



New South Wales

# **State Environmental Planning Policy Amendment (Affordable Housing) 2018**

under the

Environmental Planning and Assessment Act 1979

His 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*.

ANTHONY ROBERTS, MP  
Minister for Planning

## **State Environmental Planning Policy Amendment (Affordable Housing) 2018**

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### **1 Name of Policy**

This Policy is *State Environmental Planning Policy Amendment (Affordable Housing) 2018*.

### **2 Commencement**

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

### **3 Repeal of Policy**

- (1) This Policy is repealed on the day following the day on which this Policy commences.
- (2) The repeal of this Policy does not, because of the operation of sections 5 (6) and 30 of the *Interpretation Act 1987*, affect any amendment made by this Policy.

## **Schedule 1      Amendment of State Environmental Planning Policy No 70—Affordable Housing (Revised Schemes)**

**[1]    Clause 3 Aims of Policy**

Omit clause 3 (1).

**[2]    Clause 3 (2) (a)**

Omit “the local government areas within which that land is situated”.

Insert instead “certain local government areas”.

**[3]    Clause 7 Relationship to other environmental planning instruments**

Omit “section 36 (4)”. Insert instead “section 3.28 (4)”.

**[4]    Clause 8 Definition of “affordable housing”**

Omit “section 4 (1)”. Insert instead “section “1.4 (1)”.

**[5]    Clause 9**

Omit the clause. Insert instead:

**9    Identification of need for affordable housing**

Pursuant to section 7.32 (1) of the Act, this Policy identifies that there is a need for affordable housing in each of the following local government areas within the Greater Metropolitan Region:

- (a) Canada Bay,
- (b) City of Randwick,
- (c) City of Ryde,
- (d) City of Sydney,
- (e) City of Willoughby,
- (f) Inner West,
- (g) Northern Beaches.

**[6]    Clause 10 Requirement for imposition of section 7.32 conditions**

Omit “section 94F (3) (a)” and “section 94F”.

Insert instead “section 7.32 (3) (a)” and “section 7.32” respectively.

**[7]    Schedule 2 Affordable housing principles**

Omit “section 94F (1) (a), (b), (c) or (d)” from item 1.

Insert instead “section 7.32 (1) (a), (b), (c) or (d)”.

**[8]    Schedule 2, item 1**

Omit “regional environmental plan”.

Insert instead “State environmental planning policy”.