



New South Wales

# **Snowy River Local Environmental Plan Amendment (Kosciuszko Alpine Region) 2024**

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*.

**TRISTAN KELL**

As delegate for the Minister for Planning and Public Spaces

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### **1 Name of plan**

This plan is *Snowy River Local Environmental Plan Amendment (Kosciuszko Alpine Region) 2024*.

### **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 *State Environmental Planning Policy (Precincts—Regional) 2021*, Chapter 4 applies.

## **Schedule 1      Amendment of State Environmental Planning Policy (Precincts—Regional) 2021**

**[1] Section 4.11 Requirements for exempt and complying development**

Omit section 4.11(3)(c) and (d) and (6).

**[2] Section 4.11(3A)**

Insert after section 4.11(3)—

- (3A) To be exempt or complying development, the development must not be carried out within 50m of an Aboriginal heritage item or Aboriginal place.

**Note—** See the *National Parks and Wildlife Act 1974*, section 86 for an offence of harming or desecrating Aboriginal objects and Aboriginal places.

**[3] Section 4.12 Requirements for exempt development**

Insert before section 4.12(1)—

- (1A) To be exempt development, the development must—
- (a) meet the relevant deemed-to-satisfy provisions of the *Building Code of Australia*, or
  - (b) if there are no relevant deemed-to-satisfy provisions—be structurally adequate.

**[4] Section 4.13 Requirements for complying development**

Insert at the end of section 4.13(1)(d)—

, and

- (e) must meet the relevant provisions of the *Building Code of Australia*.