



New South Wales

State Environmental Planning Policy Amendment (Concurrence and Referrals) 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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1 Name of Policy

This Policy is *State Environmental Planning Policy Amendment (Concurrence and Referrals) 2020*.

2 Commencement

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

3 Repeal of Policy

This Policy is repealed on the day following the day on which this Policy commences.

Schedule 1 Amendment of local environmental plans

1.1 Blue Mountains Local Environmental Plan 1991

Schedule 1 Development for additional purposes

Omit paragraph (a) from the matter relating to “Lots 12–19, 22–25 and 39–48, DP 7047 and Lot 8, DP 30397 Herbert Street, Leura”.

1.2 Blue Mountains Local Environmental Plan 2005

Clauses 94(2) and 117(2)(i)

Omit the provisions.

1.3 Lithgow City Local Environmental Plan 1994

Clause 38A Habitat of Purple Copper Butterfly

Omit the clause.

1.4 Liverpool Local Environmental Plan 2008

Clause 7.7 Acid sulfate soils

Omit clause 7.7(3). Insert instead—

- (3) Development consent must not be granted under this clause for the carrying out of works unless an acid sulfate soils management plan has been prepared for the proposed works in accordance with the *Acid Sulfate Soils Manual* and has been provided to the consent authority.

1.5 Sydney Local Environmental Plan 2005

[1] Chapter 2 Central Sydney

Omit Part 8.

[2] Schedule 7 MetroWest Investigation Area

Omit the Schedule.

1.6 Warringah Local Environmental Plan 2000

Appendix C Middle Harbour Suburbs Locality Statements

Omit the second dot point from the matter relating to “Extractive industry” under the heading “BUILT FORM” in “LOCALITY C8 BELROSE NORTH”.

Schedule 2 Amendment of State environmental planning policies

2.1 State Environmental Planning Policy (Kurnell Peninsula) 1989

[1] Clause 24 Sydney Water Corporation requirements

Omit clause 24(1).

[2] Clause 27 Development control—coastal areas

Omit “the Director-General of the Department of Services, Technology and Administration and” from clause 27(a).

[3] Clause 27(a)

Omit “their”. Insert instead “the Commissioner’s”.

2.2 State Environmental Planning Policy No 47—Moore Park Showground

[1] Clause 15 Matters for consideration

Omit “and the views of the Environment Protection Authority in relation to noise” from clause 15(a).

[2] Clause 15(j)

Omit “and the views of the Heritage Council”.

2.3 State Environmental Planning Policy (State Significant Precincts) 2005

Appendix 5 Kings Forest site

Omit clause 8. Insert instead—

8 Agricultural buffers

Consent must not be granted to development on land within an agricultural buffer unless the consent authority has considered the potential impact of the proposed development on agricultural activities on land adjoining the buffer and of those agricultural activities on future occupiers of land within the buffer.

Schedule 3 Amendment of regional environmental plans

3.1 Murray Regional Environmental Plan No 2—Riverine Land

[1] Clause 12 General provisions for consultation

Omit clause 12(1)(d).

[2] Dictionary

Omit the definition of *aboriginal site*.

3.2 Sydney Regional Environmental Plan No 9—Extractive Industry (No 2—1995)

[1] Clause 5 Definitions

Omit the definition of *the map*. Insert instead—

the map means the map marked “Sydney Regional Environmental Plan No 9—Extractive Industry (No 2)” published on the NSW planning portal.

[2] Clause 17 Development control codes

Omit clause 17(2).

[3] Schedule 1

Omit “held in the head office of the Department of Urban Affairs and Planning, Mount White, Central Coast (Sandstone)” from item 7 in Division 9.

Insert instead “published on the NSW planning portal”.

3.3 Sydney Regional Environmental Plan No 24—Homebush Bay Area

[1] Clause 14 Consultation with other public bodies

Omit the clause.

[2] Clause 20A Acid sulfate soils

Omit “and” from clause 20A(2)(b) and omit clause 20A(2)(c).