



New South Wales

Byron Local Environmental Plan 1988 (Amendment No 75)

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. (G94/00126/PC)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2002 No 169

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 75)

Byron Local Environmental Plan 1988 (Amendment No 75)

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 75)*.

2 Aims of plan

This plan aims to amend *Byron Local Environmental Plan 1988* to rezone the land to which this plan applies for the purposes of environmental protection, and to permit development for the purposes of a tourist facility on certain land.

3 Land to which plan applies

This plan applies to land at Byron Bay under *Byron Local Environmental Plan 1988* as shown edged heavy black on the map marked “Byron Local Environmental Plan 1988 (Amendment No 75)” deposited in the office of Byron Shire Council and to all land within Zone No 7 (b) (the Coastal Habitat Zone) in the local government area of Byron.

4 Amendment of Byron Local Environmental Plan 1988

Byron Local Environmental Plan 1988 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Byron Local Environmental Plan 1988 (Amendment No 75)

[2] Clause 42 Minor variation of zoning boundaries

Insert “7 (b),” after “7 (a),” in clause 42 (1) (b).

[3] Schedule 8 Land referred to in clause 29

Insert in numerical order in Schedule 8:

43 That part of Lot 2, DP 549394, Broken Head Road, Suffolk Park, that was zoned to Zone No 7 (b) (the Coastal Habitat Zone) by *Byron Local Environmental Plan 1988 (Amendment No 75)* (*the land*), for the purposes of that part of the tourist facility approved by the consent for construction on the land, subject to the following conditions:

- (a) the development complies with the conditions of the consent,
- (b) the consent does not lapse before the development is carried out.

In this item, *the consent* means the development consent issued by the Land and Environment Court in proceedings No 10114 of 2000 on 20 December 2000 (Development Application No DA 99/0898).