

1993—No. 209

**ENVIRONMENTAL PLANNING AND ASSESSMENT ACT
1979—REGULATION**

(Relating to the declaration of certain mines and extractive industries as designated development)

NEW SOUTH WALES



[Published in Gazette No. 61 of 18 June 1993]

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Environmental Planning and Assessment Act 1979, has been pleased to make the Regulation set forth hereunder.

ROBERT WEBSTER, M.L.C.,
Minister for Planning

Commencement

1. This Regulation commences on 18th June, 1993

Amendments

2. Schedule 3 to the Environmental Planning and Assessment Regulation 1980 is amended:

(a) by inserting in paragraph (m) after the word “mining” the words “, but not being a continued operation within the meaning of State Environmental Planning Policy No. 37—Continued Mines and Extractive Industries in respect of which an application for development consent is made before the end of the moratorium period prescribed under that Policy”;

(b) by omitting the word “land;” where lastly occurring in paragraph (ma) and by inserting instead the following words:
land,

but not being a continued operation within the meaning of State Environmental Planning Policy No. 37—Continued Mines and Extractive Industries in respect of which an application for

development consent is made before the end of the moratorium period prescribed under that Policy;

- (c) by inserting in paragraph (n) after the words “Industries applies” the words “or a continued operation within the meaning of State Environmental Planning Policy No. 37—Continued Mines and Extractive Industries in respect of which an application for development consent is made before the end of the moratorium period prescribed under that Policy”.
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EXPLANATORY NOTE

The purpose of this Regulation is to amend the Environmental Planning and Assessment Regulation 1980 so as to remove from the development declared by that Regulation to be designated development for the purposes of the Environmental Planning and Assessment Act 1979 certain mines and extractive industries for which provision is made by State Environmental Planning Policy No. 37—Continued Mines and Extractive Industries.
