



New South Wales

Sydney Local Environmental Plan 2012 (Amendment No 76)

under the

Environmental Planning and Assessment Act 1979

The following local environmental plan is made by the local plan-making authority under the *Environmental Planning and Assessment Act 1979*.

KATIE JOYNER

As delegate for the Minister for Planning

Sydney Local Environmental Plan 2012 (Amendment No 76)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Sydney Local Environmental Plan 2012 (Amendment No 76)*.

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 all the land to which *Sydney Local Environmental Plan 2012* applies.

4 Amendment of Sydney Local Environmental Plan 2012

(1) Clause 1.8A Savings provisions relating to development applications

Relocate subclause (4) to be after subclause (3).

(2) Clause 1.8A(5)(b)

Omit the paragraph. Insert instead—

- (b) a development application made after the commencement of the amendments, if the development application is subsequent to, and made in reliance on, a concept development application in relation to the same development that was—
 - (i) made but not finally determined before the commencement of the amendments, or
 - (ii) granted development consent before the commencement of the amendments.

(3) Clause 1.8A(6)

Omit the subclause. Insert instead—

- (6) Despite subclause (5), an amount of additional floor space calculated under clause 6.4(1A) as inserted by *Sydney Local Environmental Plan 2012 (Amendment No 64)*—
 - (a) applies to a development application subsequent to, and made in reliance on, a development application or concept development application made in relation to the same development, and
 - (b) is calculated by reference to the additional floor space available on the date the application being relied on was made.