



New South Wales

Environmental Planning and Assessment Amendment (Development Consents) 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 exempt the following from the operation of the *Environmental Planning and Assessment Regulation 2021*, section 97A—

- (a) a development consent to carry out State significant development,
- (b) a complying development certificate,
- (c) a development consent granted by the Minister under the *Environmental Planning and Assessment Act 1979*, Part 4, Division 4.3.

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1 Name of regulation

This regulation is the *Environmental Planning and Assessment Amendment (Development Consents) 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

Section 97A Conditions relating to noise at licensed premises

Omit the section. Insert instead—

97A Conditions relating to noise at licensed premises

- (1) A condition of a development consent that regulates noise generated from licensed premises ceases to have effect to the extent the condition relates to noise arising from the matters set out in the *Liquor Act 2007*, section 79B(1)(a) or (b).
- (2) Subsection (1) does not apply to a condition of the following—
 - (a) a development consent to carry out State significant development,
 - (b) a complying development certificate,
 - (c) a development consent granted by the Minister under the Act, Part 4, Division 4.3.