



New South Wales

Planning Legislation Amendment Bill 2019

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to make miscellaneous amendments to the *Environmental Planning and Assessment Act 1979* and instruments made under that Act and to make minor amendments to the *Land and Environment Court Act 1979*.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendment of Acts and instruments

Schedule 1.1 [1] and [2] amend section 3.20 of the *Environmental Planning and Assessment Act 1979* (the **Planning Act**) to provide that requirements or guidance as to the form or content of an environmental planning instrument that adopts the mandatory provisions of the standard instrument (a **standard local environmental plan**) may be included in a standard instrument order (currently the *Standard Instrument (Local Environmental Plans) Order 2006*). The amendments also provide that those requirements and guidance may be in the form of directions and that they continue to apply to a standard local environmental plan after the plan is made. The amendments also permit a standard instrument order to authorise minor consequential amendments to a standard local environmental plan when amendments to the order are automatically incorporated into the plan.

Schedule 1.1 [3] removes an inconsistency between the period specified in section 5.8 of the Planning Act as the minimum period for public examination of an environmental impact statement (being 30 days) and the mandatory community participation requirements that are specified in clause 11 of Schedule 1 to that Act (being 28 days).

Schedule 1.1 [4]–[6] bring provisions relating to applications for approval for staged State significant infrastructure into line with provisions relating to applications for consent for staged State significant development.

Schedule 1.1 [7] and [8] clarify that an occupation certificate may be issued for the occupation and use of a new part of a new building or a new part of an existing building.

Schedule 1.2 amends the *Land and Environment Court Act 1979* to make amendments consequential on the renumbering of the Planning Act by the *Environmental Planning and Assessment Amendment Act 2017* (the **2017 Amendment Act**).

Schedule 1.3 amends the *Standard Instrument (Local Environmental Plans) Order 2006* (the **Standard Instrument Order**) and the standard instrument for a principal local environmental plan set out at the end of the Order (the **Standard Instrument**).

Schedule 1.3 [1]–[3], [5], [6], [17]–[19] and [21] make amendments consequential on the renumbering of the Planning Act by the 2017 Amendment Act. **Schedule 1.3 [4]** omits a provision that is redundant because of the repeal of sections 64 and 65 of the Planning Act. **Schedule 1.3 [16]** is consequential on the 2017 Amendment Act changing references in the Planning Act from the Secretary to the Planning Secretary.

Schedule 1.3 [7] omits a reference to a repealed Part.

Schedule 1.3 [8] and [9] update a direction in the Standard Instrument Order to ensure that it reflects how standard local environmental plans are laid out.

Schedule 1.3 [10] updates a direction in the Standard Instrument to take account of new land uses included in the Standard Instrument by the *Standard Instrument (Local Environmental Plans) Amendment (Primary Production and Rural Development) Order 2019*.

Schedule 1.3 [11] inserts a new direction in the Standard Instrument to provide for how automatic incorporation of amendments is to occur if an amendment to the Standard Instrument requires a land use to be placed in 1 of 2 locations.

Schedule 1.3 [12] and [13] omit a direction requiring a land use to be placed in a certain location in a Land Use Table and instead places that land use in that location.

Schedule 1.3 [14] removes an incorrect note.

Schedule 1.3 [15], [20], [22] and [23] make amendments consequential on the repeal of the *Crown Lands Act 1989* and its replacement by the *Crown Land Management Act 2016*.

Schedule 1.4 corrects an incorrect adoption of a standard provision. Under section 3.20 of the Planning Act, a local environmental plan can adopt an optional provision of the Standard Instrument. However, when this is done the provision must be adopted in the form set out in the Standard Instrument. The proposed amendment re-adopts an optional provision that was incorrectly adopted. **Schedule 1.5** inserts a savings provision that protects any development consent granted based on the incorrectly adopted provision.

Schedule 1.6 moves an item in a heritage table so that it is correctly located.

Schedule 2 Amendments consequential on commencement of Environmental Planning and Assessment Amendment Act 2017

Schedule 2 makes amendments to a number of instruments consequential on the amendments made to the Planning Act by the 2017 Amendment Act and in particular the renumbering of the Planning Act.

Schedule 3 Amendments consequential on commencement of Crown Land Management Act 2016

Schedule 3 makes amendments to a number of environmental planning instruments consequential on the repeal of the *Crown Lands Act 1989* and the *Western Lands Act 1901* and their replacement by the *Crown Land Management Act 2016*.

Schedule 4 Amendments consequential on commencement of Standard Instrument (Local Environmental Plans) Amendment (Primary Production and Rural Development) Order 2019

Schedule 4 makes a consequential amendment to a number of standard local environmental plans as a result of amendments made to the Standard Instrument Order by the *Standard Instrument (Local Environmental Plans) Amendment (Primary Production and Rural Development) Order 2019*.

Schedule 5 Miscellaneous amendments to instruments that are generally in accordance with standard instrument

Schedule 5 amends 3 environmental planning instruments that are not standard local environmental plans but which are generally in accordance with standard local environmental plans. The amendments are consistent with the amendments proposed to be made to the Standard Instrument by Schedule 1.3.

Schedule 6 Miscellaneous amendments to standardised provisions of environmental planning instruments

Schedule 6 makes amendments to standardised provisions (being provisions that are not included in the Standard Instrument but which are similar in many standard local environmental plans) consequential on the renumbering of the Planning Act by the 2017 Amendment Act and the repeal of the *Crown Lands Act 1989* and its replacement by the *Crown Land Management Act 2016*.



New South Wales

Planning Legislation Amendment Bill 2019

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New South Wales

Planning Legislation Amendment Bill 2019

No. , 2019

A Bill for

An Act to make miscellaneous amendments to the *Environmental Planning and Assessment Act 1979* and instruments made under that Act and to make minor amendments to the *Land and Environment Court Act 1979*.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Planning Legislation Amendment Act 2019*.

2 Commencement

- (1) This Act commences on 18 September 2019, except as provided by subsections (2) and (3).
- (2) Schedule 1.3 [10] and [11] are taken to have commenced immediately before the commencement of the *Standard Instrument (Local Environmental Plans) Amendment (Primary Production and Rural Development) Order 2019*.
- (3) Schedule 1.4 is taken to have commenced immediately before the commencement of *Blacktown Local Environmental Plan 2015 (Amendment No 7)*.

Schedule 1	Amendment of Acts and instruments	1
1.1	Environmental Planning and Assessment Act 1979 No 203	2
[1]	Section 3.20 Standardisation of environmental planning instruments	3
	Insert after section 3.20 (4):	4
	(4A) A standard instrument may include requirements or guidance as to the form or content of an environmental planning instrument that adopts the mandatory provisions of the standard instrument including requirements or guidance as to the form or content of a non-mandatory provision.	5 6 7 8
	(4B) The requirements and guidance may be in the form of directions or otherwise.	9
	(4C) The requirements, as amended from time to time, apply to an environmental planning instrument that has adopted the mandatory provisions of the standard instrument even if those requirements are not reproduced in the environmental planning instrument.	10 11 12 13
[2]	Section 3.20 (7) and (7A)	14
	Omit section 3.20 (7). Insert instead:	15
	(7) A standard instrument may provide that a provision is a mandatory provision only in the circumstances specified in the instrument.	16 17
	(7A) A standard instrument may authorise the following amendments to be made to an environmental planning instrument when amendments to the standard instrument are taken to be adopted by the environmental planning instrument under subsection (4):	18 19 20 21
	(a) the addition or removal of punctuation to avoid incorrect punctuation in the environmental planning instrument,	22 23
	(b) the renumbering of a provision in the environmental planning instrument to avoid a duplication in numbering or incorrect numbering,	24 25
	(c) minor amendments of a kind prescribed by the regulations.	26
[3]	Section 5.8 Publicity and examination of environmental impact statements	27
	Omit “30 days” from section 5.8 (1).	28
	Insert instead “the period specified in clause 11 of Schedule 1”.	29
[4]	Sections 5.11, definition of “approved State significant infrastructure”, 5.20 (2) and (3), 5.21 and 5.25 (1), definition of “Minister’s approval”	30 31
	Omit “staged infrastructure application” wherever occurring.	32
	Insert instead “concept infrastructure application”.	33
[5]	Division 5.2, Subdivision 3, heading	34
	Omit “Staged”. Insert instead “Concept”.	35
[6]	Section 5.20 Concept infrastructure applications	36
	Omit section 5.20 (1). Insert instead:	37
	(1) For the purposes of this Division, a <i>concept infrastructure application</i> is an application for approval of State significant infrastructure that sets out concept proposals for the proposed infrastructure, and for which detailed proposals for	38 39 40

