



New South Wales

# **State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 8)**

under the

Environmental Planning and Assessment Act 1979

His Excellency the Lieutenant-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. (S03/00179)

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

## **State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 8)**

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### **1 Name of Policy**

This Policy is *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 8)*.

### **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 of Policy**

This Policy aims to allow development applications to be made under the Principal Policy with respect to the City of Hurstville only if the development is carried out by the Department of Housing or a local government or community housing provider, or is for the purposes of a residential care facility.

### **4 Land to which Policy applies**

This Policy applies to land within the City of Hurstville.

### **5 Amendment of Principal Policy**

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

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## Schedule 1 Amendments

(Clause 5)

### [1] Clause 4 Where this Policy applies

Insert at the end of the note to clause 4:

In the City of Hurstville, an application to carry out development allowed by Part 2 can be made only in the circumstances set out in clause 32.

### [2] Clause 32

Insert after clause 31:

#### **32 Development in Hurstville**

- (1) An application to carry out development allowed by Part 2 on land within the City of Hurstville may be made only:
  - (a) by or on behalf of the Director-General of the Department of Housing, or
  - (b) by or on behalf of a local government or community housing provider, or
  - (c) for the purpose of a residential care facility.
- (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.