



New South Wales

State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning.

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2002 No 925

Clause 1 State Environmental Planning Policy No 5—Housing for Older People or
People with a Disability (Amendment No 6)

State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)

1 Name of this Policy

This Policy is *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 6)*.

2 Principal Policy

In this Policy, *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability* is referred to as the Principal Policy.

3 Aims, objectives etc

This Policy aims to specify the development that may be carried out under the Principal Policy in the Ashfield local government area.

4 Land to which this Policy applies

This Policy applies to land within the Ashfield local government area.

5 Amendment of Principal Policy

The Principal Policy is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 5)

[1] Clause 4 Where this Policy applies

Insert at the end of the note to clause 4:

In the Ashfield local government area, an application to carry out development allowed by Part 2 can be made only in the circumstances set out in clause 30.

[2] Clause 30

Insert after clause 29:

30 Development in Ashfield

- (1) An application to carry out development allowed by Part 2 on land within the Ashfield local government area may be made only by or on behalf of:
 - (a) the Director-General of the Department of Housing, or
 - (b) a local government or community housing provider.
- (2) This clause does not apply to or in respect of the determination of a development application made, but not finally determined, before the commencement of this clause.