the infrastructure or for separate parts of the infrastructure are to be the subject of a subsequent application or applications.	1 2
(1A) In the case of staged infrastructure, the concept infrastructure application may set out detailed proposals for the first stage of the infrastructure.	3 4
[7] Section 6.4 Kinds of certificates under this Part	5
Omit “new” from section 6.4 (c) (i).	6
[8] Section 6.4 (c) (i)	7
Insert after the subparagraph:	8
Note. The definition of <i>building</i> in section 1.4 (1) includes part of a building and a structure. An occupation certificate can therefore authorise the occupation and use of part of a building. It can also authorise the occupation and use of part of a partially completed building because a partially completed building is a structure.	9 10 11 12
1.2 Land and Environment Court Act 1979 No 204	13
[1] Section 17 Class 1—environmental planning and protection appeals	14
Omit “sections 75K, 75L, 75Q, 75W (5), 95A, 96, 96A, 97, 97AA, 98, 98A, 109K, 121ZK, 121ZM, 121ZS and 149F of” from section 17 (d).	15 16
Insert instead “sections 4.54, 4.55, 4.57, 8.7, 8.8, 8.9, 8.10, 8.16, 8.17, 8.18, 8.21, 8.22, 8.23 and 8.25 of, and clause 35 of Schedule 5 to,”.	17 18
[2] Section 19 Class 3—land tenure, valuation, rating and compensation matters	19
Omit “sections 96A (7) and 121ZL” from section 19 (g).	20
Insert instead “sections 4.57 (7) and 8.19”.	21
[3] Section 20 Class 4—environmental planning and protection, development contract and strata renewal plan civil enforcement	22 23
Omit “section 35” from section 20 (1) (b). Insert instead “section 3.27”.	24
[4] Section 20 (1) (c)	25
Omit “section 123”. Insert instead “section 9.45”.	26
[5] Section 21 Class 5—environmental planning and protection summary enforcement	27
Omit “section 127” from section 21 (f). Insert instead “section 9.57”.	28
[6] Section 25A Application of Division	29
Omit “section 102” from section 25A (3). Insert instead “section 4.60”.	30
[7] Section 25C Orders for validity of development consents	31
Omit “section 103” from section 25C (2). Insert instead “section 4.61”.	32
[8] Section 34AA Mandatory conciliation and arbitration	33
Omit “section 97 or 97AA” from section 34AA (1). Insert instead “section 8.7 or 8.9”.	34
[9] Section 34A Proceedings to which on-site hearing procedures apply	35
Omit “section 97” wherever occurring in section 34A (1) (c), (2) and (2A).	36
Insert instead “section 8.7”.	37

[10] Section 34A (1) (c1)	1
Omit “section 97AA”. Insert instead “section 8.9”.	2
[11] Section 34A (1) (d)	3
Omit “section 121ZK”. Insert instead “section 8.18”.	4
[12] Section 34A (1) (e)	5
Omit “section 149F”. Insert instead “section 8.25”.	6
1.3 Standard Instrument (Local Environmental Plans) Order 2006	7
[1] Clause 2 Purpose of Order	8
Omit the note to the clause. Insert instead:	9
Note. Under section 3.20 of the Act, an environmental planning instrument may be made in the form of a declaration that the applicable mandatory provisions of a standard instrument are adopted and the prescription of matters required to be prescribed for the purposes of the application of the mandatory provisions and the prescription of other permitted matters.	10 11 12 13 14
[2] Clauses 2, 8 (3), definition of “amending order” and 9 (3)	15
Omit “section 33A” wherever occurring. Insert instead “section 3.20”.	16
[3] Clause 4 Mandatory provisions of the standard instrument	17
Omit “section 33A (4)” from the note to the clause. Insert instead “section 3.20 (4)”.	18
[4] Clause 8 Application of amending orders	19
Omit clause 8 (2).	20
[5] Standard instrument, clause 1.2 (1)	21
Omit “section 33A”. Insert instead “section 3.20”.	22
[6] Standard instrument, clause 1.9 (1)	23
Omit “section 36”. Insert instead “section 3.28”.	24
[7] Standard instrument, clause 2.3, note 2	25
Omit “or, if applicable, Part 3A of the Act”.	26
[8] Standard instrument, Land Use Table	27
Insert “in alphabetical order” after “particular uses” in paragraph (a) of Direction 3.	28
[9] Standard instrument, Land Use Table, Direction 3	29
Insert after paragraph (c):	30
(d) particular uses in alphabetical order followed by the words “Any other development not specified in item [<i>specify item number or numbers</i>]”,	31 32
[10] Standard instrument, Land Use Table, Direction 5	33
Insert the following in alphabetical order:	34
; Oyster aquaculture	35
Pig farms;	36
Pond-based aquaculture;	37

Poultry farms;	1
Tank-based aquaculture;	2
[11] Standard instrument, Land Use Table, Direction 6	3
Insert after Direction 5:	4
Direction 6. A direction in this Land Use Table that requires a land use to be included as either “Permitted without consent” or “Permitted with consent” in a particular zone is taken to be a direction that the land use be included as “Permitted with consent” but only:	5
(a) for the purposes of the automatic adoption of amendments to the mandatory provisions of this standard instrument by a local environmental plan that has adopted those mandatory provisions (a standard plan), and	6
(b) if the direction commences after the commencement of the standard plan.	7
[12] Standard instrument, Land Use Table	8
Omit the direction from the matter relating to Zone SP1 Special Activities.	9
[13] Standard instrument, Land Use Table	10
Insert “Aquaculture;” before “The purpose” in item 3 of the matter relating to Zone SP1 Special Activities.	11
[14] Standard instrument, clause 3.1	12
Omit the note to the clause.	13
[15] Standard instrument, clauses 3.3 (2), paragraph (i) of the definition of “environmentally sensitive area for exempt or complying development” and 5.2 (5) (c)	14
Omit “ <i>Crown Lands Act 1989</i> ” wherever occurring.	15
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	16
[16] Standard instrument, clauses 4.6 (4) (b) and (5) and 5.14 (2) (e), (5), (7) and (10)	17
Omit “Secretary” wherever occurring. Insert instead “Planning Secretary”.	18
[17] Standard instrument, clause 5.1 (1)	19
Omit “section 27”. Insert instead “section 3.15”.	20
[18] Standard instrument, clause 5.1 (2)	21
Omit “section 8” from the table to the subclause. Insert instead “section 2.5”.	22
[19] Standard instrument, clause 5.1 (2), direction	23
Omit “section 26 (1) (c)”. Insert instead “section 3.14 (1) (c)”.	24
[20] Standard instrument, clause 5.2 (1), note	25
Omit “roads, Crown reserves and commons”.	26
Insert instead “roads and certain Crown land”.	27
[21] Standard instrument, Dictionary, definition of “bush fire prone land”, note	28
Omit “section 146 (2)”. Insert instead “section 10.3 (2)”.	29
[22] Standard instrument, Dictionary, definition of “Crown reserve”	30
Omit the definition.	31

[23] Standard instrument, Dictionary, definition of “public land”, note	1
Omit the note.	2
1.4 Blacktown Local Environmental Plan 2015 (Amendment No 7)	3
Schedule 1 Amendment of Blacktown Local Environmental Plan 2015	4
Omit Schedule 1 [10]. Insert instead:	5
[10] Clause 4.1AA	6
Insert after clause 4.1:	7
4.1AA Minimum subdivision lot size for community title schemes	8
(1) The objectives of this clause are as follows:	9
(a) to ensure that community title schemes maintain minimum lot sizes in low density residential areas,	10 11
(b) to ensure that development is compatible with the dwelling density and character of the surrounding area,	12 13
(c) to ensure that lots in community title schemes are appropriate for the capacity of infrastructure and services.	14 15
(2) This clause applies to a subdivision (being a subdivision that requires development consent) under the <i>Community Land Development Act 1989</i> of land in any of the following zones:	16 17 18
(a) Zone R2 Low Density Residential,	19
but does not apply to a subdivision by the registration of a strata plan.	20
(3) The size of any lot resulting from a subdivision of land to which this clause applies (other than any lot comprising association property within the meaning of the <i>Community Land Development Act 1989</i>) is not to be less than the minimum size shown on the Lot Size Map in relation to that land.	21 22 23 24 25
(3A) If a lot is a battle-axe lot or other lot with an access handle, the area of the access handle is not to be included in calculating the lot size.	26 27
(4) This clause applies despite clause 4.1.	28
1.5 Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017	29 30
Part 6	31
Insert after Part 5:	32
Part 6 Provision consequent on Planning Legislation Amendment Act 2019	33 34
26 Incorrect adoption of clause 4.1AA of Blacktown LEP 2015	35
Any development consent granted, before the commencement of Schedule 1.4 to the <i>Planning Legislation Amendment Act 2019</i> , in reliance on clause 4.1AA of <i>Blacktown Local Environmental Plan 2015</i> in the form in which that clause was purported to be inserted into that Plan by <i>Blacktown Local Environmental Plan 2015 (Amendment No 7)</i> is not invalidated because that clause was not	36 37 38 39 40

actually inserted or because that clause was actually inserted in some other form.	1 2
1.6 Yass Valley Local Environmental Plan 2013	3
Schedule 5 Environmental heritage	4
Move item no I234 to be in appropriate order in Part 1.	5

