



New South Wales

Canterbury Local Environmental Plan No 196

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S99/00539/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2001 No 1040

Clause 1 Canterbury Local Environmental Plan No 196

Canterbury Local Environmental Plan No 196

1 Name of plan

This plan is *Canterbury Local Environmental Plan No 196*.

2 Aims of plan

- (1) This plan aims to change in certain environmental planning instruments the adoption date for Canterbury City Council's *Development Control Plan No 31—Exempt and Complying Development Code* from 14 October 1999 to 10 May 2001 (following a review by the Council).
- (2) This plan also aims to provide for exempt and complying development to apply to the land to which *Canterbury Local Environmental Plan No 171* applies.

3 Land to which plan applies

This plan applies to all land within the City of Canterbury.

4 Amendment of other environmental planning instruments

The following instruments are amended as set out in Schedule 1:

Canterbury Planning Scheme Ordinance,
Canterbury Local Environmental Plan No 138—Canterbury Precinct,
Canterbury Local Environmental Plan No 148—Campsie Precinct,
Canterbury Local Environmental Plan No 171,
Canterbury Local Environmental Plan No 178—Belmore–Lakemba Precinct.

Schedule 1 Amendment of other environmental planning instruments

(Clause 4)

1.1 Canterbury Planning Scheme Ordinance

Clause 22A What is exempt and complying development?

Omit “14 October 1999” wherever occurring. Insert instead “10 May 2001”.

1.2 Canterbury Local Environmental Plan No 138—Canterbury Precinct

Clause 10A What is exempt and complying development?

Omit “14 October 1999” wherever occurring. Insert instead “10 May 2001”.

1.3 Canterbury Local Environmental Plan No 148—Campsie Precinct

Clause 10A What is exempt and complying development?

Omit “14 October 1999” wherever occurring. Insert instead “10 May 2001”.

1.4 Canterbury Local Environmental Plan No 171

Clause 12

Insert after clause 11:

12 What is exempt and complying development?

- (1) Development of minimal environmental impact listed in Schedule 1 to *Development Control Plan No 31—Exempt and*

2001 No 1040

Canterbury Local Environmental Plan No 196

Schedule 1 Amendment of other environmental planning instruments

Complying Development Code as adopted by the Council on 10 May 2001 is **exempt development**, despite any other provision of this plan.

- (2) Development listed in Schedule 2 to *Development Control Plan No 31—Exempt and Complying Development Code* as adopted by the Council on 10 May 2001 is **complying development** if:
 - (a) it is local development of a kind that can be carried out with consent on the land on which it is proposed, and
 - (b) it is not an existing use, as defined in section 106 of the Act.
- (3) Development is exempt or complying development only if it complies with the development standards and other requirements applied to the development by *Development Control Plan No 31—Exempt and Complying Development Code* as adopted by the Council on 10 May 2001.
- (4) A complying development certificate issued for any complying development is to be subject to the conditions for the development specified in Schedule 3 to *Development Control Plan No 31—Exempt and Complying Development Code* adopted by the Council, as in force when the certificate is issued.

1.5 Canterbury Local Environmental Plan No 178—Belmore—Lakemba Precinct

Clause 10A What is exempt and complying development?

Omit “14 October 1999” wherever occurring. Insert instead “10 May 2001”.

BY AUTHORITY