



New South Wales

# **Willoughby Local Environmental Plan 1995 (Amendment No 64)**

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*. (9042980)

FRANK SARTOR, M.P.,  
Minister for Planning

## 2006 No 640

Clause 1 Willoughby Local Environmental Plan 1995 (Amendment No 64)

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### **Willoughby Local Environmental Plan 1995 (Amendment No 64)**

under the

Environmental Planning and Assessment Act 1979

#### **1 Name of plan**

This plan is *Willoughby Local Environmental Plan 1995 (Amendment No 64)*.

#### **2 Aims of plan**

This plan aims to update references in *Willoughby Local Environmental Plan 1995* and *Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)* to provisions in *Willoughby Development Control Plan* (adopted by Willoughby City Council on 26 June 2006) relating to:

- (a) exempt and complying development which were previously dealt with in *Development Control Plan No 25—Exempt and Complying Development*, and
- (b) the Willoughby Local Housing Program which were previously dealt with in *Development Control Plan No 23*.

#### **3 Land to which plan applies**

This plan applies to all land to which *Willoughby Local Environmental Plan 1995* and *Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)* apply.

#### **4 Amendment of Willoughby Local Environmental Plan 1995**

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

#### **5 Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)**

*Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)* is amended as set out in Schedule 2.

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## Schedule 1      Amendment of Willoughby Local Environmental Plan 1995

(Clause 4)

**[1] Clause 5 Definitions**

Insert in alphabetical order in clause 5 (1):

*the Willoughby DCP* means *Willoughby Development Control Plan*, as adopted by the Council on 26 June 2006.

**[2] Clause 5 (1), definition of “the Willoughby Local Housing Program”**

Omit “the development control plan for Willoughby Local Housing (*Development Control Plan No 23*), as in force from time to time”.

Insert instead “Part G.7 of the Willoughby DCP”.

**[3] Clause 13AA What is exempt and complying development?**

Omit “*Development Control Plan No 25—Exempt and Complying Development*” from the definition of **complying development** in the explanatory note to the clause.

Insert instead “Schedule 5 to the Willoughby DCP”.

**[4] Clause 13AA, explanatory note**

Omit “*Development Control Plan No 25—Exempt and Complying Development*” from the definition of **exempt development**.

Insert instead “Schedule 4 to the Willoughby DCP”.

**[5] Clause 13AA (1)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 4 to the Willoughby DCP”.

**[6] Clause 13AA (2)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 5 to the Willoughby DCP”.

**[7] Clause 13AA (3)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 4 or 5 to the Willoughby DCP”.

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Willoughby Local Environmental Plan 1995 (Amendment No 64)

Schedule 1      Amendment of Willoughby Local Environmental Plan 1995

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**[8] Clauses 14 (Residential areas), 35 (Business centres), 42 (Industrial areas), 47 (Special uses) and 53 (Open space)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*” wherever occurring in the definition of ***complying development*** in the explanatory notes to the clauses.

Insert instead “Schedule 5 to the Willoughby DCP”.

## **Schedule 2      Amendment of Sydney Regional Environmental Plan No 5—(Chatswood Town Centre)**

(Clause 5)

**[1]    Clause 5 Definitions**

Insert in alphabetical order in clause 5 (1):

*the Willoughby DCP* means *Willoughby Development Control Plan*, as adopted by the council on 26 June 2006.

**[2]    Clause 7A What is exempt and complying development?**

Omit “*Development Control Plan No 25—Exempt and Complying Development*” from the definition of **complying development** in the explanatory note to the clause.

Insert instead “Schedule 5 to the Willoughby DCP”.

**[3]    Clause 7A, explanatory note**

Omit “*Development Control Plan No 25—Exempt and Complying Development*” from the definition of **exempt development**.

Insert instead “Schedule 4 to the Willoughby DCP”.

**[4]    Clause 7A (1)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 4 to the Willoughby DCP”.

**[5]    Clause 7A (2)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 5 to the Willoughby DCP”.

**[6]    Clause 7A (3)**

Omit “*Development Control Plan No 25—Exempt and Complying Development*, adopted by the Council on 13 December 1999”.

Insert instead “Schedule 4 or 5 to the Willoughby DCP”.

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Willoughby Local Environmental Plan 1995 (Amendment No 64)

Schedule 2      Amendment of Sydney Regional Environmental Plan No 5—(Chatswood  
Town Centre)

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**[7] Clauses 7C (Residential areas), 7F (Business centres), 7L (Special uses),  
7O (Open space) and 7Q (Reservations)**

Omit “*Development Control Plan No 25—Exempt and Complying  
Development*” wherever occurring in the definition of *complying development*  
in the explanatory notes to the clauses.

Insert instead “Schedule 5 to the Willoughby DCP”.

BY AUTHORITY

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