Schedule 2	Amendments consequential on commencement of Environmental Planning and Assessment Amendment Act 2017	1 2 3
2.1	Auburn Local Environmental Plan 2010	4
	Clause 6.8 Arrangements for contributions to designated State public infrastructure (Carter Street Priority Precinct)	5 6
	Omit “section 93C” from clause 6.8 (4) (b). Insert instead “section 7.1”.	7
2.2	Bathurst Regional Local Environmental Plan 2014	8
[1]	Clause 6.1 Arrangements for designated State public infrastructure	9
	Omit “section 93C” from clause 6.1 (4). Insert instead “section 7.1”.	10
[2]	Schedule 2 Exempt development	11
	Omit “section 106” from clause 18.2 (3). Insert instead “section 4.65”.	12
2.3	Environmental Planning and Assessment Regulation 2000	13
[1]	Clause 3 Definitions	14
	Omit the definition of <i>fire safety order</i> from clause 3 (1). Insert instead:	15
	<i>fire safety order</i> means a development control order referred to in Part 2 of Schedule 5 to the Act.	16 17
[2]	Clause 3 (1), definition of “relevant submission period”	18
	Omit “that has been notified as required by section 79 (1) of the Act” from paragraph (c).	19
[3]	Clause 3 (1), definition of “relevant submission period”	20
	Omit “that has been notified as required by section 79A (1) of the Act” from paragraph (e).	21
[4]	Clause 3 (1), definition of “relevant submission period”	22
	Omit “referred to in section 79A (2) of the Act” from paragraph (f).	23
[5]	Clause 78 Information to be contained in notice for designated development	24
	Omit “30 days” from clause 78 (2). Insert instead “28 days”.	25
[6]	Clause 257 Fee for review of determination of development application	26
	Omit “a request for a review of a determination under section 82A of the Act”.	27
	Insert instead “an application for review under section 8.3 of the Act of a determination referred to in section 8.2 (1) (a) of the Act”.	28 29
[7]	Clause 257	30
	Omit “given under section 82A of the Act”. Insert instead “given under clause 113A”.	31
[8]	Clause 257A Fee for review of decision to reject a development application	32
	Omit “under section 8.2 (1) (c) for a review of a decision”.	33
	Insert instead “for review under section 8.3 of the Act of a decision referred to in section 8.2 (1) (c) of the Act”.	34 35

[9] Clause 258A Fee for review of modification application	1
Omit “under section 8.9 for a review of a decision”.	2
Insert instead “for review under section 8.3 of the Act of a determination referred to in section 8.2 (1) (b) of the Act”.	3 4
2.4 Gloucester Local Environmental Plan 2010	5
Clause 6.3 Industrial release area—satisfactory arrangements for the provision of State and regional roads	6 7
Omit “section 93C” from clause 6.3 (1). Insert instead “section 7.1”.	8
2.5 Goulburn Mulwaree Local Environmental Plan 2009	9
Clause 6.1 Arrangements for designated State public infrastructure	10
Omit “section 93C” from clause 6.1 (1). Insert instead “section 7.1”.	11
2.6 Hawkesbury Local Environmental Plan 2012	12
[1] Clause 5.13A Arrangements for certain designated State public infrastructure	13
Omit “section 93C” from clause 5.13A (4). Insert instead “section 7.1”.	14
[2] Clause 6.8 Arrangements for designated State public infrastructure	15
Omit “section 93C” from clause 6.8 (3) (b). Insert instead “section 7.1”.	16
2.7 Lake Macquarie Local Environmental Plan 2014	17
[1] Clause 5.1A Development on land intended to be acquired for public purposes	18
Omit “section 8” from the table to the clause. Insert instead “section 2.5”.	19
[2] Clause 6.1 Arrangements for designated State public infrastructure	20
Omit “section 93C” from clause 6.1 (4). Insert instead “section 7.1”.	21
2.8 Liverpool Local Environmental Plan 2008	22
[1] Clause 5.1A Development on land intended to be acquired for a public purpose	23
Omit “section 8” from the table to the clause. Insert instead “section 2.5”.	24
[2] Clause 6.3 Application of Part	25
Omit “section 93C”. Insert instead “section 7.1”.	26
[3] Clause 7.36 Arrangements for infrastructure arising out of development of intermodal terminal at Casula and Moorebank	27 28
Omit “section 93C” from clause 7.36 (3). Insert instead “section 7.1”.	29
2.9 Liverpool Plains Local Environmental Plan 2011	30
[1] Clause 5.10 Heritage conservation	31
Omit “section 79C” from note 2 to the clause. Insert instead “section 4.15”.	32

[2] Clause 6.1 Arrangements for designated State public infrastructure	1
Omit “section 93C” from clause 6.1 (4). Insert instead “section 7.1”.	2
2.10 Marrickville Local Environmental Plan 2011	3
Clause 6.18 Arrangements for designated State public infrastructure in relation to development on certain land at Victoria Road, Marrickville	4
Omit “section 93C” from clause 6.18 (4) (a). Insert instead “section 7.1”.	5
2.11 Newcastle Local Environmental Plan 2012	6
Clause 8.1 Arrangements for designated State public infrastructure	7
Omit “section 93C” from clause 8.1 (4). Insert instead “section 7.1”.	8
2.12 Ryde Local Environmental Plan 2010	9
[1] Clause 1.9A Suspension of covenants, agreements and instruments	10
Omit “section 28” from clause 1.9A (5). Insert instead “section 3.16”.	11
[2] Clause 5.1A Development on land intended to be acquired for a public purpose	12
Omit “section 8” from the table to the clause. Insert instead “section 2.5”.	13
2.13 Ryde Local Environmental Plan 2014	14
Clause 6.10 Arrangements for contributions to designated State public infrastructure	15
Omit “section 93C” from clause 6.10 (4) (b). Insert instead “section 7.1”.	16
2.14 Wagga Wagga Local Environmental Plan 2010	17
Clause 6.1 Arrangements for designated State public infrastructure	18
Omit “section 93C” from clause 6.1 (5). Insert instead “section 7.1”.	19
2.15 Willoughby Local Environmental Plan 2012	20
[1] Clause 6.8 Affordable housing	21
Omit “Section 94F” and “section 94G” from the note to clause 6.8 (4).	22
Insert instead “Section 7.32” and “section 7.33”, respectively.	23
[2] Clause 6.14 Willoughby Market Gardens	24
Omit “section 74D” from clause 6.14 (2). Insert instead “section 3.44”.	25
2.16 Wyong Local Environmental Plan 2013	26
Clause 6.1 Arrangements for designated State public infrastructure	27
Omit “section 93C” from clause 6.1 (5). Insert instead “section 7.1”.	28
	29
	30

Schedule 3	Amendments consequential on commencement of Crown Land Management Act 2016	1
		2
3.1	Ballina Local Environmental Plan 1987	3
	Clause 38 Classification and reclassification of public land	4
	Omit “ <i>Crown Lands Act 1989</i> ” from clause 38 (5) (c).	5
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	6
3.2	Bega Valley Local Environmental Plan 2002	7
[1]	Clause 42 Parks plan of management	8
	Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	9
[2]	Clause 68 Reclassification of public land as operational land	10
	Omit “ <i>Crown Lands Act 1989</i> ” from clause 68 (2) (b).	11
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	12
3.3	Blue Mountains Local Environmental Plan 2005	13
[1]	Clause 107 Access to public buildings and public land	14
	Omit “a Crown reserve under the <i>Crown Lands Act 1989</i> ”.	15
	Insert instead “dedicated or reserved Crown land under the <i>Crown Land Management Act 2016</i> ”.	16
		17
[2]	Dictionary	18
	Omit “ <i>Crown Lands Act 1989</i> ” from the definition of <i>plan of management</i> .	19
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	20
[3]	Dictionary, definition of “public land”	21
	Omit paragraphs (b)–(d). Insert instead:	22
	(b) land to which the <i>Crown Land Management Act 2016</i> applies, or	23
3.4	Botany Local Environmental Plan 1995	24
	Clause 39 Classification and reclassification of public land	25
	Omit “ <i>Crown Lands Act 1989</i> ” from clause 39 (5) (c).	26
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	27
3.5	Byron Local Environmental Plan 1988	28
	Clause 96 Suspension of covenants, agreements and instruments	29
	Omit clause 96 (2) (b). Insert instead:	30
	(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	31
		32

