



New South Wales

Nambucca Local Environmental Plan 1995 (Amendment No 41)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G01/00080/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Urban Affairs and Planning

2001 No 875

Clause 1 Nambucca Local Environmental Plan 1995 (Amendment No 41)

Nambucca Local Environmental Plan 1995 (Amendment No 41)

1 Name of plan

This plan is *Nambucca Local Environmental Plan 1995 (Amendment No 41)*.

2 Aims of plan

This plan aims to remove some minor anomalies from clause 14 of *Nambucca Local Environmental Plan 1995*, which deals with the erection of dwelling-houses in rural zones.

3 Land to which plan applies

This plan applies to land within Zones Nos 1 (a1), 1 (a2), 1 (a3), 1 (a4), 1 (d), 1 (f), 7 (a), 7 (b), 7 (f) and 7 (g) under *Nambucca Local Environmental Plan 1995*.

4 Amendment of Nambucca Local Environmental Plan 1995

Nambucca Local Environmental Plan 1995 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 14 What controls apply to the erection of dwelling-houses in rural zones?

Omit clause 14 (1) (e). Insert instead:

- (e) the land comprises an allotment created by a subdivision to which consent was granted on or after 16 June 1967 (being the date on which *Interim Development Order No 1—Shire of Nambucca* took effect) and before 1 December 1995 (being the date on which *Nambucca Local Environmental Plan 1995* took effect), being an allotment on which, if it had been vacant, a dwelling-house could have been erected before 1 December 1995, or

[2] Clause 14 (1) (h)

Insert at the end of clause 14 (1) (g):

- , or
- (h) in the case of land within Zone No 1 (a1) designated for rural-residential purposes on the map:
 - (i) if the land is connected to a reticulated sewer—the land has an area of not less than 0.5 hectares, or
 - (ii) if the land is not connected to a reticulated sewer—the land has an area of not less than 1 hectare.