both Councils?*

Response

- A review of Council records for the past 5 years, has indicated that 4 Penalty Infringement Notices (PINS) have been issued by Council in relation to massage premises where evidence obtained indicated that they were operating as a brothel.
- For the number of brothel closure orders – Council has not issued any Brothel Closure Orders.
- For the number of orders issued – Council has issued 1 order, under the provisions of the Environment Planning and Assessment Act 1979, for an unauthorised brothel operating within the Local Government area.

I would be pleased to provide any additional information, should that be required.

Could you advise if and when transcripts of the entire hearing will be made available and if that would include evidence given during the closed sessions.

Kind regards