3.6 Campbelltown Local Environmental Plan 1995—Classification of Public Land	1
	2
Clause 4 Classification and reclassification of public land as operational	3
Omit “ <i>Crown Lands Act 1989</i> ” from clause 4 (2) (b).	4
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	5
3.7 Canada Bay Local Environmental Plan 2013	6
Schedule 2 Exempt development	7
Omit “Part 4 of the <i>Crown Lands Act 1989</i> ” wherever occurring.	8
Insert instead “Part 5 of the <i>Crown Land Management Act 2016</i> ”.	9
3.8 Coffs Harbour City Local Environmental Plan 2000	10
[1] Clause 9 How does the development control table work?	11
Omit “ <i>Crown Lands Act 1989</i> ” from item 2 beneath the heading “ Open Space 6A Public Recreation Zone ”.	12
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	13
	14
[2] Clause 19A Land zoned Special Uses 5A Community Purposes	15
Omit “ <i>Crown Lands Act 1989</i> ” from clause 19A (a) (ii).	16
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	17
3.9 Eurobodalla Rural Local Environmental Plan 1987	18
Clause 37 Classification and reclassification of public land	19
Omit “ <i>Crown Lands Act 1989</i> ” from clause 37 (5) (c).	20
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	21
3.10 Fairfield Local Environmental Plan 1994	22
Clause 27 Classification or reclassification of public land	23
Omit “ <i>Crown Lands Act 1989</i> ” from clause 27 (3) (b).	24
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	25
3.11 Forbes Local Environmental Plan 1986	26
Clause 24 Classification and reclassification of public land	27
Omit “ <i>Crown Lands Act 1989</i> ” from clause 24 (5) (c).	28
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	29
3.12 Lake Macquarie Local Environmental Plan 2004	30
[1] Clause 61 Classification and reclassification of public land as operational land	31
Omit “ <i>Crown Lands Act 1989</i> ” from clause 61 (2) (c).	32
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	33

[2] Clause 84 Suspension of covenants, agreements and instruments	1
Omit clause 84 (2) (b). Insert instead:	2
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	3 4
[3] Clause 105 Suspension of covenants, agreements and instruments	5
Omit clause 105 (2) (b). Insert instead:	6
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	7 8
[4] Clause 130 Suspension of covenants, agreements and instruments	9
Omit clause 130 (2) (b). Insert instead:	10
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	11 12
[5] Clause 154 Suspension of covenants, agreements and instruments	13
Omit clause 154 (2) (b). Insert instead:	14
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	15 16
3.13 Murray Regional Environmental Plan No 2—Riverine Land	17
Clause 13 Planning Control and Consultation Table	18
Omit “the <i>Western Lands Act 1901</i> ” wherever occurring in the matter relating to “DESTRUCTION OF NATIVE VEGETATION” and “WETLAND FILLING, DREDGING, DRAINING OR CLEARING”.	19 20 21
Insert instead “Schedule 3 to the <i>Crown Land Management Act 2016</i> ”.	22
3.14 Penrith Local Environmental Plan No 255—Exempt and Complying Development	23
Clause 2 Area covered by this plan	24 25
Omit “ <i>Crown Lands Act 1989</i> ” from clause 2 (2) (h).	26
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	27
3.15 Shellharbour Local Environmental Plan 2000	28
Clause 81 Classification or reclassification of public land as operational land	29
Omit “ <i>Crown Lands Act 1989</i> ” from clause 81 (2) (b).	30
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	31
3.16 Shellharbour Rural Local Environmental Plan 2004	32
Clause 82 Suspension of covenants, agreements and instruments	33
Omit clause 82 (2) (b). Insert instead:	34
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	35 36

3.17 Singleton Local Environmental Plan 1996	1
[1] Clause 9 How are terms defined in this plan?	2
Omit the note to the definition of <i>public land</i> in clause 9 (1).	3
[2] Clause 39 Classification and reclassification of public land	4
Omit “ <i>Crown Lands Act 1989</i> ” from clause 39 (5) (c).	5
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	6
3.18 State Environmental Planning Policy No 21—Caravan Parks	7
Clause 9 Subdivision of caravan parks for lease purposes	8
Omit “ <i>Crown Lands Act 1989</i> ” from clause 9 (4).	9
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	10
3.19 State Environmental Planning Policy No 33—Hazardous and Offensive Development	11
[1] Clause 10 Western Division—development consent required	13
Omit “Western Lands Commissioner” from clause 10 (2) (b). Insert instead “Minister”.	14
[2] Clause 10 (4)	15
Omit “ <i>Western Lands Act 1901</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	16
3.20 State Environmental Planning Policy No 36—Manufactured Home Estates	17
Dictionary	19
Omit the definition of <i>Crown reserve</i> . Insert instead:	20
<i>Crown reserve</i> has the same meaning as it has in Division 12.5 of the <i>Crown Land Management Act 2016</i> .	21
	22
3.21 State Environmental Planning Policy No 55—Remediation of Land	23
Clauses 9 (f), 10 (1) (b) (ii), 16 (1) and 17 (2)	24
Omit “Western Lands Commissioner” wherever occurring. Insert instead “Minister”.	25
3.22 State Environmental Planning Policy (Affordable Rental Housing) 2009	26
Clause 9 Suspension of covenants, agreements and instruments	27
Omit clause 9 (2) (b). Insert instead:	28
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	29
	30
3.23 State Environmental Planning Policy (Exempt and Complying Development Codes) 2008	31
[1] Clause 1.5 Interpretation—general	33
Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area</i> in clause 1.5 (1).	34
	35

Insert instead “ <i>Crown Land Management Act 2016</i> ”.	1
[2] Clause 1.20 Suspension of covenants, agreements and instruments	2
Omit clause 1.20 (2) (d). Insert instead:	3
(d) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	4 5
[3] Clause 2.117 Specified development	6
Omit “ <i>Crown Lands Act 1989</i> ” from clause 2.117 (c).	7
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	8
[4] Clause 2.121 Specified development	9
Omit “ <i>Crown Lands Act 1989</i> ” from clause 2.121 (c).	10
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	11
3.24 State Environmental Planning Policy (Kurnell Peninsula) 1989	12
[1] Clause 32A Suspension of covenants, agreements and instruments on land within Zones RE1, E2 and E4	13 14
Omit clause 32A (2) (b). Insert instead:	15
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	16 17
[2] Clause 35 What is exempt development?	18
Omit “ <i>Crown Lands Act 1989</i> ” from clause 35 (3) (c).	19
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	20
[3] Clause 36 What is complying development?	21
Omit “ <i>Crown Lands Act 1989</i> ” from clause 36 (3) (d).	22
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	23
3.25 State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007	24 25
[1] Clause 3 Interpretation	26
Omit the definition of <i>Commissioner</i> from clause 3 (2).	27
[2] Clause 3 (2), definition of “environmentally sensitive area of State significance”	28
Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (h).	29
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	30
[3] Clause 3 (2), definition of “Western Division”	31
Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	32
[4] Clause 3A Consent authority	33
Omit “Commissioner” from clause 3A (b). Insert instead “Minister”.	34

3.26 State Environmental Planning Policy (Penrith Lakes Scheme) 1989	1
Clause 6B Suspension of covenants, agreements and instruments	2
Omit clause 6B (2) (b). Insert instead:	3
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	4 5
3.27 State Environmental Planning Policy (State and Regional Development) 2011	6 7
Clause 4 Definitions	8
Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area of State significance</i> in clause 4 (1).	9 10
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	11
3.28 State Environmental Planning Policy (State Significant Precincts) 2005	12
[1] Schedule 3 State significant precincts	13
Omit clause 27 (2) (b) from Part 22. Insert instead:	14
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	15 16
[2] Schedule 3, Part 24, clause 26 (2) (b)	17
Omit the paragraph. Insert instead:	18
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	19 20
[3] Schedule 3, Part 26, clause 19 (2) (b)	21
Omit the paragraph. Insert instead:	22
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	23 24
[4] Schedule 3, Part 31, clause 38 (2) (b)	25
Omit the paragraph. Insert instead:	26
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	27 28
3.29 State Environmental Planning Policy (Sydney Region Growth Centres) 2006	29 30
[1] Appendices 1–12	31
Omit clause 1.9A (2) (b), wherever occurring. Insert instead:	32
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	33 34
[2] Appendices 1–14	35
Omit “roads, Crown reserves and commons” from the note to clause 5.2 (1).	36
Insert instead “roads and certain Crown land”.	37

