



New South Wales

State Environmental Planning Policy (Planning Systems) Amendment (State Significant Development) 2024

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*.

PAUL SCULLY, MP
Minister for Planning and Public Spaces

State Environmental Planning Policy (Planning Systems) Amendment (State Significant Development) 2024

under the

Environmental Planning and Assessment Act 1979

1 Name of policy

This policy is *State Environmental Planning Policy (Planning Systems) Amendment (State Significant Development) 2024*.

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This policy is repealed at the beginning of the day following the day on which this policy commences.

4 Maps

The maps adopted by *State Environmental Planning Policy (Planning Systems) 2021*, Chapter 2 are amended or replaced, as the case requires, by the maps approved by the Minister on the making of this policy.

Schedule 1 Amendment of State Environmental Planning Policy (Planning Systems) 2021

[1] Section 2.7 Designation of Independent Planning Commission as consent authority for certain State significant development

Insert after section 2.7(6)—

- (7) Despite subsection (1), the Independent Planning Commission is not declared to be the consent authority for development specified in subsection (1)(a) or (b) if the development is also development specified in Schedule 1, section 26A.
- (8) Subsection (7) extends to a development application made, but not determined, before the commencement of the subsection.

[2] Part 2.5 Miscellaneous

Insert at the end of the part, with appropriate section numbering—

Savings provision—existing environmental assessment requirements

- (1) An amendment to this policy made by the amending policy does not apply to a development application if—
 - (a) environmental assessment requirements were notified under the Act in relation to the development no more than 2 years before the commencement of the amending policy, and
 - (b) the development application is made within 2 years after the day on which the environmental assessment requirements were notified.
- (2) In this section—
amending policy means *State Environmental Planning Policy (Planning Systems) Amendment (State Significant Development) 2024*.

[3] Schedule 1 State significant development—general

Insert after section 10(3)—

- (4) This section does not apply to development on land within the area of the City of Sydney.

[4] Schedule 1, section 11(2)

Insert at the end of the section—

- (2) Subsection (1)(b)–(f) does not apply to development on land within the area of the City of Sydney.

[5] Schedule 1, section 12(2)

Omit the subsection. Insert instead—

- (2) Subsection (1) does not apply to the following development—
 - (a) development for the purposes of warehouses or distribution centres to which section 18 or 19 applies,
 - (b) development on land within the area of the City of Sydney.

[6] Schedule 1, section 13(3)

Insert after section 13(2)—

- (3) Subsection (2) does not apply to development on land within the area of the City of Sydney.

[7] Schedule 1, section 14(2)

Insert at the end of the section—

- (2) Subsection (1)(b) does not apply to development on land within the area of the City of Sydney.

[8] Schedule 1, section 25(1A)

Insert after section 25(1)—

- (1A) Subsection (1) does not apply to development on land within the area of the City of Sydney.

[9] Schedule 1, section 28(2)

Insert at the end of the section—

- (2) This section does not apply to development on land within the area of the City of Sydney.

[10] Schedule 2 State significant development—identified sites

Omit section 2(c).