



New South Wales

# **Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997**

under the

Environmental Planning and Assessment Act 1979

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

CRAIG KNOWLES, M.P.,

Minister for Urban Affairs and Planning

## **Explanatory note**

At present, the *Environmental Planning and Assessment Regulation 1994* requires certain councils to take into account, when determining a development application, the Draft Revised Coastal Policy published in 1994. That Regulation is amended as a consequence of the adoption of a new Government Coastal Policy. The amendments include some additional councils that must take the Coastal Policy into consideration for the purposes of determining a development application relating to land to which the Policy applies.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including section 157 (the general regulation-making power) and section 90 (1) (s).

**1997 No 685**

Clause 1                      Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997

---

**Environmental Planning and Assessment  
Amendment (Coastal Policy) Regulation 1997**

**1    Name of Regulation**

This Regulation is the *Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997*.

**2    Amendment of Environmental Planning and Assessment  
Regulation 1994**

The *Environmental Planning and Assessment Regulation 1994* is amended as set out in Schedule 1.

**3    Notes**

The explanatory note does not form part of this Regulation.

---

## Schedule 1 Amendments

(Clause 3)

- [1] Clause 65 What additional matters must a consent authority take into consideration in determining a development application?**

Insert “to which that Policy applies and that is” after “land” in clause 65 (b).

- [2] Schedule 1**

Omit the Schedule. Insert instead:

### **Schedule 1 Areas affected by Government Coastal Policy**

(Clause 65, Dictionary)

Ballina  
Bega Valley  
Bellingen  
Byron  
Coffs Harbour  
Copmanhurst  
Eurobodalla  
Gosford\*  
Great Lakes  
Greater Taree  
Hastings  
Kempsey  
Kiama  
Lake Macquarie\*  
Lismore  
Maclean  
Maitland  
Manly\*

## 1997 No 685

Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997

### Schedule 1 Amendments

---

Nambucca  
Newcastle\*  
Pittwater\*  
Port Stephens  
Randwick\*  
Richmond River  
Shellharbour\*  
Shoalhaven  
Sutherland\*  
Tweed  
Ulmarra  
Warringah\*  
Waverley\*  
Wollongong\*  
Woollahra\*  
Wyong\*

**\*Note.** The areas marked with asterisks are only affected by the seaward part of the Government Coastal Policy, being the area extending 3 nautical miles seaward from the open coast high water mark.

### [3] Schedule 6 Savings and transitional provisions

Insert after clause 1:

#### **2 Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997**

A development application lodged before the commencement of the *Environmental Planning and Assessment Amendment (Coastal Policy) Regulation 1997* is to be considered and determined as if this Regulation had not been amended by that Regulation.

**[4] Dictionary**

Omit “*Draft Revised Coastal Policy*, as published in April 1994” from the definition of ***Government Coastal Policy***.

Insert instead “*NSW Coastal Policy 1997: A Sustainable Future for the New South Wales Coast*, as published by the Government (and including any maps accompanying that publication and any amendments to those maps that are publicly notified)”.