[3] Appendices 1–15	1
Omit “ <i>Crown Lands Act 1989</i> ” from clause 5.2 (5) (c), wherever occurring.	2
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	3
[4] Appendices 13 and 14	4
Omit clause 1.9A (2) (d), wherever occurring. Insert instead:	5
(d) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	6 7
[5] Dictionary	8
Omit the definition of <i>Crown reserve</i> .	9
[6] Dictionary, definition of “public land”	10
Omit the note.	11
3.30 State Environmental Planning Policy (Three Ports) 2013	12
Clause 10 Suspension of covenants, agreements and instruments	13
Omit clause 10 (2) (b). Insert instead:	14
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	15 16
3.31 Sutherland Shire Local Environmental Plan 2006	17
[1] Clause 9 Suspension of covenants and agreements	18
Omit clause 9 (3) (b). Insert instead:	19
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	20 21
[2] Clause 13A Environmentally sensitive areas excluded	22
Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area for exempt or complying development</i> in clause 13A (2).	23 24
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	25
[3] Clause 25 Classification and reclassification of public land	26
Omit “ <i>Crown Lands Act 1989</i> ” from clause 25 (5) (c).	27
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	28
[4] Clause 82 Suspension of covenants, agreements and instruments	29
Omit clause 82 (2) (b). Insert instead:	30
(b) to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or	31 32
3.32 Sutherland Shire Local Environmental Plan 2015	33
Schedule 1 Additional permitted uses	34
Insert “former” before “ <i>Crown Lands (Continued Tenures) Act 1989</i> ” in clause 2 (1).	35

3.33 Sydney Local Environmental Plan 2005	1
Dictionary	2
Omit “ <i>Crown Lands Act 1989</i> ” from the definition of <i>plan of management</i> .	3
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	4
3.34 Sydney Regional Environmental Plan No 33—Cooks Cove	5
Clause 20 Management of open space	6
Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	7
3.35 Tweed Local Environmental Plan 2000	8
[1] Clause 9 Exempt development	9
Omit “ <i>Crown Lands Act 1989</i> ” from clause 9 (2) (c) (iv).	10
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	11
[2] Clause 10 Complying development	12
Omit “ <i>Crown Lands Act 1989</i> ” from clause 10 (2) (c) (xi).	13
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	14
3.36 Walgett Local Environmental Plan 2013	15
Schedule 1 Additional permitted uses	16
Omit “lease under the <i>Western Lands Act 1901</i> ” from paragraph (c) of the definition of <i>residential mineral claim</i> in clause 12 (3).	17
Insert instead “Western lands lease within the meaning of Schedule 3 to the <i>Crown Land Management Act 2016</i> ”.	18
3.37 Warringah Local Environmental Plan 2000	21
Dictionary	22
Omit “ <i>Crown Lands Act 1989</i> ” from the definition of <i>plan of management</i> .	23
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	24
3.38 Warringah Local Environmental Plan 2011	25
Schedule 2 Exempt development	26
Omit subclause (3) of the matter relating to “ Outdoor eating areas (associated with an approved restaurant) ”.	27
3.39 Wollongong Local Environmental Plan 1990	29
Clause 37B Classification and reclassification of public land as operational land	30
Omit “ <i>Crown Lands Act 1989</i> ” from clause 37B (4) (c).	31
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	32

3.40 Yarrowlumla Local Environmental Plan 2002

1

Clauses 13 (3) (c) (v) and 14 (3) (g) and Dictionary, definition of “1995 holding”

2

Omit “*Crown Lands Act 1989*” wherever occurring.

3

Insert instead “*Crown Land Management Act 2016*”.

4

Schedule 4 Amendments consequential on commencement of Standard Instrument (Local Environmental Plans) Amendment (Primary Production and Rural Development) Order 2019

Land Use Table amendments

For each local environmental plan specified in the table below, omit “Any development” and insert instead “Any other development” wherever occurring in the parts of the Land Use Table specified opposite each local environmental plan.

Name of local environmental plan	Parts of Land Use Table to be amended
<i>Ballina Local Environmental Plan 2012</i>	item 4—Zones B5 and B6
<i>Bankstown Local Environmental Plan 2015</i>	item 4—Zones R3, R4 and B1
<i>Bega Valley Local Environmental Plan 2013</i>	item 4—Zone B5
<i>Blacktown Local Environmental Plan 2015</i>	item 4—Zones R3 and R4
<i>Blue Mountains Local Environmental Plan 2015</i>	item 4—Zones R3, B1, B2, B7, IN1 and IN2
<i>Campbelltown Local Environmental Plan 2015</i>	item 4—Zones RU5, RU6, R3, R4, B1, B2, B3, B4, B5, B7, IN1 and IN2
<i>Canada Bay Local Environmental Plan 2013</i>	item 4—Zone R4
<i>Canterbury Local Environmental Plan 2012</i>	item 4—Zones R3 and R4
<i>Cessnock Local Environmental Plan 2011</i>	item 4—Zone RU5
<i>Cowra Local Environmental Plan 2012</i>	item 4—Zones IN1 and IN2
<i>Eurobodalla Local Environmental Plan 2012</i>	item 4—Zones RU5, R3, B1, B2, B4, B5 and IN1
<i>Fairfield Local Environmental Plan 2013</i>	item 4—Zone RU5
<i>Glen Innes Severn Local Environmental Plan 2012</i>	item 4—Zone IN2
<i>Gloucester Local Environmental Plan 2010</i>	item 4—Zones RU5, R3, B4 and IN3
<i>Gosford Local Environmental Plan 2014</i>	item 4—Zone RU5
<i>Great Lakes Local Environmental Plan 2014</i>	item 4—Zones IN1 and IN2
<i>Griffith Local Environmental Plan 2014</i>	item 4—Zones RU6 and B1
<i>Hawkesbury Local Environmental Plan 2012</i>	item 4—Zones RU5 and R3
<i>Holroyd Local Environmental Plan 2013</i>	item 4—Zones R3, R4 and B1
<i>Hornsby Local Environmental Plan 2013</i>	item 4—Zones R3 and R4
<i>Hunters Hill Local Environmental Plan 2012</i>	item 4—Zones R3, B1 and B4
<i>Hurstville Local Environmental Plan 2012</i>	item 4—Zone R3
<i>Kogarah Local Environmental Plan 2012</i>	item 4—Zones R3 and R4
<i>Ku-ring-gai Local Environmental Plan 2015</i>	item 4—Zones R3, R4 and B4
<i>Ku-ring-gai Local Environmental Plan (Local Centres) 2012</i>	item 4—Zones R3 and R4
<i>Lake Macquarie Local Environmental Plan 2014</i>	item 4—Zone RU6

Name of local environmental plan	Parts of Land Use Table to be amended
<i>Lane Cove Local Environmental Plan 2009</i>	item 4—Zones R3, R4, B1, B2, B3, B4 and IN2
<i>Lithgow Local Environmental Plan 2014</i>	item 4—Zones RU5, B1, B6, B7, IN1, IN2 and IN3
<i>Liverpool Local Environmental Plan 2008</i>	item 4—Zones R3, R4, B1, B2, B3, B4, B5, B6, IN1, IN2 and IN3
<i>Mosman Local Environmental Plan 2012</i>	item 4—Zones R3, B2 and B6
<i>Muswellbrook Local Environmental Plan 2009</i>	item 4—Zones B2, B5, IN1 and IN2
<i>Newcastle Local Environmental Plan 2012</i>	item 4—Zones R3, R4, B3 and IN2
<i>North Sydney Local Environmental Plan 2013</i>	item 4—Zones R3, R4, B1, B3, B4 and IN2
<i>Oberon Local Environmental Plan 2013</i>	item 4—Zone RU6
<i>Orange Local Environmental Plan 2011</i>	item 4—Zones RU5 and B1
<i>Palerang Local Environmental Plan 2014</i>	item 4—Zone B2
<i>Parramatta Local Environmental Plan 2011</i>	item 4—Zones R3, R4 and B3
<i>Penrith Local Environmental Plan 2010</i>	item 4—Zones R3, B2, B6 and B7
<i>Pittwater Local Environmental Plan 2014</i>	item 4—Zones R3, B1, B2, B4, B6, B7 and IN2
<i>Port Stephens Local Environmental Plan 2013</i>	item 4—Zones RU5, R3, B2, B7, IN1 and IN2
<i>Queanbeyan Local Environmental Plan 2012</i>	item 4—Zones R3, R4, B1, B2, B4, B5 and IN2
<i>Queanbeyan Local Environmental Plan (Poplars) 2013</i>	item 4—Zones B1 and B7
<i>Queanbeyan Local Environmental Plan (South Jerrabomberra) 2012</i>	item 4—Zone B4
<i>Ryde Local Environmental Plan 2010</i>	item 4—Zones R3, R4, B3, B7 and IN2
<i>Ryde Local Environmental Plan 2014</i>	item 4—Zones R3 and R4
<i>Singleton Local Environmental Plan 2013</i>	item 4—Zone RU5
<i>Snowy River Local Environmental Plan 2013</i>	item 4—Zones B1, B2 and IN1
<i>Strathfield Local Environmental Plan 2012</i>	item 4—Zones R3, IN1 and IN2
<i>Sutherland Shire Local Environmental Plan 2015</i>	item 4—Zones R3 and R4
<i>Tamworth Regional Local Environmental Plan 2010</i>	item 4—Zone RU6
<i>Temora Local Environmental Plan 2010</i>	item 4—Zones RU5, B2, B4, B6 and IN1
<i>The Hills Local Environmental Plan 2012</i>	item 4—Zone RU6
<i>Tumut Local Environmental Plan 2012</i>	item 4—Zone B1
<i>Upper Hunter Local Environmental Plan 2013</i>	item 4—Zones B2, IN1 and IN2
<i>Warren Local Environmental Plan 2012</i>	item 4—Zone RU6
<i>Warrindah Local Environmental Plan 2011</i>	item 4—Zone R3
<i>Willoughby Local Environmental Plan 2012</i>	item 4—Zones R3 and R4

