



New South Wales

Bega Valley Local Environmental Plan 2002 (Amendment No 5)

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*. (W06/00054/PC)

KRISTINA KENEALLY, MP
Minister for Planning

2009 No 317

Clause 1 Bega Valley Local Environmental Plan 2002 (Amendment No 5)

Bega Valley Local Environmental Plan 2002 (Amendment No 5)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Bega Valley Local Environmental Plan 2002 (Amendment No 5)*.

2 Aims of plan

This plan aims to amend *Bega Valley Local Environmental Plan 2002* so as:

- (a) to rezone part of the land to which this plan applies to partly Zone 3 (a) (General Business Zone) and partly Zone 6 (a) (Existing Open Space Zone), and
- (b) to reclassify part of the land from community land to operational land within the meaning of the *Local Government Act 1993*.

3 Land to which plan applies

- (1) In respect of the aim referred to in clause 2 (a), this plan applies to certain land bounded by Upper, Auckland, Carp and Gipps Streets, Bega, as shown edged heavy black and lettered “3 (a)” or “6 (a)” on Sheet 1 of the map marked “Bega Valley Local Environmental Plan 2002 (Amendment No 5)” (*the amending map*) deposited in the office of Bega Valley Shire Council.
- (2) In respect of the aim referred to in clause 2 (b), this plan applies to Lots 32 and 33, DP 844252, Lot 4, DP 215471 and Lot 9, Section 39, DP 758076, Zingel Place, Bega, as shown edged heavy black on Sheet 2 of the amending map.
- (3) This plan does not apply to Lots 10–14, Section 39, DP 758076, Gipps Street, Bega, as shown edged heavy black and lettered “Deferred Matter” on Sheet 1 of the amending map.

Schedule 1 Amendment of Bega Valley Local Environmental Plan 2002

[1] Clause 68 Reclassification of public land as operational land

Insert before clause 68 (2) (a):

- (aa) those trusts, estates, interests, dedications, conditions, restrictions and covenants (if any) specified in relation to the land described in Part 2 of Schedule 2, and

[2] Schedule 2 Reclassification of public land as operational land

Insert in alphabetical order of locality in Part 2 of the Schedule:

Bega

Zingel Place

Lots 32 and 33, DP 844252, Lot 4, DP 215471 and Lot 9, Section 39, DP 758076, as shown edged heavy black on Sheet 2 of the map marked “Bega Valley Local Environmental Plan 2002 (Amendment No 5)”.

[3] Dictionary

Insert in appropriate order in the definition of *zoning map*:

Bega Valley Local Environmental Plan 2002 (Amendment No 5)—Sheet 1