



New South Wales

Environmental Planning and Assessment Amendment (High Speed Rail Authority) Regulation 2024

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*.

PAUL SCULLY, MP
Minister for Planning and Public Spaces

Explanatory note

The object of this regulation is to prescribe the High Speed Rail Authority established under the *High Speed Rail Authority Act 2022* of the Commonwealth as a public authority for the purposes of the *Environmental Planning and Assessment Act 1979*.

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1 Name of regulation

This regulation is the *Environmental Planning and Assessment Amendment (High Speed Rail Authority) Regulation 2024*.

2 Commencement

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

Schedule 1 Amendment of Environmental Planning and Assessment Regulation 2021

[1] Schedule 1 Public authorities

Omit “Chapter 2” from section 1(2), definition of *rail corridor* and *rail infrastructure facilities*.

Insert instead “Part 2.3, Division 15”.

[2] Schedule 1

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

High Speed Rail Authority

(1) The High Speed Rail Authority, but only for the following purposes—

- (a) to be a public authority for development for the purposes of rail and related transport facilities, including State significant infrastructure, related to the high speed rail network,
- (b) to be a determining authority for the following development that is permitted without consent by a public authority under *State Environmental Planning Policy (Transport and Infrastructure) 2021*, Chapter 2—
 - (i) development for the purposes of rail infrastructure facilities related to the high speed rail network,
 - (ii) development on land in or adjacent to a rail corridor related to the high speed rail network,
- (c) to be a determining authority for the following development that is permitted without consent under another environmental planning instrument—
 - (i) development for the purposes of rail infrastructure facilities related to the high speed rail network,
 - (ii) development on land in or adjacent to a rail corridor related to the high speed rail network.

(2) In this section—

High Speed Rail Authority means the High Speed Rail Authority established under the *High Speed Rail Authority Act 2022* of the Commonwealth.

high speed rail network has the same meaning as in the *High Speed Rail Authority Act 2022* of the Commonwealth.

rail corridor has the same meaning as in *State Environmental Planning Policy (Transport and Infrastructure) 2021*, Part 2.3, Division 15.

rail infrastructure facilities has the same meaning as in *State Environmental Planning Policy (Transport and Infrastructure) 2021*, Part 2.3, Division 15.