Name of local environmental plan	Parts of Land Use Table to be amended
<i>Wollongong Local Environmental Plan 2009</i>	item 4—Zones R3, R4, B2, B3, B4, B6, B7, IN1, IN2 and IN3
<i>Woollahra Local Environmental Plan 2014</i>	item 4—Zones R3, B1, B2 and B4
<i>Wyong Local Environmental Plan 2013</i>	item 4—Zones RU5 and RU6
<i>Yass Valley Local Environmental Plan 2013</i>	item 4—Zones R3, B2, B5, B6, IN1 and IN2

Schedule 5	Miscellaneous amendments to instruments that are generally in accordance with standard instrument	1
		2
		3
5.1	Sydney Local Environmental Plan (Glebe Affordable Housing Project) 2011	4
		5
[1]	Clause 1.2 Aims of Plan	6
	Omit “section 33A” from clause 1.2 (1). Insert instead “section 3.20”.	7
[2]	Clause 1.7 Maps	8
	Omit “Minister” wherever occurring in clause 1.7 (1) (a) and (b).	9
	Insert instead “local plan-making authority”.	10
[3]	Clause 1.9 Application of SEPPs	11
	Omit “section 36” from clause 1.9 (1). Insert instead “section 3.28”.	12
[4]	Clause 2.3 Zone objectives and Land Use Table	13
	Omit “or, if applicable, Part 3A of the Act” from note 2.	14
[5]	Clause 3.1 Exempt development	15
	Omit the note to the clause.	16
[6]	Clause 3.2 Complying development	17
	Omit “section 76A” from the note to the clause. Insert instead “section 4.2”.	18
[7]	Clause 4.6 (4) (b) and (5)	19
	Omit “Director-General” wherever occurring. Insert instead “Planning Secretary”.	20
[8]	Clause 3.3 Environmentally sensitive areas excluded	21
	Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area for exempt or complying development</i> in clause 3.3 (2).	22
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	23
[9]	Clause 5.1 Relevant acquisition authority	25
	Omit “section 27” from clause 5.1 (1). Insert instead “section 3.15”.	26
[10]	Clause 5.1 (2), table	27
	Omit “section 8”. Insert instead “section 2.5”.	28
[11]	Clause 5.2 Classification and reclassification of public land	29
	Omit “, Crown reserves and commons” from the note to clause 5.2 (1).	30
	Insert instead “and certain Crown land”.	31
[12]	Clause 5.2 (5) (c)	32
	Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	33
[13]	Dictionary	34
	Omit “section 146 (2)” from the note to the definition of <i>bush fire prone land</i> .	35

	Insert instead “section 10.3 (2)”.	1
[14]	Dictionary, definition of “Crown reserve”	2
	Omit the definition.	3
[15]	Dictionary, definition of “public land”, note	4
	Omit the note.	5
5.2	Sydney Local Environmental Plan (Green Square Town Centre) 2013	6
[1]	Clause 1.2 Aims of Plan	7
	Omit “section 33A” from clause 1.2 (1). Insert instead “section 3.20”.	8
[2]	Clause 1.7 Maps	9
	Omit “Minister” wherever occurring in clause 1.7 (1) (a) and (b).	10
	Insert instead “local plan-making authority”.	11
[3]	Clause 1.9 Application of SEPPs	12
	Omit “section 36” from clause 1.9 (1). Insert instead “section 3.28”.	13
[4]	Clause 2.3 Zone objectives and Land Use Table	14
	Omit “or, if applicable, Part 3A of the Act” from note 2.	15
[5]	Clause 3.1 Exempt development	16
	Omit the note to the clause.	17
[6]	Clause 3.2 Complying development	18
	Omit “section 76A” from the note to the clause. Insert instead “section 4.2”.	19
[7]	Clause 4.6 (4) (b) and (5)	20
	Omit “Director-General” wherever occurring. Insert instead “Planning Secretary”.	21
[8]	Clause 3.3 Environmentally sensitive areas excluded	22
	Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area for exempt or complying development</i> in clause 3.3 (2).	23 24
	Insert instead “ <i>Crown Land Management Act 2016</i> ”.	25
[9]	Clause 5.1 Relevant acquisition authority	26
	Omit “section 27” from clause 5.1 (1). Insert instead “section 3.15”.	27
[10]	Clause 5.1 (2), table	28
	Omit “section 8”. Insert instead “section 2.5”.	29
[11]	Clause 5.2 Classification and reclassification of public land	30
	Omit “, Crown reserves and commons” from the note to clause 5.2 (1).	31
	Insert instead “and certain Crown land”.	32
[12]	Clause 5.2 (5) (c)	33
	Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	34

[13] Dictionary	1
Omit “section 146 (2)” from the note to the definition of <i>bush fire prone land</i> .	2
Insert instead “section 10.3 (2)”.	3
[14] Dictionary, definition of “Crown reserve”	4
Omit the definition.	5
[15] Dictionary, definition of “public land”, note	6
Omit the note.	7
5.3 Sydney Local Environmental Plan (Green Square Town Centre—Stage 2) 2013	8
	9
[1] Clause 1.2 Aims of Plan	10
Omit “section 33A” from clause 1.2 (1). Insert instead “section 3.20”.	11
[2] Clause 1.7 Maps	12
Omit “Minister” wherever occurring in clause 1.7 (1) (a) and (b).	13
Insert instead “local plan-making authority”.	14
[3] Clause 1.9 Application of SEPPs	15
Omit “section 36” from clause 1.9 (1). Insert instead “section 3.28”.	16
[4] Clause 2.3 Zone objectives and Land Use Table	17
Omit “or, if applicable, Part 3A of the Act” from note 2.	18
[5] Clause 3.1 Exempt development	19
Omit the note to the clause.	20
[6] Clause 3.2 Complying development	21
Omit “section 76A” from the note to the clause. Insert instead “section 4.2”.	22
[7] Clause 4.6 (4) (b) and (5)	23
Omit “Director-General” wherever occurring. Insert instead “Planning Secretary”.	24
[8] Clause 3.3 Environmentally sensitive areas excluded	25
Omit “ <i>Crown Lands Act 1989</i> ” from paragraph (i) of the definition of <i>environmentally sensitive area for exempt or complying development</i> in clause 3.3 (2).	26
Insert instead “ <i>Crown Land Management Act 2016</i> ”.	27
[9] Clause 5.1 Relevant acquisition authority	29
Omit “section 27” from clause 5.1 (1). Insert instead “section 3.15”.	30
[10] Clause 5.1 (2), table	31
Omit “section 8”. Insert instead “section 2.5”.	32
[11] Clause 5.2 Classification and reclassification of public land	33
Omit “, Crown reserves and commons” from the note to clause 5.2 (1).	34
Insert instead “and certain Crown land”.	35

