



New South Wales

Muswellbrook Local Environmental Plan 2009 (Amendment No 12)

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*.

STEVE McDONALD, GENERAL MANAGER, MUSWELLBROOK SHIRE COUNCIL
As delegate for the Minister for Planning

Muswellbrook Local Environmental Plan 2009 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Muswellbrook Local Environmental Plan 2009 (Amendment No 12)*.

2 Commencement

This Plan commences on the day on which it is published on the NSW legislation website.

3 Land to which Plan applies

This Plan applies to land to which *Muswellbrook Local Environmental Plan 2009* applies.

4 Maps

The maps adopted by *Muswellbrook Local Environmental Plan 2009* are amended or replaced, as the case requires, by the maps approved by the Minister on the making of this Plan.

Schedule 1 Amendment of Muswellbrook Local Environmental Plan 2009

[1] Clause 7.8

Insert after clause 7.7:

7.8 Events permitted on public reserves and public roads without development consent

- (1) The objective of this clause is to provide for the temporary use of public reserves and public roads for exhibitions, meetings, concerts or events.
- (2) Despite any other provision of this Plan, development (including any associated temporary structures) for the purpose of a temporary event may be carried out on a public reserve or public road without development consent.
Note. Other approvals may be required, and must be obtained, under other Acts, including the *Local Government Act 1993*, the *Roads Act 1993* and the *Crown Lands Act 1989*.
- (3) *State Environmental Planning Policy (Miscellaneous Consent Provisions) 2007* does not apply to development to which this clause applies.
- (4) In this clause:
public reserve has the same meaning as in the *Local Government Act 1993*.
temporary event means an exhibition, meeting, concert or other event that is open to the public and conducted for a period of not more than 52 days (whether or not consecutive) in any period of 12 months.

[2] Schedule 5 Environmental heritage

Omit “4833” from the column headed “**Address**” in the matter relating to I17 in Part 1.
Insert instead “4883”.

[3] Schedule 5, Part 1

Omit “Local” from the column headed “**Significance**” in the matter relating to I19.
Insert instead “State”.

[4] Schedule 5, Part 1

Omit “Lot 1, DP 1010686” from the column headed “**Property description**” in the matter relating to I105.
Insert instead “Lots 11 and 12, DP 1115346”.

[5] Schedule 5, Part 1

Omit “Lot 1, DP 1010686” from the column headed “**Property description**” in the matter relating to I106.
Insert instead “Railway reserve, adjacent to Lot 12, DP 1115346”.