



New South Wales

State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 9)

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 Infrastructure and Planning.

CRAIG KNOWLES, M.P.,

Minister for Infrastructure and Planning

State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 9)

under the

Environmental Planning and Assessment Act 1979

1 Name of Policy

This Policy is *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability (Amendment No 9)*.

2 Aims of Policy

This Policy aims to allow development applications to be made under *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability* with respect to:

- (a) the North Sydney area—only if the development is proposed to be carried out by the Department of Housing or a local government or community housing provider, or
- (b) the Strathfield area—only if the development is proposed to be 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.

3 Land to which Policy applies

This Policy applies to land within the North Sydney area and Strathfield area.

4 Amendment of State Environmental Planning Policy No 5—Housing for Older People or People with a Disability

The *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 4 Where this Policy applies

Insert at the end of the note to clause 4:

In the North Sydney area, an application to carry out development allowed by Part 2 can be made only in the circumstances set out in clause 33.

In the Strathfield area, an application to carry out development allowed by Part 2 can be made only in the circumstances set out in clause 34.

[2] Clause 33

Insert after clause 32:

33 Development in North Sydney

- (1) An application to carry out development allowed by Part 2 on land within the North Sydney area 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.
- (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.

34 Development in Strathfield

- (1) An application to carry out development allowed by Part 2 on land within the Strathfield area 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.