



New South Wales

Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

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*. (QUE0000386/S69)

FRANK SARTOR, M.P.,
Minister for Planning

2007 No 70

Clause 1 Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

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under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)*.

2 Aims of plan

The aims of this plan are to amend *Wagga Wagga Rural Local Environmental Plan 1991*:

- (a) to update certain references to development control plans, and
- (b) to extend the application of clause 27 of that plan (which permits the Council of the City of Wagga Wagga to consent to the use of a building that is part of the environmental heritage in certain circumstances) if conservation of part of the building (rather than conservation of the whole building) depends on the council granting such consent and to clarify the meaning of land in that clause, and
- (c) to make other minor amendments.

3 Land to which plan applies

This plan applies to all land to which *Wagga Wagga Rural Local Environmental Plan 1991* applies.

4 Amendment of Wagga Wagga Rural Local Environmental Plan 1991

Wagga Wagga Rural Local Environmental Plan 1991 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 9 Zone objectives and development control table

Omit “The objectives of this zone are to promote the proper management and utilisation of resources by” from item 1 of the matter under the heading “**Zone No 1 (Rural)**”.

Insert instead “The objective of this zone is to promote the proper management and utilisation of resources by any one or more of the following”.

[2] Clause 27 Conservation incentives relating to items of the environmental heritage

Omit “, in the opinion of the Council”.

Insert instead “the Council is satisfied that”.

[3] Clause 27 (b)

Insert “, or part of the building,” after “building”.

[4] Clause 27 (2)

Insert at the end of the clause:

(2) In this clause:

land on which a building is erected includes any land around the building, the use of which is necessary for the conservation of the building.

[5] Clause 32 What is exempt and complying development?

Omit “*Wagga Wagga Development Control Plan No 8* as adopted by Council on 22 November 1999” from clause 32 (1).

Insert instead “Wagga Wagga Development Control Plan”.

[6] Clause 32 (2)

Omit “*Wagga Wagga Development Control Plan No 10* as adopted by Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

[7] Clause 32 (3)

Omit “*Wagga Wagga Development Control Plan No 8* as adopted by the Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

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Schedule 1 Amendments

[8] Clause 32 (4)

Omit “*Wagga Wagga Development Control Plan No 10* as adopted by the Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

[9] Clause 32 (5)

Omit “*Wagga Wagga Development Control Plan No 10* adopted by Council, as in force when the certificate is issued”.

Insert instead “Wagga Wagga Development Control Plan”.

[10] Clause 32 (6)

Insert after clause 32 (5):

(6) In this clause:

Wagga Wagga Development Control Plan means *Wagga Wagga Development Control Plan 2005* as in force on the commencement of *Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)*.

BY AUTHORITY
