



New South Wales

Environmental Planning and Assessment Amendment (Compliance Cost Notices) Regulation 2021

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*.

ROB STOKES, MP
Minister for Planning and Public Spaces

Explanatory note

The objects of this Regulation are to—

- (a) remove the requirement for specific matters relating to the costs and expenses claimed under a compliance cost notice to be included in the notice, and
- (b) remove the cap on the amount payable under a compliance cost notice in relation to an investigation that leads to the giving of the development control order to which the compliance cost notice relates, and
- (c) increase, from \$500 to \$750, the cap on the amount payable under a compliance cost notice in relation to the preparation or serving of the notice of the intention to give the development control order to which the compliance cost notice relates.

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1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment Amendment (Compliance Cost Notices) Regulation 2021*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Environmental Planning and Assessment Regulation 2000

(1) Clause 281B Form of compliance cost notices

Omit “including details of the relevant tasks undertaken, the hours spent completing those tasks, the relevant salary rates of the persons who have undertaken those tasks and any relevant out of pocket expenses,” from clause 281B(1)(g).

(2) Clause 281C, heading

Omit the heading. Insert instead—

**281C Maximum amounts payable under compliance cost notices—the Act,
Sch 5, cl 37(6)**

(3) Clause 281C(1)

Omit the subclause.

(4) Clause 281C(2)

Omit “an order is \$500”.

Insert instead “the development control order to which the compliance cost notice relates is \$750”.