



Environmental Planning and Assessment Amendment (Quality of Construction) Regulation 2004

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*.

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Explanatory note

The object of this Regulation is to amend the *Environmental Planning and Assessment Regulation 2000* so as to postpone the application of certain amendments to that Regulation made by the *Environmental Planning and Assessment Amendment (Quality of Construction) Act 2003* that will commence on 1 March 2004.

The effect of this Regulation will be that new requirements made by those amendments for the erection and maintenance of signs on development sites, and for critical stage inspections during the construction of class 1, 5, 6, 7, 8, 9 and 10 buildings (as classified under the *Building Code of Australia*), will apply on and from 1 July 2004.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including sections 80A (11), 85 (1) (a), 109E (3) (d) and 157 (the general regulation-making power) and clause 1 of Schedule 6 to that Act.

2004 No 75

Clause 1 Environmental Planning and Assessment Amendment (Quality of Construction) Regulation 2004

**Environmental Planning and Assessment Amendment
(Quality of Construction) Regulation 2004**

under the

Environmental Planning and Assessment Act 1979

1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment Amendment (Quality of Construction) Regulation 2004*.

2 Commencement

This Regulation commences on 1 March 2004.

3 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 Amendments

(Clause 3)

[1] Clause 98A Erection of signs

Insert after clause 98A (5) (but before the note to the clause):

- (6) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

[2] Clause 136B Erection of signs

Insert after clause 136B (5) (but before the note to the clause):

- (6) This clause applies to a complying development certificate issued before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

[3] Clause 162A Critical stage inspections required by section 109E (3) (d)

Insert "on and after 1 July 2004" after "inspected" wherever occurring in clause 162A (4) and (6).

[4] Clause 227A Signs on development sites

Insert after clause 227A (4) (but before the note to the clause):

- (5) This clause does not require a sign to be erected or maintained on a site before 1 July 2004.