



New South Wales

# Environmental Planning and Assessment Amendment (SEPP 72) Regulation 2002

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

ANDREW REFSHAUGE, M.P.,  
Minister for Planning

## Explanatory note

The object of this Regulation is to enable a fee to be charged by the relevant council or the Director-General of the Department of Planning for the assessment of a draft master plan prepared by or on behalf of the carrier of a telecommunications network project under Part 3 of *State Environmental Planning Policy No 72—Linear Telecommunications Development—Broadband*.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including sections 105, 137 and 157 (the general regulation-making power).

## **2002 No 457**

Clause 1                    Environmental Planning and Assessment Amendment (SEPP 72)  
   Regulation 2002

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# **Environmental Planning and Assessment Amendment (SEPP 72) Regulation 2002**

## **1 Name of Regulation**

This Regulation is the *Environmental Planning and Assessment Amendment (SEPP 72) Regulation 2002*.

## **2 Amendment of Environmental Planning and Assessment Regulation 2000**

The *Environmental Planning and Assessment Regulation 2000* is amended as set out in Schedule 1.

## Schedule 1 Amendment

(Clause 2)

### Clause 273A

Insert after clause 273:

#### **273A Assessment fee for draft master plans under SEPP 72**

- (1) If a draft master plan is prepared by or on behalf of the carrier of a telecommunications network project under Part 3 of *State Environmental Planning Policy No 72—Linear Telecommunications Development—Broadband*, the carrier must pay:
  - (a) the relevant council an assessment fee determined by the council, and
  - (b) if the relevant council fails or refuses to approve the draft master plan within 90 days after it was submitted to the council for adoption—the Director-General an assessment fee determined by the Director-General.
- (2) The assessment fee must not exceed the reasonable cost to the relevant council, or to the Director-General and the Department, of assessing the draft master plan, carrying out any associated studies and publicly exhibiting the draft master plan.