[12] Clause 5.2 (5) (c)	1
Omit “ <i>Crown Lands Act 1989</i> ”. Insert instead “ <i>Crown Land Management Act 2016</i> ”.	2
[13] Dictionary	3
Omit “section 146 (2)” from the note to the definition of <i>bush fire prone land</i> .	4
Insert instead “section 10.3 (2)”.	5
[14] Dictionary, definition of “Crown reserve”	6
Omit the definition.	7
[15] Dictionary, definition of “public land”, note	8
Omit the note.	9

Schedule 6	Miscellaneous amendments to standardised provisions of environmental planning instruments	1
		2
		3
[1] Amendment of note to clause 1.8A (1)		4
	Omit “Division 4B of Part 3” wherever occurring in the note to clause 1.8A (1) in each of the following and insert instead “Division 3.5”:	5
	each prescribed local environmental plan,	6
	<i>Sydney Local Environmental Plan (Glebe Affordable Housing Project) 2011.</i>	7
		8
[2] Amendment of clause 1.9A (2) (b)		9
	Omit “to any prescribed instrument within the meaning of section 183A of the <i>Crown Lands Act 1989</i> , or” wherever occurring in clause 1.9A (2) (b) in each of the following and insert instead “to any relevant instrument within the meaning of section 13.4 of the <i>Crown Land Management Act 2016</i> , or”:	10
	each prescribed local environmental plan,	11
	<i>Forbes Local Environmental Plan 2013,</i>	12
	<i>Goulburn Mulwaree Environmental Plan 2009,</i>	13
	<i>Greater Hume Local Environmental Plan 2012,</i>	14
	<i>Greater Taree Local Environmental Plan 2010,</i>	15
	<i>Lake Macquarie Local Environmental Plan 2014,</i>	16
	<i>Lane Cove Local Environmental Plan 2009,</i>	17
	<i>Liverpool Local Environmental Plan 2008,</i>	18
	<i>Muswellbrook Local Environmental Plan 2009,</i>	19
	<i>Ryde Local Environmental Plan 2010,</i>	20
	<i>Shoalhaven Local Environmental Plan (Jerberra Estate) 2014,</i>	21
	<i>Sydney Local Environmental Plan 2012,</i>	22
	<i>Sydney Local Environmental Plan (Harold Park) 2011,</i>	23
	<i>Wagga Wagga Local Environmental Plan 2010,</i>	24
	<i>Wollongong Local Environmental Plan 2009,</i>	25
	<i>Wyang Local Environmental Plan 2013.</i>	26
		27
		28
		29
[3] Amendment of clause 1.9A (2) (g)		30
	Omit “Division 6 of Part 4” wherever occurring in clause 1.9A (2) (g) in each of the following and insert instead “Subdivision 2 of Division 7.1”:	31
	each prescribed local environmental plan,	32
	<i>Forbes Local Environmental Plan 2013,</i>	33
	<i>Greater Hume Local Environmental Plan 2012,</i>	34
	<i>Greater Taree Local Environmental Plan 2010,</i>	35
	<i>Lake Macquarie Local Environmental Plan 2014,</i>	36
	<i>Lane Cove Local Environmental Plan 2009,</i>	37
	<i>Muswellbrook Local Environmental Plan 2009,</i>	38
	<i>Ryde Local Environmental Plan 2010,</i>	39
	<i>Shoalhaven Local Environmental Plan (Jerberra Estate) 2014,</i>	40
		41

Sydney Local Environmental Plan 2012, 1
Sydney Local Environmental Plan (Harold Park) 2011, 2
Wagga Wagga Local Environmental Plan 2010, 3
Wollongong Local Environmental Plan 2009, 4
Wyang Local Environmental Plan 2013. 5

[4] Amendment of clause 1.9A (4) 6

Omit “section 28” wherever occurring in clause 1.9A (4) in each of the following and insert instead “section 3.16”:

each prescribed local environmental plan, 9
Forbes Local Environmental Plan 2013, 10
Goulburn Mulwaree Environmental Plan 2009, 11
Greater Hume Local Environmental Plan 2012, 12
Greater Taree Local Environmental Plan 2010, 13
Lake Macquarie Local Environmental Plan 2014, 14
Lane Cove Local Environmental Plan 2009, 15
Liverpool Local Environmental Plan 2008, 16
Muswellbrook Local Environmental Plan 2009, 17
Shoalhaven Local Environmental Plan (Jerberra Estate) 2014, 18
Sydney Local Environmental Plan 2012, 19
Sydney Local Environmental Plan (Harold Park) 2011, 20
Wagga Wagga Local Environmental Plan 2010, 21
Wollongong Local Environmental Plan 2009, 22
Wyang Local Environmental Plan 2013. 23

[5] Amendment of clause 6.1 (4) 24

Omit “section 93C” wherever occurring in clause 6.1 (4) in each of the following and insert instead “section 7.1”:

Albury Local Environmental Plan 2010, 27
Ballina Local Environmental Plan 2012, 28
Bellingen Local Environmental Plan 2010, 29
Blacktown Local Environmental Plan 2015, 30
Bogan Local Environmental Plan 2011, 31
Camden Local Environmental Plan 2010, 32
Campbelltown Local Environmental Plan 2015, 33
Cessnock Local Environmental Plan 2011, 34
Clarence Valley Local Environmental Plan 2011, 35
Coffs Harbour Local Environmental Plan 2013, 36
Corowa Local Environmental Plan 2012, 37
Cowra Local Environmental Plan 2012, 38
Dubbo Local Environmental Plan 2011, 39
Forbes Local Environmental Plan 2013, 40
Gilgandra Local Environmental Plan 2011, 41

<i>Glen Innes Severn Local Environmental Plan 2012,</i>	1
<i>Gosford Local Environmental Plan 2014,</i>	2
<i>Great Lakes Local Environmental Plan 2014,</i>	3
<i>Greater Taree Local Environmental Plan 2010,</i>	4
<i>Griffith Local Environmental Plan 2014,</i>	5
<i>Kempsey Local Environmental Plan 2013,</i>	6
<i>Lithgow Local Environmental Plan 2014,</i>	7
<i>Maitland Local Environmental Plan 2011,</i>	8
<i>Moree Plains Local Environmental Plan 2011,</i>	9
<i>Murray Local Environmental Plan 2011,</i>	10
<i>Muswellbrook Local Environmental Plan 2009,</i>	11
<i>Nambucca Local Environmental Plan 2010,</i>	12
<i>Orange Local Environmental Plan 2011,</i>	13
<i>Penrith Local Environmental Plan 2010,</i>	14
<i>Port Macquarie-Hastings Local Environmental Plan 2011,</i>	15
<i>Port Stephens Local Environmental Plan 2013,</i>	16
<i>Queanbeyan Local Environmental Plan 2012,</i>	17
<i>Queanbeyan Local Environmental Plan (South Jerrabomberra) 2012,</i>	18
<i>Shoalhaven Local Environmental Plan 2014,</i>	19
<i>Singleton Local Environmental Plan 2013,</i>	20
<i>Tamworth Regional Local Environmental Plan 2010,</i>	21
<i>The Hills Local Environmental Plan 2012,</i>	22
<i>Tweed Local Environmental Plan 2014,</i>	23
<i>Wentworth Local Environmental Plan 2011,</i>	24
<i>Wingecarribee Local Environmental Plan 2010,</i>	25
<i>Wollondilly Local Environmental Plan 2011,</i>	26
<i>Wollongong Local Environmental Plan 2009.</i>	27

[6] Definition of “prescribed local environmental plan” 28

In this Schedule, **prescribed local environmental plan** means the following: 29

<i>Albury Local Environmental Plan 2010,</i>	30
<i>Armidale Dumaresq Local Environmental Plan 2012,</i>	31
<i>Ashfield Local Environmental Plan 2013,</i>	32
<i>Auburn Local Environmental Plan 2010,</i>	33
<i>Ballina Local Environmental Plan 2012,</i>	34
<i>Balranald Local Environmental Plan 2010,</i>	35
<i>Bankstown Local Environmental Plan 2015,</i>	36
<i>Bathurst Regional Local Environmental Plan 2014,</i>	37
<i>Bega Valley Local Environmental Plan 2013,</i>	38
<i>Bellingen Local Environmental Plan 2010,</i>	39
<i>Berrigan Local Environmental Plan 2013,</i>	40
<i>Blacktown Local Environmental Plan 2015,</i>	41

