



New South Wales

# Local Government (General) Amendment (Transfer of Functions) Regulation 2007

under the

Local Government Act 1993

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Local Government Act 1993*.

FRANK SARTOR, M.P.,  
Minister for Planning

## Explanatory note

The object of this Regulation is to amend the *Local Government (General) Regulation 2005* as a consequence of the commencement of certain provisions of the *Local Government and Environmental Planning and Assessment Amendment (Transfer of Functions) Act 2001*. The provisions concerned remove the need for approvals under the *Local Government Act 1993* for the installation of temporary structures on land and the use of buildings and temporary structures as places of public entertainment.

This Regulation is made under the *Local Government Act 1993*, including section 748 (the general regulation-making power).

**2007 No 497**

Local Government (General) Amendment (Transfer of Functions)  
Clause 1 Regulation 2007

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**Local Government (General) Amendment (Transfer of Functions) Regulation 2007**

under the

Local Government Act 1993

**1 Name of Regulation**

This Regulation is the *Local Government (General) Amendment (Transfer of Functions) Regulation 2007*.

**2 Commencement**

This Regulation commences on 26 October 2007.

**3 Amendment of Local Government (General) Regulation 2005**

The *Local Government (General) Regulation 2005* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 3)

**[1] Clause 3 Definitions**

Omit the definitions of *Building Code of Australia* and *class* from clause 3 (1).

**[2] Clause 3 (2) and (3)**

Omit the subclauses.

**[3] Part 2, Division 2**

Omit the Division.

**[4] Clause 69 Adoption of Building Code of Australia**

Insert at the end of the clause:

(2) In this clause:

*Building Code of Australia* has the same meaning as it has in the *Environmental Planning and Assessment Act 1979*.

(3) For the purposes of this clause:

(a) a reference in the *Building Code of Australia* to the *appropriate authority* is a reference to the relevant authority exercising approval powers under the Act, and

(b) the reference in the *Building Code of Australia* in the definition of *Certificate of Accreditation* to a State or Territory accreditation authority is a reference to the Director-General when exercising his or her functions under Division 5 of Part 1 of Chapter 7 (sections 120–123B) of the Act.

**[5] Clause 81 Local approvals policies—standards**

Omit “8,” from clause 81 (1).

**[6] Clause 83 Relevant standards for places of shared accommodation**

Insert “under the *Building Code of Australia* (within the meaning of the *Environmental Planning and Assessment Act 1979*)” after “buildings”.

**[7] Schedule 1 Standards relating to approvals**

Omit “10, 12,” from the matter appearing under the heading to the Schedule.

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Schedule 1      Amendments

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**[8]    Schedule 1, Part 1**

Omit the Part.

BY AUTHORITY

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