



New South Wales

# **State Environmental Planning Policy (Exempt and Complying Development Codes) Amendment (Low Rise Housing Diversity Code) (No 2) 2020**

under the

Environmental Planning and Assessment Act 1979

Her 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*.

ROBERT STOKES, MP  
Minister for Planning and Public Spaces

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under the

Environmental Planning and Assessment Act 1979

### 1 Name of Policy

This Policy is *State Environmental Planning Policy (Exempt and Complying Development Codes) Amendment (Low Rise Housing Diversity Code) (No 2) 2020*.

### 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- (1) This Policy is repealed on the day following the day on which this Policy commences.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.

### 4 Amendment of State Environmental Planning Policy (Exempt and Complying Development Codes) 2008

#### (1) Clause 3B.2 Development that is not complying development under this code

Insert “, unless it is development that is being carried out by or on behalf of the New South Wales Land and Housing Corporation constituted by the *Housing Act 2001*” after “*State Environmental Planning Policy (Affordable Rental Housing) 2009*” in clause 3B.2(h).

#### (2) Clause 3B.15 Minimum landscaped area

Omit “for each dwelling on a lot” from clause 3B.15(1).

#### (3) Clause 3B.15(2A)

Omit “of the lot behind the building line must be landscaped”.

Insert instead “required to be landscaped under subclause (1) must be located behind the building line”.