<i>Bland Local Environmental Plan 2011,</i>	1
<i>Blayney Local Environmental Plan 2012,</i>	2
<i>Blue Mountains Local Environmental Plan 2015,</i>	3
<i>Bogan Local Environmental Plan 2011,</i>	4
<i>Bombala Local Environmental Plan 2012,</i>	5
<i>Boorowa Local Environmental Plan 2012,</i>	6
<i>Botany Bay Local Environmental Plan 2013,</i>	7
<i>Bourke Local Environmental Plan 2012,</i>	8
<i>Brewarrina Local Environmental Plan 2012,</i>	9
<i>Broken Hill Local Environmental Plan 2013,</i>	10
<i>Burwood Local Environmental Plan 2012,</i>	11
<i>Byron Local Environmental Plan 2014,</i>	12
<i>Cabonne Local Environmental Plan 2012,</i>	13
<i>Camden Local Environmental Plan 2010,</i>	14
<i>Campbelltown Local Environmental Plan 2015,</i>	15
<i>Canada Bay Local Environmental Plan 2013,</i>	16
<i>Canterbury Local Environmental Plan 2012,</i>	17
<i>Carrathool Local Environmental Plan 2012,</i>	18
<i>Central Darling Local Environmental Plan 2012,</i>	19
<i>Cessnock Local Environmental Plan 2011,</i>	20
<i>Clarence Valley Local Environmental Plan 2011,</i>	21
<i>Cobar Local Environmental Plan 2012,</i>	22
<i>Coffs Harbour Local Environmental Plan 2013,</i>	23
<i>Conargo Local Environmental Plan 2013,</i>	24
<i>Coolamon Local Environmental Plan 2011,</i>	25
<i>Cooma-Monaro Local Environmental Plan 2013,</i>	26
<i>Coonamble Local Environmental Plan 2011,</i>	27
<i>Cootamundra Local Environmental Plan 2013,</i>	28
<i>Corowa Local Environmental Plan 2012,</i>	29
<i>Cowra Local Environmental Plan 2012,</i>	30
<i>Deniliquin Local Environmental Plan 2013,</i>	31
<i>Dubbo Local Environmental Plan 2011,</i>	32
<i>Dungog Local Environmental Plan 2014,</i>	33
<i>Eurobodalla Local Environmental Plan 2012,</i>	34
<i>Fairfield Local Environmental Plan 2013,</i>	35
<i>Gilgandra Local Environmental Plan 2011,</i>	36
<i>Glen Innes Severn Local Environmental Plan 2012,</i>	37
<i>Gloucester Local Environmental Plan 2010,</i>	38
<i>Gosford Local Environmental Plan 2014,</i>	39
<i>Great Lakes Local Environmental Plan 2014,</i>	40
<i>Griffith Local Environmental Plan 2014,</i>	41

<i>Gundagai Local Environmental Plan 2011,</i>	1
<i>Gunnedah Local Environmental Plan 2012,</i>	2
<i>Guyra Local Environmental Plan 2012,</i>	3
<i>Gwydir Local Environmental Plan 2013,</i>	4
<i>Harden Local Environmental Plan 2011,</i>	5
<i>Hawkesbury Local Environmental Plan 2012,</i>	6
<i>Hay Local Environmental Plan 2011,</i>	7
<i>Holroyd Local Environmental Plan 2013,</i>	8
<i>Hornsby Local Environmental Plan 2013,</i>	9
<i>Hunters Hill Local Environmental Plan 2012,</i>	10
<i>Hurstville Local Environmental Plan 2012,</i>	11
<i>Inverell Local Environmental Plan 2012,</i>	12
<i>Jerilderie Local Environmental Plan 2012,</i>	13
<i>Junee Local Environmental Plan 2012,</i>	14
<i>Kempsey Local Environmental Plan 2013,</i>	15
<i>Kiama Local Environmental Plan 2011,</i>	16
<i>Kogarah Local Environmental Plan 2012,</i>	17
<i>Ku-ring-gai Local Environmental Plan 2015,</i>	18
<i>Ku-ring-gai Local Environmental Plan (Local Centres) 2012,</i>	19
<i>Kyogle Local Environmental Plan 2012,</i>	20
<i>Lachlan Local Environmental Plan 2013,</i>	21
<i>Leeton Local Environmental Plan 2014,</i>	22
<i>Leichhardt Local Environmental Plan 2013,</i>	23
<i>Lismore Local Environmental Plan 2012,</i>	24
<i>Lithgow Local Environmental Plan 2014,</i>	25
<i>Liverpool Plains Local Environmental Plan 2011,</i>	26
<i>Lockhart Local Environmental Plan 2012,</i>	27
<i>Maitland Local Environmental Plan 2011,</i>	28
<i>Manly Local Environmental Plan 2013,</i>	29
<i>Marrickville Local Environmental Plan 2011,</i>	30
<i>Mid-Western Regional Local Environmental Plan 2012,</i>	31
<i>Moree Plains Local Environmental Plan 2011,</i>	32
<i>Mosman Local Environmental Plan 2012,</i>	33
<i>Murray Local Environmental Plan 2011,</i>	34
<i>Murrumbidgee Local Environmental Plan 2013,</i>	35
<i>Nambucca Local Environmental Plan 2010,</i>	36
<i>Narrabri Local Environmental Plan 2012,</i>	37
<i>Narrandera Local Environmental Plan 2013,</i>	38
<i>Narromine Local Environmental Plan 2011,</i>	39
<i>Newcastle Local Environmental Plan 2012,</i>	40
<i>North Sydney Local Environmental Plan 2013,</i>	41

<i>Oberon Local Environmental Plan 2013,</i>	1
<i>Orange Local Environmental Plan 2011,</i>	2
<i>Palerang Local Environmental Plan 2014,</i>	3
<i>Parkes Local Environmental Plan 2012,</i>	4
<i>Parramatta Local Environmental Plan 2011,</i>	5
<i>Penrith Local Environmental Plan 2010,</i>	6
<i>Pittwater Local Environmental Plan 2014,</i>	7
<i>Port Macquarie-Hastings Local Environmental Plan 2011,</i>	8
<i>Port Stephens Local Environmental Plan 2013,</i>	9
<i>Queanbeyan Local Environmental Plan 2012,</i>	10
<i>Queanbeyan Local Environmental Plan (South Jerrabomberra) 2012,</i>	11
<i>Randwick Local Environmental Plan 2012,</i>	12
<i>Richmond Valley Local Environmental Plan 2012,</i>	13
<i>Rockdale Local Environmental Plan 2011,</i>	14
<i>Ryde Local Environmental Plan 2014,</i>	15
<i>Shellharbour Local Environmental Plan 2013,</i>	16
<i>Shoalhaven Local Environmental Plan 2014,</i>	17
<i>Singleton Local Environmental Plan 2013,</i>	18
<i>Snowy River Local Environmental Plan 2013,</i>	19
<i>Strathfield Local Environmental Plan 2012,</i>	20
<i>Sutherland Shire Local Environmental Plan 2015,</i>	21
<i>Sydney Local Environmental Plan (Green Square Town Centre) 2013,</i>	22
<i>Sydney Local Environmental Plan (Green Square Town Centre—Stage 2) 2013,</i>	23
<i>Tamworth Regional Local Environmental Plan 2010,</i>	24
<i>Temora Local Environmental Plan 2010,</i>	25
<i>Tenterfield Local Environmental Plan 2013,</i>	26
<i>The Hills Local Environmental Plan 2012,</i>	27
<i>Tumbarumba Local Environmental Plan 2010,</i>	28
<i>Tumut Local Environmental Plan 2012,</i>	29
<i>Tweed City Centre Local Environmental Plan 2012,</i>	30
<i>Tweed Local Environmental Plan 2014,</i>	31
<i>Upper Hunter Local Environmental Plan 2013,</i>	32
<i>Upper Lachlan Local Environmental Plan 2010,</i>	33
<i>Uralla Local Environmental Plan 2012,</i>	34
<i>Urana Local Environmental Plan 2011,</i>	35
<i>Wakool Local Environmental Plan 2013,</i>	36
<i>Walcha Local Environmental Plan 2012,</i>	37
<i>Walgett Local Environmental Plan 2013,</i>	38
<i>Warren Local Environmental Plan 2012,</i>	39
<i>Warringah Local Environmental Plan 2011,</i>	40
<i>Warrumbungle Local Environmental Plan 2013,</i>	41

<i>Waverley Local Environmental Plan 2012,</i>	1
<i>Weddin Local Environmental Plan 2011,</i>	2
<i>Wellington Local Environmental Plan 2012,</i>	3
<i>Wentworth Local Environmental Plan 2011,</i>	4
<i>Willoughby Local Environmental Plan 2012,</i>	5
<i>Wingecarribee Local Environmental Plan 2010,</i>	6
<i>Wollondilly Local Environmental Plan 2011,</i>	7
<i>Woollahra Local Environmental Plan 2014,</i>	8
<i>Yass Valley Local Environmental Plan 2013,</i>	9
<i>Young Local Environmental Plan 2010.</i>	10